SENATE JOURNAL

FIRST REGULAR SESSION

Thirty-seventh Legislature of Oklahoma

1979



SENATE JOURNAL

FIRST
REGULAR SESSION

Thirty-seventh Legislature
of Oklahoma

1979

Convened January 2, 1979
Recessed June 1, 1979
Reconvened July 2, 1979
Adjourned July 2, 1979

JOURNAL

of the

SENATE

FIRST REGULAR SESSION

OF THE

THIRTY-SEVENTH LEGISLATURE

OF OKLAHOMA

1979

Convened January 2, 1979

Recessed June 1, 1979

Reconvened July 2, 1979

Adjourned July 2, 1979

IN MEMORIAM

★

BALDWIN, DON 2-2-1912 — 7-10-1979	District 15; District 35	22nd through 35th Sessions (1949 through 1976)
BARTLETT, DEWEY F. 3-28-1919 — 3-1-1979	District 31	29th and 30th Sessions (1963 through 1966)
CARTWRIGHT, WILBURN 1-12-1892 — 3-14-79	District 20	7th and 8th Sessions (1919 through 1922)
DUFFY, CHARLES D. 5-27-1900 — 3-18-1979	District 17	15th through 20th Sessions (1935 through 1946)
JONES, DANIEL L. 1-8-1899 — 10-26-1978	District 5	23rd through 26th Sessions (1951 through 1958)
KIGHT, H. TOM, JR. 8-14-1909 — 6-18-1979	District 33	23rd and 24th Sessions (1951 through 1954)
NIX, KIRKSEY 3-25-1914 — 2-23-1979	District 25	23rd through 25th Sessions (1951 through 1956)

OFFICERS OF THE SENATE

1st Regular Session
37th Legislature
1979

SPENCER BERNARD, Rush Springs ..... President
GENE C. HOWARD, Tulsa ..... President Pro Tempore
JIM E. LANE, Idabel ..... Majority Floor Leader
JOHN D. LUTON, Muskogee ..... Assistant Majority Floor Leader
MARVIN YORK, Oklahoma City ..... Majority Whip
LEE CATE, Norman ..... Assistant Majority Whip
NORMAN A. LAMB, Enid ..... Minority Floor Leader
PHIL WATSON, Edmond ..... Assistant Minority Floor Leader
FRANK KEATING, Tulsa ..... Minority Whip
LEE SLATER, Guthrie ..... Secretary
RUTH SMITH, Oklahoma City ..... Chief Clerk
LORRIE HENKE, Edmond ..... Journal Clerk
DORIS LaREESE, Oklahoma City ..... Assistant 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

1st Regular Session

37th Legislature 1979

Convened January 2, 1979—Recessed June 1, 1979

Reconvened July 2, 1979—Adjourned July 2, 1979

(The 89 Legislative Days are shown in boldface type)

JANUARY 1979

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 1979

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 1979

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 1979

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**					

MAY 1979

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**		

JUNE 1979

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

JULY 1979

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				

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

TABLE OF CONTENTS

Officers of the Senate vii
Calendar Months, 1st Regular Session, 37th Legislature ix
Membership of Senate xii
Bills and Joint Resolutions Enacted into Law xiv
Senate Journal 1-1086
Senate Committees
Interim and Special 1091
Standing 1087
Bills Referred to General Conference Committee
on Appropriations 1101
Bills Referred to Special Conference Committees 1102
Bills Referred to Joint Conference
Committee on Retirement Laws 1104
Bills Referred to Joint Conference
Committee on Revenue 1104
Summary of Legislative Action 1105
Denotations 1109
Senate Bill Index 1111
Senate Joint Resolution Index 1165
Senate Concurrent Resolution Index 1171
Senate Resolution Index 1177
House Bill Index 1183
House Joint Resolution Index 1225
House Concurrent Resolution Index 1229
Personal Index of Members of the Senate 1233
General Index 1259
Subject Index to Bills and Resolutions 1281

MEMBERSHIP OF SENATE

Terms expire 1980

Name	Address	County	District	Politics
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
Herschal H. Crow, Jr.	Altus	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

MEMBERSHIP OF SENATE

Terms expire 1982

Name	Address	County	District	Politics
Bill J. Crutcher	Claremore	Delaware*, Mayes, Rogers	2	D
Joe Johnson	Heavener	LeFlore, Muskogee*, Sequoyah*	4	D
Roy A. Boatner	Calera	Atoka, Bryan, Johnston, Latimer*, Marshall, Pittsburg*	6	D
Robert L. Miller	Beggs	Haskell*, McIntosh, Muskogee*, Okmulgee	8	D
John L. Dahl	Barnsdall	Garfield*, Logan*, Noble, Osage*, Pawnee*	10	D
John W. Young	Sapulpa	Creek, Lincoln*, Okfuskee*, Payne*	12	D
Ernest D. Martin	Ardmore	Carter, Jefferson*, Love, Murray*	14	D
Lee Cate	Norman	Cleveland*	16	D
Don Nickles	Ponca City	Kay, Grant*	20	R
Gideon Tinsley	El Reno	Blaine*, Canadian*, Kingfisher	22	D
Kenneth K. Landis	Duncan	Cotton, Grady*, Jefferson*, Stephens	24	D
Gilmer N. Capps	Snyder	Beckham, Comanche*, Ellis, Greer*, Harmon*, Kiowa, Roger Mills, Washita*	26	D
Al Terrill	Lawton	Comanche*	32	D
Robert V. Cullison	Skiatook	Tulsa*, Osage*, Washington*	34	D
Gene C. Howard	Tulsa	Tulsa*	36	D
Frank Keating	Tulsa	Tulsa*	38	R
Mike Combs	Bethany	Oklahoma*	40	D
James F. Howell	Midwest City	Oklahoma*	42	D
Marvin York	Oklahoma City	Oklahoma*	44	D
Bernest Cain	Oklahoma City	Oklahoma*	46	D
E. Melvin Porter	Oklahoma City	Oklahoma*	48	D
Jeff Johnston	Seminole	Lincoln*, Logan*, Pottawatomie*, Seminole	50	D
E. W. Keller	Oklahoma City	Oklahoma*	52	R
Don Cummins	Tulsa	Tulsa*, Wagoner*	54	D

*District contains part of county

BILLS AND JOINT RESOLUTIONS

of the

1st Session of the 37th Legislature, 1979

SENATE BILLS ENACTED INTO LAW

3	59	95	112	136	180	229	295
6	61	96	113	138	181	231	296
7	62	97	114	140	184	234	297
11	71	98	116	141	186	236	299
17	73	99	117	143	199	238	300
23	78	100	118	144	200	242	305
27	84	101	119	146	201	243	310
31	85	102	120	148	205	244	315
33	86	103	121	149	207	248	317
34	87	104	122	153	209	251	329
39	88	105	123	158	211	252	335
43	89	106	124	160	212	254	
44	90	107	125	164	214	257	
49	91	108	127	166	215	260	
54	92	109	129	169	217	270	
55	93	110	131	170	225	276	
58	94	111	134	176	226	287	

Total: 130

SENATE JOINT RESOLUTIONS APPROVED BY GOVERNOR

1	9	17	37
7	10*	27	38
8	12	32	

Total: 11

*Became law over Governor's veto

HOUSE BILLS ENACTED INTO LAW

1001	1099	1144	1166	1251	1318	1377	1449
1002	1101	1145	1168	1252	1319	1378	1450
1004	1108	1147	1169	1255	1320	1384	1462
1006	1113	1148	1176	1262	1322	1385	1471
1013	1121	1149	1177	1264	1323	1388	1472
1014	1123	1150	1178	1268	1324	1390	1476
1019	1129	1151	1184	1272	1325	1391	1484
1020	1130	1152	1185	1274	1326	1397	1493
1027	1131	1153	1187	1276	1327	1402	1494
1031	1132	1154	1191	1278	1328	1405	1496
1032	1133	1155	1201	1284	1341	1408	1503
1034	1134	1156	1206	1286	1343	1409	1504
1037	1135	1157	1207	1297	1345	1410	1505
1038	1136	1158	1209	1298	1349	1412	1506
1040	1137	1159	1227	1300	1350	1418	1515
1050	1138	1160	1228	1302	1351	1420	
1070	1139	1161	1232	1303	1353	1426	
1078	1140	1162	1233	1306	1354	1429	
1083	1141	1163	1234	1307	1356	1439	
1088	1142	1164	1241	1309	1363	1441	
1089	1143	1165	1242	1313	1373	1443	

Total: 162

HOUSE JOINT RESOLUTIONS APPROVED BY GOVERNOR

1004	1008	1017	1034	
1007	1016	1026	1036	Total: 8

HOUSE JOINT RESOLUTION FILED WITH SECRETARY OF STATE

1025 Total: 1

HOUSE BILLS VETOED

1048 1366 Total: 2

Senate Journal

First Regular Session of the Thirty-seventh Legislature, 1979,
of the State of Oklahoma
First Legislative Day, Tuesday, January 2, 1979

Pursuant to Article 5, Section 26, of the Constitution of the State of Oklahoma, the Senate of the 1st Regular Session of the 37th Legislature assembled in its Chamber at 12:00 noon.

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

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

Present: Birdsong, Clifton, Crow, Giles, Green, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Vann, Watson and Wolfe.—22.

Excused: Berrong and Field.—2.

COMMUNICATION

The following Communication from the State Election Board was read:

November 13, 1978

TO THE PRESIDENT
OKLAHOMA STATE SENATE
THIRTY-SEVENTH LEGISLATURE
BUILDING

Sir:

Upon the face of the returns of the General Election, November 7, 1978, certified to this office by the several County Election Boards of the State, the following named appear to have been regularly elected as Members of the Senate of Oklahoma from the several Senatorial Districts, as indicated, and accordingly Certificates of Election have heretofore been issued to them by this Board, entitling each to participate in the preliminary organization of the Senate of the Thirty-seventh Legislature:

NAME	POL.	ADDRESS	DIST. NO
Bill J. Crutcher	D	Claremore	2
Joe Johnson	D	Heavener	4
Roy A. Boatner	D	Durant	6
Robert L. Bob Miller	D	Beggs	8
John L. Dahl	D	Barnsdall	10
John W. Young	D	Sapulpa	12

NAME	POL.	ADDRESS	DIST. NO
Ernest D. Martin	D	Ardmore	14
Lee Cate	D	Norman	16
Don Nickles	R	Ponca City	20
Gideon Tinsley	D	El Reno	22
Kenneth K. Landis	D	Duncan	24
Gilmer N. Capps	D	Snyder	26
Al Terrill	D	Lawton	32
Robert V. Cullison	D	Tulsa	34
Gene C. Howard	D	Tulsa	36
Frank Keating	R	Tulsa	38
Mike Combs	D	Bethany	40
James F. Howell	D	Midwest City	42
Marvin York	D	Oklahoma City	44
Certification Pending		Oklahoma City	46
E. Melvin Porter	D	Oklahoma City	48
Jeff Johnston	D	Seminole	50
E. W. Keller	R	Bethany	52
Don Cummins	D	Tulsa	54

Sincerely,

LEE SLATER, Secretary
State Election Board

OATH OF OFFICE

President Nigh announced that the Official Oath of Office, as required by Section 2 of Article 15 of the Constitution of the State of Oklahoma, was administered to Senator Young on November 17, 1978, in the Senate Chamber by Justice Barnes, and to twenty-one of the newly-elected members of the Senate on November 20, 1978, in the Senate Chamber by Justice Simms.

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

Present: Boatner, Capps, Cate, Combs, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Johnson, Johnston, Keller, Landis, Martin, Miller, Nickles, Porter, Terrill, Tinsley and York.—21.

Excused: Keating and Young.—2.

Contest Pending: District 46.—1.

The President ordered the roll called of the membership of the Senate for the First Regular Session of the 37th Legislature, which resulted as follows:

Present: Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—43.

Excused: Berrong, Field, Keating and Young.—4.

Contest Pending: District 46.—1.

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 this day, and this New Year. Father, as we establish our goals for this year, may they be Godly and good, may they be high enough to challenge us to do our best. righteous enough to turn us to You for strength, and right enough to cause us to work together to attain them.

Lord, give wisdom and courage to this legislative body.

In Jesus' name, Amen.

COMMUNICATION

The following Communication from the State Election Board was ordered read:

THE HONORABLE GEORGE NIGH
PRESIDENT OF THE SENATE
OKLAHOMA STATE CAPITOL
OKLAHOMA CITY, OKLAHOMA 73105

DEAR PRESIDENT NIGH:

Following the General Election conducted November 7, 1978, the following results were certified to the State Election Board by the Oklahoma County Election Board in State Senate District No. 46:

Bernest Cain	D	Oklahoma City	5,290
Mary Helm	R	Oklahoma City	5,084
Nelson Berry	I	Oklahoma City	283

On November 9, 1978, a contest to the announced results of said election was filed by Mary Helm. (Copy enclosed.)

A hearing was conducted in the District Court of Oklahoma County before Judge Tom R. Cornish. At the conclusion of the hearing, Judge Cornish found that Bernest Cain was entitled to a certificate of election; however, he stayed issuance of said certificate in order to permit the contestant to file an action before the Supreme Court of the State of Oklahoma. (Copy of Judge Cornish's order enclosed.)

On November 29, an application was filed by the contestant with the Supreme Court of the State of Oklahoma asking that said Court assume original jurisdiction in the matter. Following the filing of said application, the Court issued an order staying issuance of a certificate of election until further order of the Court. At this time, said order remains in effect. (Copies enclosed.)

In accordance with the foregoing, the State Election Board has not certified the results of the General Election in State Senate District No. 46, and no certificate of election has been issued for said district.

Respectfully,
s/LEE SLATER, Secretary
State Election Board

January 2, 1979

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLHOMA

IN RE: The Challenge of Mary Helm to the Correctness of Certainty of the Announced Results of the General Election Held November 7, 1978 to Fill the Office of State Senate in District No. 46 for the State of Oklahoma.

No. CD-78-1473

ORDER

On the 20th day of November, 1978, the above matter came on for hearing before the undersigned judge on the petition of the contestant, Senator Mary Helm, who challenges the correctness of the election held on November 7, 1978, in Oklahoma County, State Senate District No. 46. The contestant appears in person and by and through her attorney, Mr. Stephen Jones; the contestee, Mr. Bernest Cain, appears in person and by and through his attorneys, Mr. Eric Groves and Mr. William P. Bleakley. Contestant shall be hereinafter referred to as Helm and contestee shall be referred to as Cain. The Court, after examining the pleadings, stipulations and briefs on file herein, and after hearing the testimony of witnesses sworn and the arguments of counsel, and being fully advised in the premises makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. There was a general election held in the State of Oklahoma, November 7, 1978, wherein voters participated in an election for federal, state and county offices. One of the offices to be determined at said election was the office of State Senate, Oklahoma County, Senate District No. 46.

2. There were three candidates for the office of State Senate District No. 46: the contestant and incumbent State Senator, Mary Helm, a Republican; Contestee, Bernest Cain, a Democrat; and Nelson Berry, an Independent.

3. In State Senate District No. 46 there are 27 precincts. All of these precincts utilize voting machines for the tabulation and registration of votes. Subsequent to the election, the Oklahoma County Election Board certified to the State Election Board that Cain received a total of 5,290 votes and that Helm received 5,084 votes. The State Election Board has withheld issuing a certificate of election to Cain pending a hearing on contestant Helm's petition alleging irregularities and challenging the results of said election.

4. The irregularities in the conduct of the election as alleged by Helm involve voting machine No. 125917, which was located in Ward 6, Precinct 5. There were two voting machines in Ward 6, Precinct 5, the other voting machine being number 125077. This action involves irregularities in **only** machine No. 125917.

5. On the front of voting machine No. 125917 Helm's name appeared in the top position and Cain's name was below. On the inside back of the machine where the votes are actually recorded, Helm's name was below that of Cain's.

6. The straight Republican party county lever appeared across from the label of the Democratic candidate Cain and the straight Democratic party county lever appeared across from the label of the Republican candidate Helm.

7. During the mid-afternoon of November 7, 1978, this error was discovered by the precinct officials. In attempting to correct this irregularity, the precinct officials switched or interchanged the labels on the straight party levers. That is, the label indicating the Democratic straight party county lever on top was moved to the bottom lever and the county Republican label was moved to the top lever.

8. From 7 a.m. to an undetermined time in mid-afternoon, if a voter engaged the straight Republican party county lever, Helm received the vote; and if a voter engaged the straight Democratic party county lever, Cain received that vote. If a voter did not utilize the straight party lever, but if that voter instead engaged the individual lever for Helm, then that vote was recorded for Cain; and if that voter engaged the individual lever for Cain, then that vote was recorded for Helm.

9. After the adjustment had been made by the precinct officials in mid-afternoon, if the straight Republican party county lever was engaged, then Democrat Cain received that vote, and if the voter engaged the straight Democratic party county lever, then that vote was recorded for Republican Helm.

10. Voting machine No. 125917 was ordered shut down by the County Election Board at approximately 5:30 p.m. on November 7, 1978, and when the votes were tabulated from this machine and recorded, the results showed that 78 votes were cast for Helm, 107 votes for Cain, and 15 votes for Nelson Berry, the Independent candidate.

11. The results of the other voting machine in Ward 6, Precinct 5, that is machine No. 125077, showed that Helm received 144 votes and Cain received 143 votes.

12. When the Oklahoma County Election Board certified the final voting figures in Senate District 46 to the State Election Board, there were 5,290 votes for Cain, 5,084 for Helm, and 283 for Berry. This means that Cain received 206 more votes than Helm. The above totals include all of the votes recorded in machine No. 125917. If all the votes recorded in machine No. 125917 are not counted and are excluded from the totals certified by the County Election Board, then Cain would have 5,183 votes, Helm, 5,006, and Berry 283 votes. The net effect of **excluding** all the votes from machine No. 125917 would be that Cain received 177 more votes than Helm, leaving 185 votes not counted and in dispute.

13. There are no allegations or evidence of fraud or intentional or deliberate attempts by election officials to cause the irregularities occurring in voting machine No. 125917.

14. Helm introduced the testimony of two expert witnesses. The first witness was Dr. Samuel A. Kirkpatrick, Ph.D., Head of the Political Science Department at Texas A&M University and specialist and author of publications in Election Behavior. The other witness for Helm was Kenneth J. Meirer, a Political Scientist and Asst. Director of Government Research at the University of Oklahoma with special training in statistics and mathematics. Both of these witnesses testified that it is impossible to determine with a mathematical certainty which candidate won the election held on November 7, 1978, in Senate District No. 46.

Testifying for Cain was Dr. Albert Schwarzkoph, Ph.D., Associate Professor of Mathematics at the University of Oklahoma with a background in Analysis Statistics. His testimony was that it could be determined with mathematical certainty that Cain won the election.

It was stipulated by the parties at the hearing, that ten (10) specifically named legal registered voters, who were subpoenaed for this hearing, would testify that they attempted or intended to vote for Cain on machine No. 125917. In addition, the parties stipulated that an additional fifty (50) legally registered voters who had been subpoenaed would testify they intended to vote for Cain on machine No. 125917. The stipulations and offers of proof were objected to by Helm as being incompetent, irrelevant and immaterial. The Court thereafter took under advisement the admissibility of the two above tendered stipulations.

15. The Court adopts and incorporates by reference in its findings stipulations Nos. 1, 2 and 3, which are on file in this matter.

CONCLUSIONS OF LAW

The Court has two issues to determine:

A. Is the testimony of legal registered voters who participated in an election competent and admissible as evidence at a post-election hearing in determining who the voter intended to vote for when certain irregularities in said election are alleged?

B. Did the contestant establish that it is impossible to determine with mathematical certainty the winner of this election?

The resolution of the first question must be answered in the negative for the following reasons: since this issue is one of first impression in the State of Oklahoma, the Court concludes as a matter of law that public policy dictates that all ballots be cast under the utmost secrecy and confidentiality. Further, because of the potential untrustworthiness of such testimony being given in a post-election proceeding and the failure of the Legislature to enact laws which permit this type testimony the Court finds that the stipulations tendered to the Court that the sixty (60) subpoenaed voters would testify they intended to vote for Cain is inadmissible and cannot be considered by the Court in this proceeding. See **Kirby v. Wood,** 558 S.W.2d 180 [Ky.App. 1977].

The second question must also be answered in the negative for the following reason. The testimony on this issue was conflicting, and based upon the Court's observation of the witnesses, the Court finds that the testimony of Cain's witness, Dr. Albert Schwarzkoph, by a preponderance of the evidence, is more persuasive than the testimony of Helm's witnesses. Thus, the Court concludes the contestant has failed to meet her burden of proof under the statute which requires her to demonstrate that it is "impossible to determine with mathematical certainty which candidate is entitled to be issued a certificate of election." 26 O.S. Supp. 1974, §8-120.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THIS COURT, that Bernest Cain is entitled to be issued a certificate of election by the State Election Board in Senate District No. 46.

It is further ORDERED that no certificate of election shall be issued to Bernest Cain until Friday, December 31, 1978, at 2:00 p.m., in order that either party may file an Application in the Oklahoma Supreme Court for an Order Staying the Issuance of the Certificate of Election.

IT IS SO ORDERED.

Dated this 28th day of November, 1978.

s/Tom R. Cornish, Judge
Court of Criminal Appeals,
Special Assigned Judge

IN THE SUPREME COURT
OF THE STATE OF OKLAHOMA

STATE SENATOR MARY HELM, Petitioner,
vs.
THE STATE ELECTION BOARD OF
THE STATE OF OKLAHOMA and No. 53,014
THE HONORABLE LEE SLATER,
Secretary of the State Election Board, Respondents.

NOTICE AND ORDER GRANTING STAY

Upon the filing of the verified Application and Petition for Writ of Prohibition and Mandamus directed against the Respondents, IT IS DIRECTED AND ORDERED that said matter is set for hearing before this Court or a Justice thereof on the 5th day of December, 1978, at 1:30 o'clock p.m., at the Oklahoma State Capitol, and that pending said hearing the Respondents are directed and ordered to not issue a Certificate of Election for State Senate District No. 46 to any party.

s/Robert D. Simms
Acting Chief Justice

IN THE SUPREME COURT
OF THE STATE OF OKLAHOMA

STATE SENATOR MARY HELM, Petitioner,
vs.
THE STATE ELECTION BOARD OF
THE STATE OF OKLAHOMA and No. 53,014
THE HONORABLE LEE SLATER,
Secretary of the State
Election Board, Respondents.

O R D E R

Hearing on Application to Assume Original Jurisdiction and Petition for Writ of Prohibition and/or Mandamus, is ordered continued until Wednesday, December 6, 1978 at 1:30 p.m.

The Order Granting Stay of Issuance of Certificate of Election to remain in full force and effect until further order of this Court.

DONE BY ORDER OF THE SUPREME COURT this 1st day of December, 1978.

s/Don Barnes
Acting Chief Justice

IN THE SUPREME COURT
OF THE STATE OF OKLAHOMA

STATE SENATOR MARY HELM, Petitioner,
vs.
THE STATE ELECTION BOARD OF
THE STATE OF OKLAHOMA and
THE HONORABLE LEE SLATER,
Secretary of the State
Election Board, Respondents.

No. 53,014

ORDER GRANTING CONTINUANCE

Contestee's Application for Continuance is hereby GRANTED for good cause shown. The Hearing now set for December 5, 1978, is ordered continued until December 14, 1978, at 1:30 p.m. No further request for continuance is contemplated.

The Stay Order heretofore issued by this Court is to remain in full force and effect until further order of this Court.

DONE BY ORDER OF THE SUPREME COURT THIS 4th day of December, 1978.

s/Ralph B. Hodges
Chief Justice

BEFORE THE STATE ELECTION BOARD
IN AND FOR THE STATE OF OKLAHOMA

IN RE: The Challenge of MARY HELM to the Correctness and Certainty of the Announced Results of the General Election held November 7, 1978, to fill the Office of State Senate in District No. 46 for the State of Oklahoma.

NO. _____

PETITION OF MARY HELM
CHALLENGING THE CORRECTNESS
AND CERTAINTY OF THE ANNOUNCED RESULTS
OF THE GENERAL ELECTION HELD IN THE
STATE OF OKLAHOMA ON NOVEMBER 7, 1978,
FOR THE OFFICE OF STATE SENATE IN DISTRICT NO. 46

COMES NOW the Petitioner, Mary Helm, and hereby challenges the correctness, certainty and accuracy of the announced results of the general election held in the State of Oklahoma on November 7, 1978, for the office of State Senate on the grounds of irregularities in such election, and in support thereof, alleges and states that:

COUNT ONE

1. On November 7, 1978, a general election was conducted in the State of Oklahoma. One of the offices to be filled at such election was the office of Oklahoma State Senate, in Senate District No. 46.

2. The Petitioner, Mary Helm, an incumbent Senator at the time of said election, was a candidate in said election, whose name was entitled by law to be submitted to the Oklahoma voters for such office. Said Petitioner was a candidate of the party nomination of the Republican party, and her opponent, Bernest Cain, was the candidate of the party nomination of the Democratic party.

3. The names of the above two (2) individuals, Mary Helm and Bernest Cain, were on the ballot used in every precinct in State Senate District No. 46 in the State of Oklahoma, for said general election of November 7, 1978.

4. Pursuant to the Statute of the State of Oklahoma, the Oklahoma County Election Board chose to utilize voting machines in the aforementioned precinct for the November 7, 1978 general election.

5. At the time of the above-mentioned election of November 7, 1978, 26 O.S. Supp. Sec. 6-106, Sec. 9-119, and the remaining sections of Title 26 of the Oklahoma Statutes were in full force and effect, and said provisions govern the manner in which the official ballots shall be printed and in which the voting machines must be constructed and utilized in the State of Oklahoma, including Oklahoma County, Oklahoma. One (1) mandatory requirement set forth in said Statutes is:

"The candidates of the Democratic party shall be printed in the first column, those of the Republican party in the second column . . ."

Also, the lever should vote for the candidate designated on the label or ballot below the lever.

6. Petitioner alleges that irregularities in Ward 6, Precinct 5, located within State Senate District No. 46 in Oklahoma City, Oklahoma County, Oklahoma, in machine number 125917 made it impossible to determine with mathematical certainty which of the aforementioned candidates involved in said election is entitled to a Certificate of Election, which irregularities were as follows:

A. The names of the said candidates, Mary Helm and Bernest Cain, in machine number 125917, in Ward 6, Precinct 5, of Oklahoma County, Oklahoma, were out of order, in that the individual lever designating Mary Helm actually cast a vote for her opponent, Bernest Cain, in violation of 26 O.S. Secs. 9-107 and 9-108, and the other sections of Title 26.

B. The party levers designated the candidates of the opposing parties; that is, the party label designated "Republican" was across from the label indicating the Democratic candidate, and vice-versa, which prohibited correct straight party voting in violation of the Statutes of the State of Oklahoma, and 26 O.S. Sec. 9-107 and the other Statutes of Title 26.

C. After the election had been in progress many hours, the straight party labels were reversed, with the result that a voter voting straight Republican cast a vote for Bernest Cain, and a voter voting straight Democrat cast a vote for Mary Helm. Mary Helm and Bernest Cain's names were continued under individual levers as set forth in paragraph "A", supra., in violation of the Statutes of the State of Oklahoma, and in particular 26 O.S. Sec. 9-108 and the remaining Statutes under Title 26.

In layman's terms, during the morning hours, if an individual voter cast a straight Republican lever, he voted for Mary Helm, and if a voter voted the straight Democratic ticket, he voted for Bernest Cain; however, if an individual pulled the individual lever for Mary Helm, he actually voted for Bernest Cain or, if he pulled the individual lever for Bernest Cain, he voted for Mary Helm.

After the adjustment had been made, however, if an individual voted straight Republican, he voted for Bernest Cain for State Senate, and if he voted straight Democrat, he voted for Mary Helm.

As a result of the facts set forth herein, the arrangements of the names of Cain and Helm and how the votes were cast on the machine was altered in the day, and it is therefore mathematically impossible to determine how many votes on machine number 125917 were cast for Helm and Cain.

7. Therefore, as a result of the above irregularities, it is impossible to determine with mathematical certainty whether Mary Helm or Bernest Cain is entitled to be issued a Certificate of Election because of the number of votes in dispute on machine number

125917 is greater than the difference separating Helm and Cain in the remainder of the district. By reason thereof, no Certificate of Election should be issued to either candidate.

WHEREFORE, Petitioner respectfully prays that no Certificate of Election be issued to either candidate, Mary Helm or Bernest Cain; that machine number 125917 of Ward 6, Precinct 5, Oklahoma City, Oklahoma County, Oklahoma, be immediately impounded and not opened until such time as further Ordered by the State Election Board with this Petitioner being allowed to have a representative present at such time said machine is opened; further, that in accordance with the Statutes of the State of Oklahoma, that the State Election Board notify the Governor of the State of Oklahoma that it is not possible to determine with mathematical certainty which of the above candidates is entitled to be issued a Certificate of Election, and request the Governor Order a new election to be conducted as soon as practical in State Senate District No. 46 between said candidates, Mary Helm and Bernest Cain.

COUNT TWO

Without waiving the claim set forth above and the prayer for the specific relief described above, Petitioner alleges as her Second Count as follows:

8. Petitioner realleges the matters set forth above in paragraph "1" through "7".

9. In all other precincts counted, Bernest Cain had One Hundred Seventy-seven (177) votes more than the Petitioner, Mary Helm.

10. In the above machine number 125917, Ward 6, Precinct 5, in Oklahoma City, Oklahoma County, Oklahoma, there were One Hundred Eighty-five (185) votes cast in the Senate District No. 46 race between Bernest Cain and the Petitioner, Mary Helm. Assuming those votes cast were cast for the Petitioner Mary Helm, she should be declared the winner and issued a Certificate of Election.

11. However, since there is no certain mathematical way to determine a winner, or for whom the One Hundred Eighty-five (185) votes were cast, a new election should ensue at the direction of this Board.

WHEREFORE, since it is impossible to determine with mathematical certainty, because of the irregularities occurring in Senate District No. 46, Oklahoma County, whether the Democratic candidate or this Petitioner is entitled to be issued the Certificate of Election for the office of State Senate District No. 46, this Petitioner requests that such fact be certified to the Secretary of the State Election Board in the manner provided for in 26 O.S. Supp. 1978 Sec. 8-122, et seq., so that procedures set forth therein may be followed.

COUNT THREE

12. Petitioner incorporated paragraphs "1" through "11" above as if fully set out herein and further states that:

13. The Secretary of the County Election Board, Carl Perkins, is certifying the vote count and sending a Certificate of the vote count, including that vote from Ward 6, Precinct 5 and from machine number 125917 when said certification could not be made with mathematical certainty, and in violation of the Statutes above-named.

14. Said certification is improper and could not be made in accordance with the Statutes of the State of Oklahoma, and was of a machine which did not properly label the candidates and designate the candidates in accordance with the voting apparatus. Therefore, said certification of the county from said machine and said Ward and Precinct should be set aside and held for naught.

WHEREFORE, the Petitioner prays that the certification of machine number 125917 be withheld or withdrawn, and a new election ensue for the reasons set forth herein.

s/STEPHEN JONES
Attorney for Petitioner

s/LINDA McKNIGHT SHAW
Attorney for Petitioner

VERIFICATION

STATE OF OKLAHOMA SS:
COUNTY OF OKLAHOMA

Mary Helm, of lawful age, being first duly sworn on oath, states:

That I have read the above and foregoing instrument; am familiar with the contents thereof; and the statements and allegations contained therein are true and correct.

s/MARY HELM,
Petitioner

Subscribed and sworn to before me this 9th day of November, 1978.

s/Sydney Timmons
Notary Public

(Seal)

My Commission Expires: 12-5-82

Senator York moved that the matter referred to in the Communication from the State Election Board in regard to Senate District 46 be referred to the Committee on Rules for advisement and study, which motion was seconded by Senator Cate, and declared adopted by the President.

SENATE RULES

Senator Terrill moved that the Rules of the Thirty-sixth Legislature be adopted as the Temporary Rules for the Thirty-seventh Legislature, which motion was declared adopted.

ELECTION OF SENATE OFFICERS:

Pursuant to the action of the Democratic Caucus held May 16, 1978, the election of the Officers for the Senate, and the Democratic Caucus held on November 20, 1978, to elect the Majority Whip and the Assistant Majority Whip for the 37th Legislature, the Senate proceeded with those elections.

Senator Terrill moved that Senator Gene C. Howard be elected President Pro Tempore of the Senate for the 37th Legislature, which motion was seconded by Senators Boatner, Birdsong and Lamb, and adopted upon roll call as follows:

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—42.

Excused: Berrong, Field, Keating and Young.—4.

Not Voting: Howard.—1.

Contest Pending: District 46.—1.

Senator Rozell moved that the President appoint a committee to escort President Pro Tempore Howard to the President's desk. The motion was declared adopted and President Nigh appointed Senators Tinsley, Dahl and Martin as such committee.

President Nigh, after offering his congratulations to President Pro Tempore Howard, handed the Gavel to the newly elected President Pro Tempore.

President Pro Tempore Howard addressed the Senate as follows:

Mr. President, members of the Senate:

Thank you very much.

I am proud as I stand here to accept this honor. I am proud not because you have selected Gene Howard for the highest honor of his life, but proud because your vote is a vote endorsing a new direction for the Oklahoma Senate. In fact, it points to a new direction for state government.

That is the record of the past four years: A new, stronger role for the Senate. If nothing else, we have tried to assert the Senate into its rightful position as a partner in moving Oklahoma forward. I accept your vote today as an affirmation of that policy and as a signal to continue to build on the foundations we have laid.

Your vote says that in Oklahoma, in 1979, we are drawing the line on government. We will limit the scope of government. We are saying, "No More!" in a loud, clear voice. We are saying that the government will be run by the officers elected by the people and not by bureaucrats.

Your vote today says that Oklahoma will not fall into the trap in which the federal government finds itself. We will not be pushed around by some faceless bureaucrat

to whom the Congress has abdicated its lawful authority. We will retain control of the government in the hands of the individuals elected by the people.

Beyond that, your vote today says that the State Senate will have a forceful and proper voice in operating state government in Oklahoma. Your vote says that the Senate will be an equal partner with the Governor and the House of Representatives in making the decisions that will determine the future of our state.

The Senate will not take a back seat. We will be a part of the leadership of our state!

And in that connection, I would like to express feelings of pride in being able to serve with Governor Nigh, who I feel will make one of the greatest Governors this state has ever had.

It is appropriate to discuss the specific issues which we will face during the next two years. Let me say instead that we face a challenge unlike that faced by any of our predecessors. We must shape an Oklahoma for the 1980s that will be unlike any we have seen in the past.

We must legislate during the next two years with the broadest perspective. We must resist the temptation to deal separately with such issues as corrections, or energy, or environment, or education or other major problems facing not only us but all of the states of this Union. Such an attitude produces only stop-gap solutions and the same problems will recur in the future. Instead, we must envision an entire lifestyle as we ponder Oklahoma's future. We must design an entire standard of living that will carry us through the next decade.

That is the challenge before us on January 2, 1979.

To create a new role for Oklahoma in the '80s. A model for the entire nation. Leadership in energy. Leadership in education. In corrections, In environment. Indeed, leadership in the quality of life.

That is why my pride in accepting this honor is tempered with humility.

The burden each of us will bear the next two years is greater than the burdens borne by any Senate in the past.

I hope that I will approach the duties you have given me with the humility that is necessary to arrive at good decisions. I pray that I will each day realize that the very best leadership is not imposed from the top down, but rather from the same source which makes our country great. It is not the leaders of America who have produced the greatest nation ever known, but the people of America.

The same is no less true for the Senate.

It is not any person or any officer which makes our body great. It is the membership.

I accept my election with determination that I will be an instrument of your will during the next two years. I accept this office with the hope that I can be a forceful tool for you to shape a better Oklahoma.

And because I know you and know our Governor-elect, I have confidence that together we will leave this a better Oklahoma.

President Pro Tempore Howard presiding.

Senator Stipe moved that Senator Jim E. Lane be elected Majority Floor Leader.

Senator Crow moved that nominations for the office of Majority Floor Leader

cease and Senator Jim E. Lane be elected Majority Floor Leader by acclamation, which motion was declared adopted.

Senator Murphy moved that Senator John D. Luton be elected Assistant Majority Floor Leader.

Senator Taliaferro moved that nominations for the office of Assistant Majority Floor Leader cease and Senator John D. Luton be elected by acclamation, which motion was declared adopted.

Senator Rozell moved that Senator Marvin York be elected Majority Whip.

Senator Tinsley moved that nominations for the office of Majority Whip cease and Senator Marvin York be elected by acclamation, which motion was declared adopted.

Senator Dahl moved that Senator Lee Cate be elected Assistant Majority Whip.

Senator Kilpatrick moved that nominations for the office of Assistant Majority Whip cease and Senator Cate be elected by acclamation, which motion was declared adopted.

Senator Smith moved that Lee Slater be elected Secretary of the Senate.

Senator Luton moved that nominations for the office of Secretary of the Senate cease and Lee Slater be elected by acclamation, which motion was declared adopted.

Senator Murphy moved that Ruth Smith be elected Chief Clerk of the Senate.

Senator York moved that nominations for the office of Chief Clerk cease and Ruth Smith be elected by acclamation, which motion was declared adopted.

Senator Stipe moved that Bob Craig be elected Chief Sergeant at Arms of the Senate.

Senator Lane moved that nominations for the office of Chief Sergeant at Arms cease and Bob Craig be elected by acclamation, which motion was declared adopted.

Senator Luton moved that a Committee to Arrange for the Permanent Seating and Mileage Allowances of the members of the Senate be appointed, which motion was declared adopted.

President Pro Tempore Howard appointed the following members to serve as such committee: Senators Crow, Porter and Green.

COMMITTEE REPORT

Mr. President:

We, your Committee to Arrange for the Permanent Seating and Mileage Allowances for the members of the 1st Regular Session of the 37th Legislature, having considered the same, wish to report that, as to the permanent seating of the Senate, seating shall be proceeded with and in accordance with SENATE RULE 6 and with the Minority Party Floor Leader to announce the seating of the Minority Party Senators.

Respectfully submitted,
Herschal H. Crow, Chairman

Senator Crow moved the adoption of the above report, which motion was declared adopted. In accordance with Rule 6, the majority party officers and members were seated.

The Presiding Officer recognized Senator Lamb for the purpose of announcing the Minority Party Officers and seating the Minority Party Members.

Senator Lamb announced the Minority Party Officers as: Senator Lamb, Minority Floor Leader; Senator Watson, Assistant Minority Floor Leader; Senator Keating, Minority Whip and Senator Pierce, Minority Caucus Chairman. The Minority Party Members, in accordance with Rule 6, were seated.

MILEAGE ALLOWANCES

The Committee to arrange for the Permanent Seating and Mileage Allowances submitted the following report on mileage allowances, which was adopted upon motion of Senator Crow.

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
Capps, Gilmer N.	Snyder	278	33.36
Cate, Lee	Norman	52	6.24
Clifton, John L.	Shawnee	72	8.64
Combs, Mike	Bethany	None	None
Crow, Herschal H.	Olustee	342	41.04
Crutcher, Bill	Claremore	256	30.72
Cullison, Robert V.	Tulsa	240	28.80
Cummins, Don	Tulsa	218	26.16
Dahl, John L.	Barnsdall	302	36.24
Field, Leon B.	Texhoma	574	68.88
Giles, Ray A.	Pocassett	90	10.80
Green, Warren E.	Tulsa	240	28.80
Howard, Gene C.	Tulsa	240	28.80
Howell, James F.	Midwest City	None	None
Johnson, Joe	Heavener	420	50.40
Johnston, Jeff	Seminole	130	15.60
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
Landis, Kenneth K.	Duncan	200	24.00
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
Miller, Robert L.	Beggs	250	30.00
Murphy, Robert M.	Stillwater	134	16.08
Nickles, Don	Ponca City	220	26.40
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
Smith, Finis W.	Tulsa	240	28.80

Name	Address	Total Miles Round Trip	Amount Round Trip
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
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

The Committee to Arrange for the Permanent Seating and Mileage Allowances was ordered discharged.

Senator Luton moved that committees of three be appointed to notify the Governor and the Honorable House that the Senate is organized and ready to transact business and to arrange for a Joint Session, which motion was declared adopted.

President Pro Tempore Howard appointed the following committees:

TO NOTIFY THE GOVERNOR: Senators Rozell, Kilpatrick and Randle.

TO NOTIFY THE HOUSE: Senators Boatner, Crutcher and Cullison.

Senator Stipe moved that a Committee on Rules be appointed, which motion was declared adopted.

President Pro Tempore Howard, as provided under Rule 8(a), appointed the following members of the Rules Committee: Senator Terrill, Chairman; Senator Tinsley, Vice Chairman; and Senators Birdsong, Boatner, Cate, Crow, Field, Green, Lamb, Lane, Luton, Martin, Rozell, Stipe and York.

Senator Vann moved that the foregoing named members of the Senate be elected as members of the Committee on Rules, as provided under Rule 8(a), which motion was declared adopted.

Senator Boatner, on behalf of the Committee appointed to notify the Honorable House that the Senate is organized and ready to transact any business that may come before it and to arrange for a Joint Session with the Honorable House, reported the duty performed, and advised that the hour of 1:00 p.m. had been agreed upon for the Joint Session.

President Pro Tempore Howard ordered the committee appointed to notify the Honorable House discharged.

Senator Rozell, on behalf of the committee appointed to notify the Governor that the Senate is organized and ready to transact any business that may come before it, reported the duty completed.

President Pro Tempore Howard ordered the committee appointed to notify the Governor discharged.

A committee from the Honorable House, consisting of Representatives Weichel, Fried and Mentzer, was received, which advised that the House is organized and ready to meet with the Senate in Joint Session at 1:00 p.m.

Senator Lane announced that the hour of 1:00 p.m. having arrived, and that being the hour arranged for a Joint Session of the 1st Regular Session of the 37th Legislature, moved that the Senate, preceded by its

Officers, proceed to the Honorable House for the purpose of a Joint Session, which motion was declared adopted.

JOINT SESSION

The Senate and House of the 1st Regular Session of the 37th Legislature, in Joint Session, were 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: Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York.—43.

Excused: Berrong, Field, Keating, Young.—4.

Contest Pending: District 46.—1.

President Nigh declared a quorum of the Senate present.

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

Present: Abbott, Alexander, Arnold, Atkins, Barker, Baughman, Bengtson, Bradley, Briscoe, Caldwell, Camp, Cleveland, Cole, Combs, Conaghan, Cotner, Cowan, Craighead, Cunningham, Davis (Don), Davis (Frank), Davis (Guy), Deatherage, Denman, Duckett, Duke, Dunn, Elder, Fair, Feddersen, Fitzgibbon, Ford, Fried, Glover, Gray, Harbin, Hargrave, Harper, Hastings, Henry, Hill, Hobson, Holaday, Hooper, Hopkins, Johnson (A. V.), Johnson (Don), Joiner, Kamas, Kane, Kardokus, Kelly, Kennedy, Kerr, Lancaster, Lawter, McCaleb, McCorkell, McIntyre, Manning, Mentzer, Milacek, Monks, Monlux, Morgan, Murphy, Peterson, Poulos, Reimer, Rieger, Riggs, Roberts, Rogers, Sanders, Sheppard, Shurden, Smith, Sparkman, Stephenson, Steward, Talley, Taylor, Thompson (Don), Thompson (Mick), Townsend, Twidwell, Vaughn, Weichel, Whorton, Willis, Wilson, Winn, Wiseman, Mr. Speaker.—94.

Excused: Anderson, Brunton, Graves, Holden, Holt, Robinson, Trent.—7.

Speaker Draper declared a quorum of the House present.

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

The invocation was offered by The Reverend James Cord, Pastor of the First Christian Church, Stillwater.

President Nigh introduced the Senate Chaplain, Reverend Wendell Estep, Pastor of Council Road Baptist Church, Bethany.

Representative Dunn moved that the Joint Rules of the 36th Legislature be adopted as the Temporary Joint Rules of the 37th Legislature, which motion was declared adopted.

Speaker Draper presiding.

COMMUNICATIONS

November 13, 1978
The Honorable Jerome Byrd
Secretary of State
State Capitol
Oklahoma City, Oklahoma 73105

Dear Mr. Byrd:

I transmit to you herewith a sealed envelope addressed to the Speaker of the

House of Representatives containing the results of the General Election held November 7, 1978, to be delivered by you to the Speaker pursuant to the provisions of the Oklahoma Constitution.

Respectfully,
LEE SLATER, Secretary
State Election Board

November 13, 1978

The Honorable Daniel D. Draper, Jr.
Speaker of the House of Representatives
State Capitol Building
Oklahoma City, Oklahoma 73105

Dear Mr. Speaker:

I hereby certify that the attached compilation is a complete list of the names of all candidates voted for at the General Election held November 7, 1978, for the offices indicated, and that the figures set opposite the names represent the sum of the total vote cast for each, as certified to this office by the several County Election Boards of the State.

Respectfully submitted,

LEE SLATER, Secretary
State Election Board

The Speaker declared elected to the respective offices listed below the candidates whose names are shown in boldface type:

STATE OFFICERS	RESIDENCE	VOTE
GOVERNOR		
George Nigh (D)	Oklahoma City	402,240
Ron Shotts (R)	Moore	367,055
Billy Joe Clegg (I)	Midwest City	3,887
Jim McCuiston (I)	Oklahoma City	1,837
Floyd Shealy (I)	Oklahoma City	2,395
LIEUTENANT GOVERNOR		
Spencer Bernard (D)	Rush Springs	413,429
Terry L. Campbell (R)	Bethany	283,860
Bentley Hedges (I)	Oklahoma City	17,580
STATE AUDITOR AND INSPECTOR		
John M. Rogers (D)	Oklahoma City	314,355
Tom Daxon (R)	Sand Springs	372,308
ATTORNEY GENERAL		
Jan Eric Cartwright (D)	Oklahoma City	457,554
Richard A. Pyle (R)	Eufaula	233,678
STATE TREASURER		
Leo Winters (D)	Durant	430,796
James Otha Braly (R)	Durant	268,472
SUPERINTENDENT OF PUBLIC INSTRUCTION		
Leslie R. Fisher (D)	Moore	Unopposed

INSURANCE COMMISSIONER

Gerald Grimes (D)	Oklahoma City	Unopposed

CORPORATION COMMISSIONER

Bill Dawson (D)	Seminole	469,085
Thomas J. Petuskey (R)	Oklahoma City	208,753

DISTRICT ATTORNEY

DIST. NO.	NAME	RESIDENCE	VOTE
1	**Don E. Wood** (D)	Guymon	Unopposed
2	**Richard L. Dugger** (D)	Elk City	Unopposed
3	**Paul Braun** (D)	Hobart	Unopposed
4	**Earl E. Goerke** (R)	Watonga	Unopposed
5	**Dick W. Tannery** (D)	Lawton	Unopposed
6	**Tony R. Burns** (D)	Anadarko	Unopposed
7	**Andrew Coats** (D)	Oklahoma City	Unopposed
8	**Joseph A. Wideman** (D)	Newkirk	Unopposed
9	**Jim Langley** (D)	Stillwater	Unopposed
10	**Larry D. Stuart** (D)	Pawhuska	Unopposed
11	Michael L. Fought (D)	Bartlesville	6,880
	John G. Lanning (R)	Bartlesville	12,098
12	**T. Jack Graves** (D)	Claremore	Unopposed
13	**Thomas H. May** (D)	Miami	Unopposed
14	**S. M. Fallis, Jr.** (D)	Tulsa	Unopposed
15	**Michael C. Turpen** (D)	Muskogee	Unopposed
16	**Terry L. Amend** (D)	Poteau	Unopposed
17	**Don Shaw** (D)	Idabel	Unopposed
18	**Donald Ray Roberts** (D)	McAlester	Unopposed
19	**Ron Stubblefield** (D)	Atoka	Unopposed
20	**Ronald E. Worthen** (D)	Ardmore	Unopposed
21	**Kay Huff** (D)	Norman	Unopposed
22	**Gordon R. Melson** (D)	Ada	Unopposed
23	**Bill Roberson** (D)	Shawnee	Unopposed
24	**David Young** (D)	Sapulpa	Unopposed
24A	**James D. Jordan** (D)	Okmulgee	Unopposed
26	**L. Jack Barton** (D)	Woodward	Unopposed
27	**John W. Russell, Jr.** (D)	Wagoner	Unopposed

STATE SENATOR

*County divided into two or more districts.

DIST. NO.	COUNTY	NAME	VOTE
2	Delaware*, Mayes, Rogers	**Bill J. Crutcher** (D)	14,564
		Timothy K. Tim Mosteller (R)	4,968
4	LeFlore, Muskogee*, Sequoyah*	**Joe Johnson** (D)	Unopposed

6	Atoka, Bryan, Johnston, Latimer*, Marshall, Pittsburg*	**Roy A. Boatner (D)**	Unopposed
8	Haskell*, McIntosh, Muskogee*, Okmulgee	**Robert L. Bob Miller (D)**	Unopposed
10	Garfield*, Logan*, Noble, Osage*, Pawnee*	**John L. Dahl (D)** John Choate (R)	11,409 6,685
12	Creek, Lincoln*, Okfuskee*, Payne*	**John W. Young (D)**	Unopposed
14	Carter, Jefferson*, Love, Murray*	**Ernest D. Martin (D)**	Unopposed
16	Cleveland*	**Lee Cate (D)** Jim Helm (R)	9,918 7,600
20	Kay, Grant*	John A. Heinze (D) **Don Nickles (R)**	8,660 10,347
22	Blaine*, Canadian*, Kingfisher	**Gideon Tinsley (D)** Ernest Hellwege (R)	11,250 9,157
24	Cotton, Grady*, Jefferson*, Stephens	**Kenneth K. Landis (D)**	Unopposed
26	Beckham, Comanche*, Ellis, Greer*, Harmon*, Kiowa, Roger Mills, Washita*	**Gilmer N. Capps (D)**	Unopposed
32	Comanche*	**Al Terrill (D)** Roy D. Moore (R)	7,963 4,655
34	Tulsa*, Osage*, Washington*	**Robert V. Cullison (D)** Milt Goodwin (R)	8,270 2,361
36	Tulsa*	**Gene C. Howard (D)** Abbott Grant (R)	6,717 3,417
38	Tulsa*	**Frank Keating (R)**	Unopposed
40	Oklahoma*	**Mike Combs (D)** Wendell Dockum (R)	9,949 6,269
42	Oklahoma*	**James F. Howell (D)** Charles Campbell (R)	6,290 4,271
44	Oklahoma*	**Marvin York (D)**	Unopposed
46	Oklahoma*	Bernest Cain (D) Mary Helm (R) Nelson Berry (I)	Certification Pending
48	Oklahoma*	**E. Melvin Porter (D)**	Unopposed
50	Lincoln*, Logan*, Pottawatomie*, Seminole	**Jeff Johnston (D)** Rodney O. McCrory (R)	11,911 4,218

52	Oklahoma*	Glen C. Collins (D) **E. W. Keller (R)**	3,704 8,806
54	Tulsa*, Wagoner*	**Don Cummins (D)** Jim Forrester (R)	12,937 8,659

STATE REPRESENTATIVE
*County divided into two or more districts.

DIST. NO.	COUNTY	NAME	VOTE
1	McCurtain*	**Mike Murphy (D)**	Unopposed
2	Adair*, Sequoyah	**Don Mentzer (D)**	Unopposed
3	LeFlore*,McCurtain*	**Mick Thompson (D)**	Unopposed
4	Adair*, Cherokee	**William P. Willis (D)**	Unopposed
5	Adair*, Delaware*	**Wiley Sparkman (D)**	Unopposed
6	Craig, Mayes*, Ottawa*, Rogers*	**George Vaughn (D)**	Unopposed
7	Ottawa*	**Joseph E. Fitzgibbon (D)** Norman R. Youngberg (R)	3,685 3,308
8	Delaware*, Mayes*, Rogers*	**J. D. Whorton (R)**	Unopposed
9	Nowata*, Rogers*	**Stratton Taylor (D)**	Unopposed
10	Osage*, Washington*	**A. C. Holden (D)**	Unopposed
11	Nowata*, Washington*	Diana L. Young (D) **Robert M. Kane (R)**	3,062 7,598
12	Muskogee*, Wagoner*	**Bill Lancaster (D)** Scott Landon (R)	6,182 3,511
13	Muskogee*	**Jim Barker (D)**	Unopposed
14	Muskogee*	**John Monks (D)**	Unopposed
15	Haskell*, McIntosh, Muskogee*, Pittsburg*	**Charles R. Peterson (D)**	Unopposed
16	Okmulgee*	**Frank Shurden (D)**	Unopposed
17	Haskell*, Latimer, LeFlore*, Pittsburg*	**E. A. Red Caldwell (D)**	Unopposed
18	Pittsburg*	**Frank Harbin (D)**	Unopposed
19	Choctaw, Pittsburg*, Pushmataha	**Hollis E. Roberts (D)**	Unopposed
20	Atoka*, Bryan*, Johnston*, Love, Marshall	**Bob A. Trent (D)**	Unopposed
21	Bryan*	**Guy Davis (D)**	Unopposed

22	Atoka*, Coal*, Johnston*, Murray, Pontotoc*	**Jack Kelly (D)**	Unopposed
23	Tulsa*, Wagoner*	**Harold D. Monlux (R)**	Unopposed
24	Coal*, Hughes, Okfuskee*, Okmulgee*, Pittsburg*	**Bill Robinson (D)**	Unopposed
25	Pontotoc*	**Lonnie L. Abbott (D)** Jim Wright (R)	5,633 3,117
26	Pottawatomie*	**Robert H. Henry (D)**	Unopposed
27	Cleveland*, Oklahoma*, Pottawatomie*	**James B. Townsend (D)**	Unopposed
28	Seminole	**Ronald Gary Ron Sheppard (D)**	Unopposed
29	Creek*, Okfuskee*, Okmulgee*	**Oval H. Cunningham (D)**	Unopposed
30	Creek*	**Donald D. Thompson (D)**	Unopposed
31	Kingfisher*, Logan*, Noble*	Richard Burst (D) **Frank W. Davis (R)** Fred Bross (I)	3,842 4,591 255
32	Lincoln, Logan*, Okfuskee*	**Charlie O. Morgan (D)**	Unopposed
33	Payne*	**Joe R. Manning, Jr. (R)**	Unopposed
34	Payne*	**Daniel D. Draper, Jr. (D)**	Unopposed
35	Creek*, Kay*, Noble*, Osage*, Pawnee	**Don Johnson (D)** Wyndell Brogden (R)	5,330 3,384
36	Kay*, Osage*	**Billy Kennedy (D)** Bruce Gambill (R)	4,357 3,182
37	Kay*	Mary Layne Raley (D) **James Doepel Holt (R)**	4,069 5,013
38	Grant*, Kay*	**Dorothy D. Conaghan (R)**	Unopposed
39	Alfalfa, Blaine*, Garfield*, Grant*, Major*	**Robert Milacek (R)**	Unopposed
40	Garfield*	David Myers (D) **Homer Rieger (R)**	2,260 2,993
41	Garfield*	Ray Solomon (D) **Bob Anderson (R)**	2,753 7,372
42	Blaine*, Caddo*, Canadian*, Kingfisher*	**Tom R. Stephenson (D)** Ralph J. Choate (R)	4,865 4,532
43	Canadian*	**Donald D. Feddersen (D)** Joe Thomas (R)	5,350 2,763
44	Cleveland*	**Cleta Deatherage (D)**	Unopposed

45	Cleveland*	**Cal Hobson (D)**	4,197
		Norman Klein (R)	2,318
46	Garvin*, Grady*, McClain*	**Charles Elder (D)**	6,185
		Charles W. Aldridge (R)	2,111
47	Grady*, McClain*	**Denver Talley (D)**	6,319
		Don Leonard (R)	1,441
48	Carter*	**Don Duke (D)**	Unopposed
49	Carter*, Cotton, Jefferson	**W. D. Bradley (D)**	Unopposed
50	Stephens*	**Robert Bob Wilson (D)**	Unopposed
51	Carter*, Garvin*, Stephens*	**Vernon Dunn (D)**	Unopposed
52	Jackson*, Kiowa*	**Howard Cotner (D)**	Unopposed
53	Comanche*, Harmon*, Jackson*, Kiowa*, Tillman	**Bob E. Harper (D)**	Unopposed
54	Cleveland*	Kenneth P. Craig (D)	4,869
		Helen Cole (R)	5,447
55	Caddo*, Kiowa*, Washita	**Jerry Welchel (D)**	Unopposed
56	Caddo*, Comanche*, Grady*	**James M. Kardokus (D)**	Unopposed
57	Beckham*, Custer	**Wayne Winn (D)**	5,466
		Gary West (R)	2,789
58	Major*, Woods, Woodward*	William B. Maxwell (D)	3,471
		Lewis M. Kamas (R)	5,410
59	Beaver*, Beckham*, Dewey, Ellis, Harper, Roger Mills, Woodward*	**Rollin Reimer (D)**	5,016
		Floyd Steinert (R)	4,981
60	Beckham*, Greer, Harmon*	**Willie Rogers (D)**	Unopposed
61	Beaver*, Cimarron, Texas	Bonita Hoeme (D)	3,076
		Walter E. Hill (R)	5,482
62	Comanche*	**Don C. Davis (D)**	Unopposed
63	Comanche*	**Marvin L. Baughman (D)**	Unopposed
64	Comanche*	**Roy B. Hooper, Jr. (D)**	Unopposed
65	Comanche*	**Jim R. Glover (D)**	Unopposed
66	Tulsa*	**M. David Riggs (D)**	Unopposed
67	Tulsa*	**Joan Hastings (R)**	Unopposed
68	Tulsa*	**Robert E. Hopkins (D)**	Unopposed
69	Tulsa*	Dennis Wharton (D)	1,906
		William J. Wiseman, Jr. (R)	6,455
70	Tulsa*	**Paul D. Brunton (R)**	Unopposed

71	Tulsa*	**Helen Arnold (R)**	Unopposed
72	Tulsa*	**Don McCorkell, Jr. (D)**	Unopposed
73	Tulsa*	**Bernard J. McIntyre (D)**	Unopposed
74	Tulsa*	**Rodney George Hargrave (D)**	Unopposed
75	Tulsa*	**Gene D. Combs (D)** Carol Seim (R)	3,798 1,438
76	Tulsa*	Mary Thetford (D) **Jerry L. Smith (R)**	2,963 5,821
77	Tulsa*	**William F. Poulos (D)**	Unopposed
78	Tulsa*	**Charles Cleveland (D)** Frank Pitezel (R)	4,098 3,706
79	Tulsa*	Leon R. Standlee (D) **Ted M. Cowan (R)**	2,778 5,281
80	Tulsa*, Wagoner*	**Charles R. Ford (R)**	Unopposed
81	Oklahoma*	John Hill (D) **Neal A. McCaleb (R)**	3,360 5,581
82	Oklahoma*	Betty Shreffler (D) **T. W. Bill Holaday (R)**	4,761 5,611
83	Oklahoma*	Jerry G. Bell (D) **Stanley W. Alexander (R)**	3,588 4,118
84	Oklahoma*	Gary M. Ledbetter (D) **Bill Graves (R)**	3,049 3,798
85	Oklahoma*	Jerry Andrews (D) **George Camp (R)**	3,370 4,098
86	Oklahoma*	**Bob Kerr (D)** George Barnes (R)	3,418 3,115
87	Oklahoma*	**E. C. Sandy Sanders (D)** Alan Dabney (R)	4,810 1,533
88	Oklahoma*	**Don Denman (D)** Stephen Mattia (R)	2,088 564
89	Oklahoma*	**L. H. Bengtson, Jr. (D)**	Unopposed
90	Oklahoma*	**J. Mike Lawter (D)** Ron McWhirter (R)	1,801 1,475
91	Oklahoma*	**Charles Gray (D)** Robert E. Lee (R)	3,990 1,084
92	Oklahoma*	**Jim Fried (D)** Ray Dalatri (R)	2,871 1,486
93	Oklahoma*	**Jerry Steward (D)** Bill Heveran (R)	1,898 438
94	Oklahoma*	**Fred C. Joiner (D)** Mike Shaw (R)	3,327 1,367

95	Oklahoma*	**David C. Craighead (D)**	Unopposed
96	Oklahoma*	**James E. Briscoe (D)** Maxine Kincheloe (R)	3,103 2,850
97	Oklahoma*	**Hannah D. Atkins (D)** Mack Kuykendall (R)	2,551 1,583
98	Canadian*, Oklahoma*	**Ross Duckett (D)** Virginia Gregory (R)	4,525 2,842
99	Oklahoma*	**A. Visanio Johnson (D)**	Unopposed
100	Canadian*, Oklahoma*	Douglas L. Hall (D) **Mike Fair (R)**	2,281 5,202
101	Oklahoma*	**Carl Twidwell, Jr. (D)**	Unopposed

JUDICIAL OFFICERS

JUSTICE OF THE SUPREME COURT — Retention Ballot

OFFICE NO.	NAME	RESIDENCE	YES	NO
1	Robert E. Lavender	Claremore	395,147	181,862
6	Robert D. Simms	Tulsa	405,056	172,649
9	John B. Doolin	Lawton	377,509	180,977

JUDGE OF THE COURT OF CRIMINAL APPEALS — Retention Ballot

OFFICE NO.	NAME	RESIDENCE	YES	NO
1	Tom R. Cornish	McAlester	389,452	179,767
3	Hez J. Bussey	Norman	372,403	190,207

JUDGE OF THE COURT OF APPEALS — Nonpartisan

DIST. NO.	NAME	RESIDENCE	VOTE
1	Paul W. Brightmire	Tulsa	Unopposed
2	Robert Neptune	Bartlesville	Unopposed

DISTRICT JUDGE — Nonpartisan

DIST. NO.	OFFICE NO.	NAME	RESIDENCE	VOTE
1	1	**Frank Ogden**	Guymon	Unopposed
2	1	**Charles M. Wilson**	Sayre	Unopposed
3	1	**Weldon Ferris**	Altus	Unopposed
4	1	**Joe Young**	Woodward	Unopposed
4	2	**J. Russell Swanson**	Enid	Unopposed
4	3	**William O. Green**	Enid	Unopposed
5	1	**Jack Brock**	Lawton	Unopposed
5	2	Hegel Branch, Jr. **George W. Lindley**	Duncan Duncan	11,169 23,901
5	3	**J. Winston Raburn**	Lawton	Unopposed
5	4	**William M. Roberts**	Lawton	Unopposed
6	1	**Milbern Jay Adams** Clarence Lefty Maher	Anadarko Chickasha	9,345 8,140
7	1	**Charles L. Owens**	Oklahoma City	Unopposed
7	2	**Homer Smith**	Oklahoma City	Unopposed
7	3	**David M. Cook**	Oklahoma City	Unopposed
7	4	**Harold C. Theus**	Oklahoma City	Unopposed
7	5	Karl Gray **Jack R. Parr**	Oklahoma City Oklahoma City	34,951 60,325
7	6	**Carmon C. Harris**	Oklahoma City	Unopposed
7	7	**William S. Myers, Jr.**	Oklahoma City	Unopposed
7	8	**Floyd L. Martin** Bill James	El Reno Yukon	51,347 35,261
7	9	**William R. Saied**	Oklahoma City	Unopposed
7	10	**Stewart M. Hunter**	Oklahoma City	Unopposed
7	11	**William C. Kessler**	Oklahoma City	Unopposed

7	12	**Raymond Naifeh**	Oklahoma City	Unopposed
7	13	**Arthur Lory Rakestraw**	Oklahoma City	Unopposed
7	14	**Joe Cannon**	Oklahoma City	69,808
		Eugene Mathews	Oklahoma City	33,811
7	15	George Pendell	Oklahoma City	45,976
		John M. Amick	Oklahoma City	51,168
8	1	**Lowell Doggett**	Ponca City	Unopposed
9	1	**Ray Lee Wall**	Stillwater	Unopposed
10	1	**Don H. Hampton**	Pawhuska	Unopposed
11	1	**Arthur J. Boose**	Bartlesville	Unopposed
12	1	**William J. Whistler**	Vinita	Unopposed
12	2	**Byron Ed Williams**	Claremore	10,664
		James D. Pendergrass	Vinita	9,934
13	1	**Sam C. Fullerton**	Miami	Unopposed
14	1	**William W. Means**	Tulsa	Unopposed
14	2	**Joe Jennings**	Tulsa	71,881
		Jerry E. Truster	Tulsa	23,238
14	3	**Raymond W. Graham**	Tulsa	Unopposed
14	4	**Margaret Lamm**	Tulsa	Unopposed
14	5	**Richard E. Comfort**	Cleveland	Unopposed
14	6	**R. F. Martin**	Tulsa	56,593
		Charles Gerald Pope	Tulsa	39,666
14	7	**M. M. McDougal**	Tulsa	Unopposed
14	8	**Ronald Ricketts**	Tulsa	Unopposed
14	9	**Jay Dalton**	Tulsa	Unopposed
14	10	**Richard V. Armstrong**	Tulsa	Unopposed
14	11	**Patricia M. Hoebel**	Tulsa	68,460
		William W. Hood	Tulsa	32,196

14	12	Cliff Hopper	Tulsa	41,782
		David Winslow	Tulsa	55,113
14	13	**Robert E. Caldwell**	Tulsa	57,487
		Earl Truesdell	Tulsa	42,448
15	1	**Hardy Summers**	Muskogee	Unopposed
15	2	**William H. Bliss**	Tahlequah	Unopposed
15	3	**Bill Ed Rogers**	Sallisaw	Unopposed
16	1	**Pat Pate**	Poteau	8,453
		Harrell F. Followell	Poteau	6,622
17	1	Neal Merriott	Idabel	5,510
		G. Gail Craytor	Broken Bow	8,604
18	1	**Robert A. Layden**	McAlester	Unopposed
19	1	**Joe C. Taylor**	Durant	Unopposed
20	1	**James H. Dillard**	Ardmore	Unopposed
20	2	**G. Dixie Colbert**	Sulphur	Unopposed
21	1	Elvin J. Brown	Norman	14,477
		Preston Trimble	Norman	26,016
21	2	**Joe D. Shumate**	Pauls Valley	Unopposed
21	3	**Alma Wilson**	Norman	Unopposed
22	1	**Frank H. Seay**	Wewoka	Unopposed
22	2	**Ronald L. Jones**	Ada	Unopposed
22	3	**Rudolph Hargrave**	Wewoka	Unopposed
23	1	**Donald E. Powers**	Chandler	Unopposed
23	2	**Lloyd H. Henry**	Shawnee	Unopposed
24	1	**Lester Dale Henderson**	Sapulpa	Unopposed
24	2	**Jess I. Miracle**	Okemah	Unopposed
24	3	**John Maley**	Okmulgee	Unopposed
24	4	**Charles S. Woodson**	Drumright	Unopposed

24	5	**Kirk Woodliff**	Henryetta	Unopposed
25	1	**Lavern Fishel**	Coalgate	Unopposed

ASSOCIATE DISTRICT JUDGE — Nonpartisan

COUNTY	NAME	RESIDENCE	VOTE
Adair	**L. T. Spray**	Stilwell	Unopposed
Alfalfa	**Wayne B. Smith**	Cherokee	1,889
	H. W. Wright	Cherokee	1,323
Atoka	Reid K. Mayfield	Atoka	1,654
	Merline Bonner	Atoka	1,984
Beaver	**James F. Lane**	Beaver	Unopposed
Beckham	**Gary P. McGinn**	Elk City	Unopposed
Blaine	**Larry D. Smith**	Watonga	Unopposed
Bryan	**John Allen Phillips II**	Durant	Unopposed
Caddo	Oliver E. Davis	Anadarko	2,288
	Tom Zynda	Anadarko	4,964
Canadian	**James D. Bednar**	El Reno	Unopposed
Carter	Earl E. LeVally	Healdton	4,207
	Thomas S. Walker	Ardmore	6,811
Cherokee	**Lynn Burris**	Tahlequah	Unopposed
Choctaw	**James R. Wolfe**	Hugo	2,629
	Ralph K. Jenner	Boswell	1,314
Cimarron	**C. R. Board**	Boise City	Unopposed
Cleveland	**Alan J. Couch**	Norman	Unopposed
Coal	**John T. Lawson**	Coalgate	Unopposed
Comanche	Lonny G. Long	Lawton	5,599
	Kenneth L. Youngblood	Lawton	11,920
Cotton	No Filings		
Craig	**Jess B. Clanton, Jr.**	Vinita	2,397
	Kent Ryals	Vinita	1,659

Creek	**Streeter Speakman**	Sapulpa	Unopposed
Custer	**Eph Monroe**	Clinton	4,872
	David D. Brunson	Clinton	2,394
Delaware	**Frieden Lee Machesney**	Jay	Unopposed
Dewey	**Robert W. Collier**	Taloga	Unopposed
Ellis	**Charley W. Barton**	Arnett	Unopposed
Garfield	**Park W. Lamerton**	Enid	Unopposed
Garvin	**Haskell Paul**	Pauls Valley	4,677
	Garland H. Hope	Pauls Valley	3,166
Grady	**Mike Chaffin**	Chickasha	Unopposed
Grant	**John W. Michael**	Medford	Unopposed
Greer	**W. B. Garrett**	Mangum	Unopposed
Harmon	**William M. Fancher**	Hollis	Unopposed
Harper	**Richard W. Pickens**	Buffalo	Unopposed
Haskell	**John N. Henderson**	Stigler	Unopposed
Hughes	**Bob Rives**	Holdenville	Unopposed
Jackson	**Loys Criswell**	Altus	Unopposed
Jefferson	**P. C. Largent, Jr.**	Waurika	Unopposed
Johnston	**H. Leo Austin**	Tishomingo	Unopposed
Kay	**Roger Mullins**	Ponca City	Unopposed
Kingfisher	**Robert C. Lovell**	Hennessey	3,099
	Court Pappe, Jr.	Kingfisher	2,260
Kiowa	**Clarence W. Hunter**	Hobart	Unopposed
Latimer	Ray A. Johnston	Wilburton	988
	Bill Welch	Wilburton	1,974
LeFlore	Larry H. Moon	Poteau	2,429
	Robert Edward Price	Poteau	5,729
Lincoln	**Robert L. Foster**	Chandler	Unopposed

Logan	**William W. Wheeler**	Guthrie	Unopposed
Love	**Kenneth L. Delashaw, Jr.**	Marietta	Unopposed
McClain	**Gary Blevins**	Purcell	Unopposed
McCurtain	**John A. Tony Benson**	Idabel	Unopposed
McIntosh	**Marshall Warren**	Eufaula	Unopposed
Major	**James A. Wilkinson**	Fairview	Unopposed
Marshall	**Owen Townsend**	Madill	Unopposed
Mayes	Edwin M. Moore	Pryor	3,497
	W. M. Bill Thomas	Pryor	4,278
Murray	**William R. Fulton**	Sulphur	Unopposed
Muskogee	Joe R. Boatman	Muskogee	6,444
	Lyle Burris	Muskogee	12,371
Noble	**Paul W. Cress**	Perry	Unopposed
Nowata	**Glenn H. Chappell**	Nowata	Unopposed
Okfuskee	**O. C. Craig**	Okemah	Unopposed
Oklahoma	**Charlie Y. Wier**	Midwest City	47,008
	Charles E. Halley	Oklahoma City	34,005
Okmulgee	**O. E. Richeson**	Henryetta	Unopposed
Osage	**Mermon H. Potter**	Pawhuska	Unopposed
Ottawa	**Jon D. Douthitt**	Miami	Unopposed
Pawnee	**Charles D. Arney**	Cleveland	Unopposed
Payne	**Charles Headrick**	Stillwater	Unopposed
Pittsburg	**Wesley Brown**	McAlester	7,111
	James B. Martin	McAlester	4,918
Pontotoc	Calvert L. Cannon	Ada	3,654
	Mike Addicott	Ada	5,642
Pottawatomie	**Glenn Dale Carter**	Tecumseh	Unopposed
Pushmataha	Jerry Welch	Antlers	1,417
	Lowell R. Burgess, Jr.	Antlers	2,115

Roger Mills	**Giles C. Peterson**	Cheyenne	Unopposed
Rogers	**Edwin D. Carden**	Claremore	Unopposed
Seminole	**Bill Biggers**	Wewoka	Unopposed
Sequoyah	Gerald Hunter	Sallisaw	3,819
	Fred D. Jack Green	Sallisaw	4,070
Stephens	Robert G. Perrine, Jr.	Duncan	4,696
	Ellen Colclasure Steely	Duncan	7,356
Texas	**Don Dale**	Guymon	Unopposed
Tillman	**Harrison Roe**	Frederick	Unopposed
Tulsa	**B. R. Beasley**	Tulsa	Unopposed
Wagoner	Richard W. Carpenter	Wagoner	4,051
	Paul E. Simmons	Broken Arrow	4,134
Washington	**James H. Laughlin**	Bartlesville	Unopposed
Washita	**John Charles Edwards**	Cordell	Unopposed
Woods	**Ray Dean Linder**	Alva	Unopposed
Woodward	**Ray Don Jackson**	Woodward	Unopposed

President Nigh presiding.

President Nigh advised that Governor David L. Boren had transmitted a written Message to the Joint Session, and requested that the Reading Clerk read the Message from the Governor in full.

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

The Senate reassembled in its Chamber with Senator Lane presiding.

Senator Luton questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senators Berrong, Field and Young asked to be shown present, which was the order.

Senator Clifton moved that the Message of the Governor, read in Joint Session, be incorporated in the Senate Journal for this legislative day, which motion was declared adopted.

MESSAGE FROM THE GOVERNOR

Governor Nigh
Speaker Draper
Senate President Pro Tempore Howard
Members of the 37th Legislature

The Constitution of our State requires that the Governor who is in office on the first day of the new legislative session shall send a message to the Legislature. Because I do not want to intrude upon the privilege of the newly elected Governor to lead in setting the Legislative Agenda for 1979, I felt that a written message would be most appropriate.

I leave the Governor's office with mixed emotions. There is happiness and excitement which comes from a new challenge and a new opportunity for public service. There is also sadness in leaving colleagues in all three branches of State Government with whom I have worked for the past four years as Governor and in some cases during the prior eight years as a member of the House of Representatives. To you, my colleagues, I express my sincere appreciation for your friendship. No person is self-made and my opportunity to serve in public office is a direct result of the help and counsel of my friends and associates.

This is not the time or place to recount the achievements of the past four years. There are many from which we can collectively draw satisfaction. This is a time for looking ahead, for working to create a better Oklahoma for the future.

I would urge the newly elected members of the legislature to never shrink from being creative and innovative. Oklahoma is in the forefront of all of the states in terms of economic, social, and cultural development. If America is to remain alive and well, Oklahoma must do its part by being at the lead in progressive state government.

There are five brief areas that deserve special mention. Some represent long-term challenges for our state. Others are more immediate in nature. This list of five is by no means meant to be exhaustive or complete. It does not include vital areas like corrections, education, transportation, local finance, or medical service, because I know that these areas will automatically be on your agenda. The areas which I have listed are areas of special concern that should not be overlooked as you deal with other problems.

Two deserve swift attention during the first thirty days of the legislative session. The first is action to exempt small businesses from the coverage of the Workers Compensation bill. Small businesses today are threatened by excessive costs and over-regulation. Unfortunately, other matters which were damaging to reform of the Workers Compensation system were always included in legislative bills. Therefore, the simple issue of exemptions for small businesses, by itself, has never had a chance to be approved by the Legislature and Governor. Since the present law stipulates that small businesses will come under the Act on January 1, prompt legislative action is necessary.

Second, I have transmitted a suggested bill to the leaders of both houses and the Chairmen of the Oil and Gas Committees of both houses of the Legislature which would protect Oklahoma utility consumers from sudden sharp increases in utility bills.

When the State Corporation Commission is recognized as a regulating authority by the Federal Department of Energy, the price for new natural gas in Oklahoma will escalate from approximately $1.63 per mcf to $2.09 per mcf. This could trigger redetermination clauses in old intrastate gas contracts and cause a sudden increase in utility rates.

The Corporation Commission must file for recognition prior to March 1 of this year. This means that the Legislature must act before this date. Failure of the Commission to file to become a jurisdictional agency by March 1 of this year could cause a loss of revenues to the State of $1,280,000 and a loss of revenue to royalty owners of $3,428,600. It is extremely difficult to draft a bill which will meet constitutional tests and will also strike a fair balance between Oklahoma consumers and producers. It would be very damaging for our gas to leave Oklahoma for other markets, creating shortages here at home. I make no claim of perfection for the bill

which I have transmitted for your consideration and study. It is simply a suggestion drawn from the best advice on energy matters available to me.

In a third area, I hope that you will carefully study the recommendations made in the report to me prepared by my legal counsel, Boston Smith, on public trusts in which the state is the beneficiary. This very thorough study was commenced as a result of my Executive Order of June 28, 1976, ordering these trusts to make available information about their activities.

The report contains a list of very specific recommendations and I strongly endorse each one of them. The trusts have handled millions of dollars. In the public interest, the laws governing their accountability need to be strenghtened.

Already, the Legislature has acted to remove ad valorem tax exemptions for trust related retail and wholesale operations. In addition, legislative approval is now necessary for the creation of new trusts for which the state is the beneficiary. I certainly endorse these actions, but much remains to be done as the report indicates.

A fourth area that continues to merit attention and is sometimes overlooked is the preservation of our natural heritage in Oklahoma. The first thirty-six miles of a hiking trail near Beavers Bend in Southeastern Oklahoma which was built mainly by those previously unemployed has been completed. My hope is that the Legislature will take an active interest in the acquiring of scenic easements and funds to assure the completion of the trail from its beginning to the area of the Illinois River and eventually to the environs of Grand Lake. Trails and scenic areas in other parts of the state should also be developed and preserved. Young Oklahomans in the future should be able to know the natural beauty which we enjoy from first hand experience.

Fifth, and perhaps most important, for the long-range maintenance of our quality of life in Oklahoma, is the development of a comprehensive statewide water plan. At present about one-fourth of our citizens, many of them in Eastern Oklahoma, do not have an adequate water supply at their homes and businesses. In Central and Western Oklahoma, the failure to develop additional water supplies will cause a shortage approaching 300 million gallons of water per day within twenty-five years. The failure to reach agreement on a bill last year has brought all federal work on new water development projects for Oklahoma to a virtual standstill. Under new federal policies, the federal government will not act until the state government passes authorizing legislation.

Regional differences must be put aside. The water needs for Oklahoma for the next 100 years can be met by putting to use only six percent of the water now leaving our state each year as flood water, of no positive use to anyone. A plan can be devised to build storage reservoirs in the West and protect lake levels for tourism in the East. Low interest state loans to communities needing help in developing water resources should be provided statewide.

These and many other challenges await you as you begin your work together. I wish for each and every one of you a productive session that will bring to you a sense of accomplishment for the people of Oklahoma. Our fellow Oklahomans are a special people with solid values. They deserve the very best from all of us who work for them.

PREFILED BILLS

As provided under 75 O.S. 1971, §§26.11 through 26.14, the bills and resolutions which had been prefiled were presented to the Secretary of the Senate.

INTRODUCTION

Senator Schuelein introduced Dr. O. J. Looper, Miami, and Dr. Dan Lane, Oklahoma City, as the Doctors of the Day.

Senator Luton moved that President Pro Tempore Howard be authorized and directed to approved 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 Luton moved that each member of the Senate be allowed Three Hundred Fifty Dollars in payment of expenses incident to the purchase of personal stationery, supplies and materials, which motion was declared adopted.

COMMUNICATION

President Pro Tempore Howard acknowledged a communication from the State Board of Equalization and asked that it be incorporated in the Journal for this day:

RESOLUTION OF THE
STATE BOARD OF EQUALIZATION

WHEREAS, according to the provision of Article X, Section 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 1980) 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, Section 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, 1980) 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	$858,138,883
Federal Revenue Sharing Fund	23,698,820
Alcoholic Beverage Fund	555,935
State Examiner and Inspector Fund	332,433
Property and Casualty Rates Board Fund	1,850,833
Insurance Commissioner Fund	2,836,805
Liquefied Petroleum Gas Fund	160,947
Oklahoma Tax Commission Fund	20,374,078
Occupational Health and Safety Fund	230,000
Worker's Compensation Administration Fund	2,542,702
Technical and Scientific Education Fund	5,132,075
State Judicial Fund	2,500,000
Special Conservation Fund	34,460,000
Cosmetology Fund	450,000
Council on Law Enforcement Education and Training Fund	450,000

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, Section 23 of the State Constitution as amended July 22, 1975.

Done this 20th day of November, 1978.

David L. Boren, Governor and Chairman of the Board /s/

John M. Rogers, State Examiner and Inspector and Vice-Chairman /s/

Ray Parr, State Auditor and Secretary of the Board /s/

Leo Winters, State Treasurer and Member

Jerome W. Byrd, Secretary of State and Member /s/

Larry Derryberry, Attorney General and Member /s/

David Stratton, President of the Board of Agriculture and Member /s/

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
DIVISION OF THE BUDGET

November 20, 1978

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 FIRST SESSION OF THE 37TH LEGISLATURE

GENERAL REVENUE FUND

Total Revenue Fiscal Year Ending June 30, 1978		$704,380,324
The five year average increase yielding the lesser of the the two methods: (16.47 % x 2) x 704,380,324 equals		232,022,879
Adjustment:		
Income Tax		
Conservation Tax Refunds (H.B. 1439, 1st Session 36th Leg. 1977)	$(10,308,000)	
Savings and Loan (H.B. 1307, 1st Session 36th Leg. 1977)	(2,867,263)	
Head of Household (S.B. 36, 1st Session 36th Leg. 1977)	(950,000)	
Gas used to manufacture electricity (H.B. 1717, 2nd Session 36th Leg. 1978)	1,000,000	
Cash Flow (H.B. 1849, 2nd Session 36th Leg. 1978)	(21,118,200)	
Freight Car Tax (H.B. 1623, 2nd Session 36th Leg. 1978)	(622,462)	
Net Adjustment		(34,865,925)
Amount Determined by Formula		$901,537,278
Estimated Income Fiscal Year 1980		858,138,883
TOTAL GENERAL REVENUE FUND FOR F.Y. 1980 AVAILABLE FOR APPROPRIATION		$858,138,883

ITEMIZED ESTIMATE OF REVENUES TO THE GENERAL REVENUE FUND FOR THE FISCAL YEAR ENDING JUNE 30, 1980
AND COMPARISON REPORT ILLUSTRATING CURRENT AND LAST FISCAL YEAR REVENUES CREDITED AND PROJECTED

SOURCE	YEAR TO DATE FIRST FOUR MONTHS F.Y. 1978	YEAR TO DATE FIRST FOUR MONTHS F.Y. 1979	FY-78 ACTUAL	FY-79 PROJECTED	FY-80 ESTIMATED
Alcoholic Beverage Excise Tax	$ 4,562,410.06	$ 4,680,730.36	$ 13,252,102.49	$ 13,742,430	$ 14,232,758
Beverage Tax	5,859,039.18	6,326,188.09	15,647,668.50	16,743,005	17,838,342
Cigarette Tax	13,727,196.85	14,866,123.67	36,238,764.33	38,083,464	39,928,163
Franchise Tax	10,952,830.13	12,557,060.63	11,782,667.42	12,984,499	14,186,332
Freight Car Tax	466,282.09	-0-	467,735.64	-0-	-0-
Fuel Excise Tax	510,715.85	568,252.90	1,442,105.28	1,479,600	1,517,095
Gross Production Tax	40,150,136.85	44,029,883.29	122,724,024.67	126,824,872	130,925,720
Income Tax	177,787,635.20	220,249,092.76	327,346,382.61	404,700,686	449,482,888
Estate and Gift Tax	7,419,073.26	9,558,778.59	23,669,909.35	25,606,250	27,542,592
Insurance Premium Tax	7,352,971.05	161,061.77	38,537,872.47	36,000,000	41,500,000
Motor Vehicle Excise Tax	11,013,260.64	11,012,997.37	39,178,452.66	43,364,519	48,550,496
Sales Tax	2,562,498.82	3,034,621.79	7,839,995.90	8,937,595	10,035,195
Tobacco Products Tax	1,161,985.31	1,268,937.90	3,576,734.97	3,684,037	3,791,339
Use Tax	3,666,718.63	7,117,235.85	11,507,449.19	12,266,941	13,026,432
Filing Fees — Secretary of State	537,417.54	596,542.76	910,717.66	960,807	1,010,896
Coin Device Licenses	147,416.62	201,078.86	622,682.48	645,099	667,515
Drivers' Licenses	1,188,624.96	1,337,002.26	4,238,450.75	4,043,481	3,848,512
Oversize Truck Permits	203,295.00	229,960.00	599,685.00	620,674	641,663
Title Fees	312,571.65	272,671.20	1,136,582.48	1,139,992	1,143,401
Interest on Bank Deposits	8,793,364.71	15,737,906.37	33,222,030.08	29,983,706	26,745,382
Other Receipts	891,515.71	1,069,306.58	5,200,791.17	5,762,477	6,324,162
Transfers	-0-	-0-	5,237,519.22	5,200,000	5,200,000
TOTAL REVENUE	$299,266,960.11	$354,875,433.00	$704,380,324.32	$792,774,134	$858,138,883

SPECIAL FUNDS AVAILABLE FOR APPROPRIATION BY
THE FIRST SESSION OF THE 37TH LEGISLATURE

FEDERAL REVENUE SHARING FUND		
Total Revenue Fiscal Year Ended June 30, 1978	$26,363,285	
The five year average increase yielding the lesser of the two methods: 1.47% x 2 x 26,363,285 equals	775,080	
Adjustment: Decrease in Federal Entitlement	(3,439,545)	
Amount determined by Formula	$23,698,820	
Estimated Income for F.Y. 1980	$23,698,820	
Available for Appropriation		$23,698,820
ALCOHOLIC BEVERAGE FUND		
Total Revenue Fiscal Year Ended June 30, 1978	$ 392,895	
The five year average increase yielding the lesser of the two methods: 2.93 % x 2 x 392,895 equals	23,024	
Adjustment: Licenses & Fees (S.B. 470, 2nd Session 36th Leg. 1978)	140,016	
Amount determined by Formula	$ 555,935	
Estimated Income for F.Y. 1980	$ 650,000	
Available for Appropriation		$ 555,935
STATE EXAMINER AND INSPECTOR FUND		
Total Revenue Fiscal Year Ended June 30, 1978	$ 283,211	
The five year average increase yielding the lesser of the two methods: 8.69% x 2 x 283,211 equals	49,222	
Amount determined by Formula	$ 332,433	
Estimated Income for F.Y. 1980	$ 334,633	
Available for Appropriation		$ 332,433

PROPERTY AND CASUALTY RATES BOARD FUND		
Total Revenue Fiscal Year Ended June 30, 1978	$ 1,455,058	
The five year average increase yielding the lesser of the two methods: 13.6 % x 2 x 1,455,058 equals	395,775	
Amount determined by Formula	$ 1,850,833	
Estimated Income for F.Y. 1980	$ 1,877,747	
Available for Appropriation		$ 1,850,833
INSURANCE COMMISSIONER FUND		
Total Revenue Fiscal Year Ended June 30, 1978	$ 3,151,076	
The five year average increase yielding the lesser of the two methods: 21.11% x 2 x 3,151,076 equals	1,330,384	
Amount determined by Formula	$ 4,481,460	
Estimated Income for F.Y. 1980	$ 2,836,805	
Available for Appropriation		$ 2,836,805
LIQUEFIED PETROLEUM GAS FUND		
Total Revenue Fiscal Year Ended June 30, 1978	$ 162,572	
The decrease of the last preceding fiscal year yielding the lesser of the two methods: (.05) % x 2 x 162,572 equals	(1,625)	
Amount determined by Formula	$ 160,947	
Estimated Income for F.Y. 1980	$ 162,000	
Available for Appropriation		$ 160,947
OKLAHOMA TAX COMMISSION		
Total Revenue Fiscal Year Ended June 30, 1978	$16,451,937	
The five year average increase yielding the lesser of the two methods: 11.92% x 2 x 16,451,937 equals	3,922,141	
Amount determined by Formula	$20,374,078	
Estimated Income for F.Y. 1980	$20,607,838	
Available for Appropriation		$20,374,078

OCCUPATIONAL HEALTH AND SAFETY FUND		
Total Revenue Fiscal Year Ended June 30, 1978	$ 238,026	
The decrease of the last preceding fiscal year yielding the lesser of the two methods: (.83)% x 2 x 238,026 equals	(3,951)	
Amount determined by Formula	$ 234,075	
Estimated Income for F.Y. 1980	$ 230,000	
Available for Appropriation		$ 230,000
WORKERS' COMPENSATION ADMINISTRATION FUND		
Effective Date 7-1-78 (H.B. 1228, 1st Session 36th Leg. 1977)		
Estimated Income for F.Y. 1980	$ 2,542,702	
Available for Appropriation		$ 2,542,702
TECHNICAL AND SCIENTIFIC EDUCATION SPECIAL FUND		
Total Revenue Fiscal Year Ended June 30, 1978	$ 3,833,340	
The five year average increase yielding the lesser of the two methods: 16.94% x 2 x 3,833,340 equals	1,298,735	
Amount determined by Formula	$ 5,132,075	
Estimated Income for F.Y. 1980	$ 5,453,913	
Available for Appropriation		$ 5,132,075
STATE JUDICIAL FUND		
Total Revenue Fiscal Year Ended June 30, 1978	$ 3,947,398	
The decrease of the last preceding fiscal year yielding the lesser of the two methods: (7.45) % x 2 x 3,947,398 equals	(588,162)	
Adjustment:		
Increased Court Fees	$ 2,400,000	
Less-Judicial Retirement (H.B. 1518, 2nd Session 36th Leg. 1978)	(1,836,000)	
Law Enforcement Training Fund	(450,000)	
Net Adjustment	114,000	

Amount determined by Formula	$ 3,473,236	
Estimated Revenue for F.Y. 1980	$ 2,500,000	
Available for Appropriation		$ 2,500,000
SPECIAL CONSERVATION FUND		
Effective Date 1-1-78		
(H.B. 1441, 1st Session 36th Leg. 1977)		
Total Revenue Fiscal Year		
Ended June 30, 1978	$11,807,064	
Estimated Revenue for F.Y. 1980	$34,460,000	
Available for Appropriation		$34,460,000
COSMETOLOGY FUND		
Total Revenue Fiscal Year		
Ended June 30, 1978	$ 163,351	
The decrease of the last preceding fiscal year yielding the lesser of the two methods:		
(45.4) % x 2 x 163,351 equals	(148,322)	
Adjustment:		
Fee Increases and Annual Renewal of licenses		
(H.B. 1189, 2nd Session 36th Leg. 1978)	434,971	
Amount determined by Formula	$ 450,000	
Estimated Income for F.Y. 1980	$ 450,000	
Available for Appropriation		$ 450,000
COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING FUND		
Effective Date 7-1-78		
(S.B. 484, 2nd Session 36th Leg. 1978)		
Estimated Income For F.Y. 1980	$ 450,000	
Available for Appropriation		$ 450,000

COMPARISION REPORT SHOWING REVENUE ACCRUED TO THE SEVERAL SPECIAL FUNDS FOR THE FIRST FOUR MONTHS OF THE FISCAL YEARS 1978 AND 1979 AND ESTIMATED TOTALS FOR 1979 AND 1980

SPECIAL FUNDS	FIRST FOUR MONTHS F.Y. 1978	FIRST FOUR MONTHS F.Y. 1979	ACTUAL TOTAL F.Y. 1978	ESTIMATED TOTAL F.Y. 1979	ESTIMATED TOTAL F.Y. 1980
Federal Revenue Sharing Fund					
Entitlement Payments and Interest Earnings	$12,489,930	$13,060,623	$26,363,285	$26,121,245	$23,698,820
Alcoholic Beverage Fund					
Licenses and Fees	63,481	127,130	392,894	620,000	650,000
State Examiner and Inspector Fund					
Taxes and License Fees	78,571	84,278	283,211	307,850	334,633
Property and Casualty Rates Board Fund					
Insurance Premium Tax	342,974	292,262	1,455,058	1,652,946	1,877,747
Insurance Commissioner Fund					
Insurance Premium Tax	650,495	527,353	2,481,901	2,012,077	2,166,805
Insurance Agents Licenses	103,424	190,105	669,089	670,000	670,000
Total	753,920	717,459	3,151,076	2,682,077	2,836,805
Liquefied Petroleum Gas Fund					
Permits and Fees	130,548	128,064	162,572	162,000	162,000
Oklahoma Tax Commission					
Percentages of Taxes and Licenses Collected	3,979,915	4,636,209	16,451,937	18,413,007	20,607,838

SPECIAL FUNDS	FIRST FOUR MONTHS F.Y. 1978	FIRST FOUR MONTHS F.Y. 1979	ACTUAL TOTAL F.Y. 1978	ESTIMATED TOTAL F.Y. 1979	ESTIMATED TOTAL F.Y. 1980
Occupational Health and Safety Fund					
Occupational Health and Safety Tax	91,303	76,736	238,026	230,000	230,000
Workers' Compensation Administration Fund					
Premium and Awards	-0-	-0-	-0-	-0-	2,320,000
Taxes	-0-	525,248	-0-	1,585,000	156,642
Fees	13,706	-0-	13,706	65,000	66,060
Total	13,706	525,248	13,706	1,650,000	2,542,702
Technical and Scientific Education Special Fund					
Documentary Stamps	1,324,712	1,608,824	3,833,340	4,826,472	5,453,913
State Judicial Fund					
Local Court Funds and Fees — Other	914,129	1,239,296	3,947,398	3,697,398	2,500,000
Special Conservation Fund					
Conservation Fund	-0-	11,609,824	11,807,064	34,849,472	34,460,000
Cosmetology Fund	90,776	91,001	163,351	450,000	450,000
Council on Law Enforcement Education and Training Fund	-0-	-0-	-0-	200,000	450,000

Senator Lane moved that, as provided by 75 O.S. 1971, §§26.11 through 26.14, the following prefiled bills and resolutions be placed on first reading and that, when the clerk's date is clear, the Senate stand adjourned to meet Wednesday, January 3, 1979, at 1:30 p.m., which motion prevailed.

FIRST READING (Prefiled Bills)

The following were introduced and read the first time:

SB 1 — By Dahl.

An Act relating to state government; creating an Oklahoma Awards Board; providing for membership, terms of office, chairmanship, vacancies, and expenses; specifying the Board's duties; providing for certain medals and their bestowal; requiring certain filing; awarding the Silver Star Medal to certain individuals; providing for notification to the Board of persons potentially eligible for the awards; providing for presentation of the awards; providing for awards made posthumously; imposing limit on number of awards which may be made; making an appropriation; providing lapse date; directing codification and non codification; and declaring an emergency.

SB 2 — By Dahl.

An Act relating to game and fish; prohibiting the killing of doe deer in certain counties; allowing regulation by the Oklahoma Wildlife Conservation Commission for doe deer killing in other counties; providing an effective date; and directing codification.

SB 3 — By McDaniel.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 356.2; declaring powers and duties of the Oklahoma Planning and Resources Board; allowing the Board to set certain fees; allowing Federal Golden Age Passport holders to have certain fees reduced or eliminated; and providing an effective date.

SB 4 — By McDaniel.

An Act relating to fees; amending 28 O.S. 1971, Section 32, as last amended by Section 1, Chapter 63, O.S.L. 1978 (28 O.S. Supp. 1978, Section 32); providing for fees of county clerks for certain acts; abolishing requirement that certain fees be itemized; and stating an effective date.

SB 5 — By Howell.

An Act relating to schools; amending Section 13, Chapter 294, O.S.L. 1978; providing for minimum revenue guarantee funds; expanding nonchargeable funds; and declaring an emergency.

SB 6 — By Howell.

An Act relating to corporations; amending 18 O.S. 1971, Sections 1.2, 1.14, as amended by Section 1, Chapter 28, O.S.L. 1975 (18 O.S. Supp. 1978, Section 1.14), 1.31, 1.38, 1.59, 1.73, 1.134, 1.156, 1.157, 1.165, 1.166, 1.170a, and 1.214 through 1.216; modifying definitions; modifying provisions for duration of corporate existence; providing for corporate authority; providing for subscriptions for shares; modifying provisions for authority to accept or reject the subscriptions; providing for vacancies, meetings and Executive Committee of the Board of Directors; providing for conferences by telephone or similar communications; providing for vacancies and meetings of the Executive Committee; modifying provisions for maintenance of voting lists and share ledger; providing for liability; modifying provisions for creation, allotment and issuance of shares; providing for share dividends; modifying provisions for allocation of certain capital; modifying provisions for notice of shareholders' meetings; modifying provisions for shareholder dissent; providing for corporate merger and consolidation; modifying requirements for resolution setting out the plan of merger or consolidation;

modifying requirements for shareholder approval of plan of merger or consolidation; modifying provisions for corporate reorganization; modifying contents of articles of consolidation, articles of merger, and statement of consolidation or merger; providing for certain rights and options; providing for certain contracts and transactions; directing codification; and repealing 18 O.S. 1971, Section 1.46.

SB 7 — By Murphy.

An Act relating to schools; amending 70 O.S. 1971, Section 1-114, as last amended by Section 1, Chapter 21, O.S.L. 1974 (70 O.S. Supp. 1978, Section 1-114); providing school free of charge to children in the district in which they reside; providing for school attendance in school districts other than the school district of residence on a tuition fee basis; providing certain nonresident tuition fee exceptions for first grade students; providing for payment of nonresident tuition fees; allowing a credit on nonresident tuition fees for ad valorem tax paid in the school district to which the child is transferred; providing an effective date; and declaring an emergency.

SB 8 — By Murphy of the Senate and Morgan of the House.

An Act relating to public health and safety; amending Section 8, Chapter 137, O.S.L. 1974 (63 O.S. Supp. 1978, Section 2115); recreating the Alcoholism Advisory Council in accordance with Sunnet Law and continuing provisions relating to membership and organizational procedures; and declaring an emergency.

SB 9 — By Murphy of the Senate and Morgan of the House.

An Act relating to public health and safety; amending Section 3, Chapter 169, O.S.L. 1973, as amended by Section 2, Chapter 137, O.S.L. 1974 (63 O.S. Supp. 1978, Section 2109); recreating the Alcohol Prevention, Training, Treatment and Rehabilitation Authority in accordance with Sunset Law and changing designation of the Authority; and declaring an emergency.

SB 10 — By Murphy of the Senate and Morgan of the House.

An Act relating to public health and safety; amending Section 2, Chapter 110, O.S.L. 1972 (63 O.S. Supp. 1978, Section 2402); recreating the Oklahoma Commission on the Deaf and Hearing Impaired in accordance with Sunset Law and continuing provisions relating to membership procedures; and declaring an emergency.

SB 11 — By Birdsong.

An Act relating to insurance; amending 36 O.S. 1971, Section 624; providing certain insurance companies report certain items to Insurance Commissioner; providing payment of fees and taxes; providing an effective date; and declaring an emergency.

SB 12 — By Schuelein.

An Act relating to schools; providing for certain students to attend state institution of higher learning without certain monetary charges; and directing codification.

SB 13 — By Boatner.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1304 and 1305, as amended by Section 1, Chapter 23, O.S.L. 1975 (68 O.S. Supp. 1978, Section 1305); providing for levy of excise tax on certain sales; providing exceptions including gas and electricity with certain limitations; providing an effective date; and declaring an emergency.

SB 14 — By Boatner.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 2103 and 2104; levying an excise tax on certain transfers of certain motor vehicles; specifying certain regulations for excise tax; providing new basis for levy of tax; requiring an affidavit; providing penalties; declaring

exceptions; modifying tax basis of vehicles; delineating between value and actual selling price; providing guidelines for tax basis; providing tax scale; and providing an effective date.

SB 15 — By Boatner of the Senate and Wiseman of the House.

An Act relating to the militia; amending 44 O.S. 1971, Sections 233.1 through 233.4; changing the name of the Special Armory Board to the Oklahoma Military Property Control Board and providing procedures, authority, powers and duties; giving duties of surplus facilities board to the Oklahoma Military Property Control Board; directing codification; repealing 44 O.S. 1971, Sections 234.1 and 234.2; and declaring an emergency.

SB 16 — By Boatner of the Senate and Wiseman of the House.

An Act relating to the militia; amending 44 O.S. 1971, Sections 195.2, 195.4, 195.6 and 195.8; providing procedures for making awards and decorations to members of the Oklahoma National Guard and others; defining terms; terminating the Awards and Decorations Board but continuing authorized awards and decorations; providing for character and design of certain medals and decorations; authorizing awards to non-Oklahoma National Guard members; and declaring an emergency.

SB 17 — By Johnston of the Senate and Morgan of the House.

An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 1705, as last amended by Section 1, Chapter 195, O.S.L. 1978 (69 O.S. Supp. 1978, Section 1705); and expanding powers of the Oklahoma Turnpike Authority to include the power to install a tollgate on the Turner Turnpike at Wellston, Oklahoma.

SB 18 — By Clifton.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 51, as last amended by Section 1, Chapter 281, O.S.L. 1978 (21 O.S. Supp. 1978, Section 51); providing punishments for second and subsequent offenses after prior conviction of a felony; setting minimum terms before parole eligibility for certain offenders; and providing an effective date.

SB 19 — By Landis.

An Act relating to leases; amending 16 O.S. 1971, Section 15; expanding types of leases requiring acknowledgment and recordation; prohibiting abstracters to abstract for a fee certain recorded leases; and providing codification.

SB 20 — By Landis.

An Act relating to mental health; amending 43A O.S. 1971, Section 55, as renumbered by Section 12, Chapter 145, O.S.L. 1977 and as last amended by Section 2, Chapter 247, O.S.L. 1978 (43A O.S. Supp. 1978, Section 54.1); providing procedure for determination and treatment of individuals alleged to be persons requiring treatment; and modifying procedure for emergency detention of such individuals by authorizing their detention in the county jail.

SB 21 — By Landis.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-204; and expanding powers and duties of the county superintendent of health to include medical assistance to inmates of county jails upon request of the county sheriff.

SB 22 — By McDaniel of the Senate and Hooper of the House.

An Act relating to waters and water rights; amending Section 1, Chapter 256, O.S.L. 1972 (82 O.S. Supp. 1978, Section 105.1); and defining terms and adding definition of excess or surplus water.

SB 23 — By McDaniel of the Senate and Elder of the House.

An Act relating to revenue and taxation; limiting property conveyed in tax deed to real property, including mineral rights of surface owner; directing codification; and setting an effective date.

SB 24 — By Birdsong.

An Act relating to insurance; amending 36 O.S. 1971, Sections 307, as amended by Section 1, Chapter 162, O.S.L. 1972 (36 O.S. Supp. 1978, Section 307), 318 and 619; authorizing duties of insurance Commissioner; directing Insurance Commissioner to make certain findings, statements, records, recommendations and reports; establishing hearing procedures; allowing certain evidence; providing records and rehearings under certain circumstances; requiring the Insurance Commissioner to revoke, suspend or refuse to renew an insurer's certificate of authority under certain circumstances; and providing an effective date.

SB 25 — By McDaniel of the Senate and Hooper 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. 1978, 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, compensation 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; 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. 1978, Sections 1085.22 through 1085.26); directing codification; and providing an effective date.

SB 26 — By Landis.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 332.2, 332.7 and 512, as amended by Section 1, Chapter 236, O.S.L. 1978 (57 O.S. Supp. 1978, Section 512); modifying provisions for review and recommendations of the Pardon and Parole Board of cases of certain inmates; requiring Department of Corrections to make certain referrals; providing for employment of inmates recommended for parole; modifying provisions for supervision of inmates; repealing 57 O.S. 1971, Section 332.8; and stating an effective date.

SB 27 — By Murphy.

An Act relating to schools; providing for contents of loan agreements between lenders and certain students; and directing codification.

SB 28 — By Keller of the Senate and Twidwell of the House.

An Act relating to children; amending 10 O.S. 1971, Section 1101, as last amended by Section 1, Chapter 79, O.S.L. 1977 (10 O.S. Supp. 1978, Section 1101); 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 29 — By Boatner of the Senate and Trent of the House.

An Act relating to oil and gas; amending 52 O.S. 1971, Section 296; prohibiting damage from certain waste or refuse of oil and gas operations; providing disposition of certain oil or gas waste or refuse; allowing

negotiation for initial damage to surface landowners; requiring minimal damage percentage for continuing or additional damage; allowing civil action; and providing an effective date.

SB 30 — By Keller.

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. 1978, Section 1305); providing certain exemptions from sales tax; adding prescription drugs as an exemption; providing an effective date; and declaring an emergency.

SB 31 — By Terrill of the Senate and Murphy of the House.

An Act relating to historical societies and associations; repealing 53 O.S. 1971, Sections 141 through 148, which created the Western Plains Indians Arts and Crafts Commission; providing operative date; and declaring an emergency.

SB 32 — By Terrill.

An Act relating to amusements and sports; specifying legislative intent; defining terms; prohibiting blind bidding; providing for trade screening; imposing certain requirements on distributors; providing for availability of motion picture exhibitions; providing for license agreements; specifying certain bidding procedures; imposing penalty; directing codification; and declaring an emergency.

SB 33 — By Terrill of the Senate and Murphy of the House.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 1354; recreating the State Board of Examiners of Psychologists in accordance with the Sunset Law and continuing present provisions relating to membership procedures; and declaring an emergency.

SB 34 — By Terrill of the Senate and Murphy of the House.

An Act relating to professions and occupations; amending Section 201, Chapter 121, O.S.L. 1974 (59 O.S. Supp. 1978, Section 858-201); recreating the Oklahoma Real Estate Commission in accordance with the Sunset Law and continuing provisions relating to membership requirements; and declaring an emergency.

SB 35 — By Terrill.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2355, as amended by Section 1, Chapter 53, O.S.L. 1977 (68 O.S. Supp. 1978, Section 2355); modifying computation of tax imposed on Oklahoma taxable income of certain single and married individuals; providing for tax on certain other individuals and entities; and providing an effective date.

SB 36 — By Kilpatrick of the Senate and Steward of the House.

An Act relating to property; amending 60 O.S. 1971, Section 176, as amended by Section 1, Chapter 222, O.S.L. 1976; providing for the creation, organization, structure, power, functions, purposes and utilization of public trusts; providing for the promulgation of bylaws; providing for amendments to the original trust indenture in certain instances; empowering the Legislature and the Governor with approval power in certain instances; prohibiting creation of indebtedness; providing exceptions; providing for procedures as to the sale of bonds, awarding of contracts and taking of bids; and providing an effective date.

SB 37 — By Pierce.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 198, O.S.L. 1978 (68 O.S. Supp. 1978, Section 2358); and providing certain adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income.

SB 38 — By Martin.

An Act relating to state government; amending Section 2, Chapter 259, O.S.L. 1976 (74 O.S. Supp. 1978, Section 150.2); providing for duties and responsibilities of the Oklahoma State Bureau of Investigation; and establishing scientific laboratories to assist all law enforcement agencies in the discovery and detection of criminal activity.

SB 39 — By Howard of the Senate and Draper of the House.

An Act relating to state government; specifying certain offices and positions of the Corporation Commission as unclassified service of the state; directing codification; and declaring an emergency.

SB 40 — By Cate.

An Act relating to insurance; providing short title; specifying legislative intent; specifying scope of act; defining terms; creating an Oklahoma Property and Casualty Insurance Guaranty Association; providing for administration, membership and performance of functions; providing for a Board of Directors; providing for membership appointment, vacancies and compensation; imposing certain duties on the Association; providing for a plan of operation; specifying powers and duties of the Insurance Commissioner; providing for payment of certain claims; providing for a certain proposal to disburse certain assets; requiring certain notice; providing for recovery under certain other policies and associations; providing for detection and prevention of insurer insolvencies; specifying scope of covered claims; prohibiting certain acts; providing for certain examinations and reports; making certain exemptions; providing for certain assessments; providing for liability of certain persons; directing codification; providing for severability; and declaring an emergency.

SB 41 — By Keating.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2407; providing for classification of homesteads; increasing the amount of homestead exemption; and stating an effective date.

SB 42 — By Terrill.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 198, O.S.L. 1978 (68 O.S. Supp. 1978, Section 2358); providing for certain adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income and modifying provisions relating to certain exemptions and standard deductions; and stating an effective date.

SB 43 — By Birdsong.

An Act relating to probate procedure; amending 58 O.S. 1971, Section 241, as last amended by Section 1, Chapter 78, O.S.L. 1976 (58 O.S. Supp. 1978, Section 241); providing probate procedures for certain estates and increasing total estate value for certain proceedings; and stating an effective date.

SB 44 — By Johnston.

An Act relating to corporations; amending 18 O.S. 1971, Section 1.19; stating general powers of domestic corporations; allowing domestic corporation to become general or limited partner; validating certain partnerships; and directing codification.

SB 45 — By Johnston.

An Act relating to the county sheriff; amending 19 O.S. 1971, Sections 180.43, as amended by Section 1, Chapter 180, O.S.L. 1974 (19 O.S. Supp. 1978, Section 180.43), 524, 525 and 541, and 64 O.S. 1971, Section 58.1; increasing payment of mileage expenses to twenty-five cents per mile; providing for official duties; providing for expenses of meals and lodging; providing for expenses in keeping and feeding prisoners; providing for the use of automobiles; providing penalty; providing for investigations outside the county; providing for certain bench warrants and orders;

providing for appointment and compensation of deputies and other assistants; providing for disposition of fees; requiring certain statements and reports; providing for appointment of a receiver under certain conditions; providing for the payment of certain costs; and repealing 28 O.S. 1971, Section 39.4.

SB 46 — By Nickles.

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. 1978, Section 1305); providing certain exemptions from the sales tax; adding prescription drugs as an exemption; providing an effective date; and declaring an emergency.

SB 47 — By Nickles.

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. 1978, Section 1305); providing certain exemptions from the sales tax, including the sale of certain food products; providing an effective date; and declaring an emergency.

SB 48 — By Cate.

An Act relating to banks and trust companies; providing short title; declaring purpose; defining terms; setting requirements for bank holding companies; prohibiting certain acts; providing for registration and reporting by bank holding companies; prescribing powers of Commissioner; prescribing requirements concerning extended service facilities; fixing application fees; permitting drive-in and walk-up facilities; setting application requirements and application fees; prohibiting certain branch banking activities; setting penalties; declaring each day's violation a separate offense; directing codification; repealing 6 O.S. 1971, Section 415, 501, as amended by Section 3, Chapter 31, O.S.L. 1976, and 502 (6 O.S. Supp. 1976, Section 501); providing for inconsistent laws; providing for severability; and setting effective date.

SJR 1 — By Howell.

A Joint Resolution relating to the naming of the Oklahoma State Bureau of Investigation building, as the Carl H. Tyler Building; directing the Board of Affairs and the Oklahoma State Bureau of Investigation to cause suitable markers to be placed on the building; and directing distribution.

SJR 2 — By Cate.

A Joint Resolution urging the Supreme Court of Oklahoma to encourage the use of probation and restitution in certain crimes; requesting reports of compliance; and directing distribution.

SJR 3 — By Keller of the Senate and Sanders of the House.

A Joint Resolution concerning the budget of the United States; requesting appropriate action by the Congress, either acting by consent of two-thirds of both Houses or, upon the application of the legislatures of two-thirds of the several states, calling a constitutional convention to propose an amendment to the Federal Constitution to require, with certain exceptions, that the total of all Federal appropriations may not exceed the total of all estimated federal revenues in any fiscal year; and directing distribution.

SJR 4 — By McDaniel.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article XXIII of the Oklahoma Constitution by adding a new section; defining excess or surplus water; providing a ballot title; and directing filing.

FIRST READING

The following was introduced and read the first time:

SB 49 — By Howard of the Senate and Draper of the House.

An Act relating to oil and gas; providing short title; defining terms; restricting the operation of indefinite price escalator clauses in certain contracts; delaying certain increases in price for one year; allowing certain price increases; allowing contract renegotiations; providing certain duties for the Corporation Commission; providing for appeals; providing for severability; directing codification; and declaring an emergency.

Upon motion of Senator Lane, the Senate adjourned at 2:15 p.m., to meet Wednesday, January 3, 1979, at 1:30 p.m.

Second Legislative Day

Wednesday, January 3, 1979

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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—47.

Contest Pending: District 46.—1.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Estep and incorporated into the Journal.

Father, your Word declares that those who serve in government are your ministers. Today I pray for these ministers and their families.

Lord, give these Legislators wisdom to rightly govern our state. Help them to seek your will in every decision.

Father, bless their families. Many of these men are separated from their loved ones while they serve here. Bless and strengthen their wives and children. Protect and keep them.

In Jesus' name we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Keating introduced Walter E. Brown, M.D., Tulsa, as the Doctor of the Day.

FIRST READING

The following were introduced and read the first time.

SB 50 — By Tinsley.

An Act relating to game and fish; amending Section 5-204, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 5-204); limiting the use of firearms in certain areas; providing certain requirements for transportation of loaded firearms; providing penalties; providing an effective date; and declaring an emergency.

SB 51 — By Tinsley.

An Act relating to game and fish; amending Sections 7-501 and 7-801, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-501 and 7-801); allowing domesticated

pets with certain exceptions; permitting the regulation of importation of exotic wildlife; requiring a certificate of health; requiring damage payments for property damage by escaped exotic wildlife; permitting the killing or capturing of life-threatening exotic wildlife; providing continuing supervision of exotic wildlife imported into state; providing for disposition of unauthorized exotic species; allowing exceptions; allowing additional rules and regulations; providing penalties; and providing an effective date.

SB 52 — By Tinsley.

An Act relating to game and fish; authorizing the Oklahoma Wildlife Conservation Commission to charge an application fee for participation in certain hunts; defining controlled hunt; directing codification; providing an effective date; and declaring an emergency.

SB 53 — By Tinsley.

An Act relating to game and fish; amending Section 4-112, Chapter 17, O.S.L. 1974, as last amended by Section 2, Chapter 186, O.S.L. 1978 (29 O.S. Supp. 1978, Section 4-112); providing hunting licenses; providing certain exemptions; setting fees; deleting attachments to nonresident hunting licenses; providing penalties; and providing an effective date.

SB 54 — By Tinsley.

An Act relating to game and fish; amending Section 6-301, Chapter 17, O.S.L. 1974, as amended by Section 1, Chapter 130, O.S.L. 1975 (29 O.S. Supp. 1978, Section 6-301); designating certain prohibited means of taking fish; adding certain regulations concerning limblines and juglines; and providing an effective date.

SB 55 — By Taliaferro.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 2-401, as amended by Section 1, Chapter 22, O.S.L. 1975 (63 O.S. Supp. 1978, Section 2-401); prohibiting certain acts with regard to the dispensing of controlled dangerous substances; and expanding penalties by prohibiting a teacher who has been convicted of engaging in such acts from teaching in this state.

SB 56 — By Taliaferro.

An Act relating to schools; amending 70 O.S. 1971, Section 9-101, as amended by Section 32, Chapter 211, O.S.L. 1973 (70 O.S. Supp. 1978, Section 9-101); providing for transportation for students who attend public schools; and reducing distance from residence within which transportation may not be paid by state funds.

SB 57 — By Taliaferro.

An Act relating to liens; providing for notice of certain liens to landowners; setting time limits; specifying contents of notice; directing codification; and providing an effective date.

SB 58 — By Taliaferro.

An Act relating to roads and bridges; amending 69 O.S. 1971, Section 633, as amended by Section 1, Chapter 338, O.S.L. 1975 (69 O.S. Supp. 1978, Section 633); providing for construction, development and repair of certain culverts, bridges or other projects by the board of county commissioners; modifying provisions for preparation and adoption of engineering plans and specifications; providing for the purchase of certain materials; providing for use of road machinery and equipment; and providing for labor.

SB 59 — By Kilpatrick.

An Act relating to state government; authorizing the Department of Tourism and Recreation to create a special account; providing procedures; and directing codification.

SB 60 — By Smith of the Senate and Townsend of the House.

An Act relating to insurance; amending 36 O.S. 1971, Sections 312.1, as last

amended by Section 1, Chapter 34, O.S.L. 1975 (36 O.S. Supp. 1978, Section 312.1) and 1115, as amended by Section 1, Chapter 54, O.S.L. 1972 (36 O.S. Supp. 1978, Section 1115), and Sections 49-119, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 49-119) and 49-120, Chapter 256, O.S.L. 1977, as amended by Section 2, Chapter 280, O.S.L. 1978 (11 O.S. Supp. 1978, Section 49-120); making appropriations to the Firemen's Relief and Pension Fund and the Police Pension and Retirement System; requiring reports; imposing taxes on surplus lines; requiring reports of purchases of unauthorized insurance; depositing the collected taxes; setting aside a percentage of premiums for the Firemen's Relief and Pension Fund; providing guidelines for payments to municipalities; providing an effective date; and declaring an emergency.

SB 61 — By Murphy.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-910, as amended by Section 1, Chapter 230, O.S.L. 1973 (63 O.S. Supp. 1978, Section 1-910); providing for construction and operation of sewage disposal systems; providing for certain subdivisions of land; modifying provisions concerning approval of certain documents by the State Commissioner of Health; providing for approval stamps; providing for compliance with regulations of political subdivisions; and providing for approval by the State Board of Health.

SB 62 — By Green.

An Act relating to corporate and partnership fees; amending 18 O.S. 1971, Sections 1.247, 541, as amended by Section 1, Chapter 112, O.S.L. 1975, 857 and 858 (18 O.S. Supp. 1978, Section 541), 28 O.S. 1971, Section 111, as amended by Section 1, Chapter 126, O.S.L. 1972 (28 O.S. Supp. 1978, Section 111), and 54 O.S. 1971, Section 143; modifying certain fees paid to the Secretary of State for certain filings and other services; providing for incorporation of certain persons; providing for articles and certificate of incorporation; providing for amendment of articles of incorporation; and providing for formation of a limited partnership.

SJR 5 — By Tinsley.

A Joint Resolution relating to game and fish; and expressing legislative intent to extend for 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.

SECOND READING

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

SB 1 — County, State and Federal Government.

SB 2 — Wildlife.

SB 3 — Environmental and Natural Resources.

SB 4 — County, State and Federal Government.

SB 5 — Education, Common and then to Appropriations and Budget.

SB 6 — Business, Industry and Labor Relations.

SB 7 — Education, Common.

SB 8 — Public and Mental Health.

SB 9 — Public and Mental Health.

SB 10 — Public and Mental Health.

SB 11 — Insurance.

SB 12 — Education, Higher.

SB 13 — Revenue and Taxation.

SB 14 — Revenue and Taxation.

SB 15 — County, State and Federal Government.

SB 16 — County, State and Federal Government.

SB 17 — Roads and Highways.

SB 18 — Criminal Jurisprudence.

SB 19 — Oil, Gas and Energy and then to Judiciary.

SB 20 — Public and Mental Health.

SB 21 — Public Safety and Penal Affairs and then to Public and Mental Health.

SB 22 — Environmental and Natural Resources and then to County, State and Federal Government.

SB 23 — Revenue and Taxation and then to Judiciary.

SB 24 — Insurance.

SB 25 — Environmental and Natural Resources and then to County, State and Federal Government.

SB 26 — Criminal Jurisprudence and then to Public Safety and Penal Affairs.

SB 27 — Education, Higher.

SB 28 — Social Welfare.

SB 29 — Oil, Gas and Energy and then to Judiciary.

SB 30 — Revenue and Taxation.

SB 31 — County, State and Federal Government.

SB 32 — Business, Industry and Labor Relations.

SB 33 — Public and Mental Health.

SB 34 — Business, Industry and Labor Relations.

SB 35 — Revenue and Taxation.

SB 36 — County, State and Federal Government and then to Revenue and Taxation.

SB 37 — Revenue and Taxation.

SB 38 — County, State and Federal Government and then to Public Safety and Penal Affairs.

SB 39 — County, State and Federal Government.

SB 40 — Insurance.

SB 41 — Revenue and Taxation.

SB 42 — Revenue and Taxation.

SB 43 — Judiciary and then to Revenue and Taxation.

SB 44 — Business, Industry and Labor Relations and then to Judiciary.

SB 45 — County, State and Federal Government and then to Public Safety and Penal Affairs.

SB 46 — Revenue and Taxation and then to County, State and Federal Government.

SB 47 — Revenue and Taxation and then to County, State and Federal Government.

SB 48 — Banks and Banking and then to Business, Industry and Labor Relations.

SB 49 — Oil, Gas and Energy and then to County, State and Federal Government.

SJR 1 — County, State and Federal Government.

SJR 2 — Criminal Jurisprudence.

SJR 3 — County, State and Federal Government and then to Appropriations and Budget.

SJR 4 — Environmental and Natural Resources and then to Constitutional Revision and Regulatory Services.

OATH OF OFFICE

The Chair announced that the Official Oath of Office, as required by Section 2 of Article 15 of the Constitution of the State of Oklahoma, was administered to Senator Keating on this date, in the Senate chamber, by Justice Simms.

RESOLUTION

Senator Dahl introduced the following Resolution:

SCR 1 — By Dahl, Terrill, Clifton, McCune and Young of the Senate and Brunton, Lawter, Steward, Trent and Vaughn of the House.

A Concurrent Resolution memorializing the outstanding performance of members of the Oklahoma Highway Patrol in the apprehension of two Oklahoma prison escapees; extending sympathy to the families of three slain troopers who acted beyond the call of duty in such apprehension; and directing distribution.

Senator Dahl asked unanimous consent, which was granted, that all other members of the Senate be made coauthors of **SCR 1,** which was the order.

Senator Lamb presiding.

SCR 1, as coauthored, was read at length, adopted upon motion of Senator Dahl and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the appointment of the following Representatives as Members on the Joint Legislative Ethics Committee: Stephenson, Chairman; Ford and Steward.

COMMITTEE APPOINTMENT

Senator Lane, on behalf of President Pro Tempore Howard, announced the appointment of the following Senators as Members on the Joint Legislative Ethics Committee: Dahl, Vice Chairman; Martin and Green.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 4, 1979, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:40 p.m. to meet Thursday, January 4, 1979, at 10:00 a.m.

Third Legislative Day

Thursday, January 4, 1979

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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Berrong and Giles.—2.

Contest Pending: District 46.—1.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Estep and incorporated into the Journal.

Father, we have been reminded this week of the myriad of problems that face our state and nation. Already, solutions are being sought and proposals are being made.

Lord, You have already given us the answer for our nation's ills. You said, "If my people, which are called by my Name, shall humble themselves, and pray, and seek my face, and turn from their wicked ways, then will I hear from Heaven, and will forgive their sin, and will heal their land.

Lord, help us to seek for answers where there are answers.

In Jesus' Name, Amen.

The Journal for the last legislative day was declared approved.

FIRST READING

The following were introduced and read the first time.

SB 63 — By York.

An Act relating to motor vehicles; providing short title; defining terms; prohibiting sale of certain odometer devices; prohibiting the altering, disconnecting or resetting of odometer or requesting or causing same with certain exceptions; prohibiting operation of motor vehicle with disconnected or nonfunctional odometer; prohibiting conspiring to alter an odometer; allowing certain repairs of odometer with certain requirements; providing written disclosure of certain facts relating to odometer when transfer of motor vehicle occurs; prohibiting false disclosure of information relating to odometer; providing for preparation of odometer forms; providing penalties; allowing jurisdiction; providing that certain district attorneys bring action for violation; providing that Attorney General bring ac-

tion for violation when district attorney fails to act; directing codification; and providing an effective date.

SB 64 — By York.
An Act relating to revenue and taxation; amending Section 1, Chapter 203, O.S.L. 1972 (68 O.S. Supp. 1978, Section 1305d); expanding the exemption of certain specified groups from certain sales tax to include the Oklahoma Congress of Parents and Teachers; and declaring an emergency.

SB 65 — By York.
An Act relating to contracts; defining terms; establishing certain implied warranties by certain manufacturers; authorizing certain actions; providing for venue, attorney fees and procedures; directing codification; and stating an effective date.

SB 66 — By Pierce.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2427, as last amended by Section 1, Chapter 235, O.S.L. 1975 (68 O.S. Supp. 1978, Section 2427); providing for yearly listing and assessment of personal property; fixing a date on which the property is to be valued and assessed and providing exceptions; providing for yearly assessment of real property; determining change of value; specifying when property becomes taxable; providing provisions for damage and destruction of property; and providing an effective date.

SB 67 — By Pierce.
An Act relating to corporations; recodifying 18 O.S. 1971, Section 451a, which provides certain rights for certain foreign religious and charitable groups under certain conditions; and declaring an emergency.

SB 68 — By Pierce.
An Act relating to civil procedure; amending 12 O.S. 1971, Section 1757, as last amended by Section 1, Chapter 212, O.S.L. 1978 (12 O.S. Supp. 1978, Section 1757); providing procedures for transferring small claims action to a higher court; and providing an effective date.

SECOND READING

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

SB 50 — Wildlife.
SB 51 — Wildlife.
SB 52 — Wildlife.
SB 53 — Wildlife.
SB 54 — Wildlife.
SB 55 — Public and Mental Health.
SB 56 — Education, Common and then to Appropriations and Budget.
SB 57 — Judiciary.
SB 58 — Roads and Highways.
SB 59 — County, State and Federal Government.
SB 60 — Insurance and then to Appropriations and Budget.
SB 61 — Public and Mental Health.
SB 62 — Judiciary.
SJR 5 — Wildlife.

RESOLUTIONS

Senator Smith introduced the following Resolution:

SCR 2 — By Smith of the Senate and Twidwell of the House.

A Concurrent Resolution resolving the conflicts in the motor vehicle code created by the provisions of 47 O.S. 1971, Sections 22.1, as last amended by Section 2, Chapter 209, and Section 7, Chapter 304, O.S.L. 1978, 22.2, as last amended by Section 10, Chapter 270, and Section 3, Chapter 209, O.S.L. 1978, and 22.5, as last amended by Section 6, Chapter 209, and Section 8, Chapter 304, O.S.L. 1978 (47 O.S. Supp. 1978, Versions 1 and 2 of Sections 22.1, 22.2 and 22.5); and directing distribution.

Senator Smith asked unanimous consent that **SCR 2** be laid over and consideration deferred for one legislative day, which was the order.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, January 8, 1979, at 1:30 p.m., which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 1 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Lane, the Senate adjourned at 10:15 a.m. to meet Monday, January 8, 1979, at 1:30 p.m.

Fourth Legislative Day

Monday, January 8, 1979

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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Howell.—1.

Contest Pending: District 46.—1.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Mart Hardin, Pastor, First Baptist Church, Chickasha, and incorporated into the Journal upon request of Senator Giles and President Bernard.

Our Father and our God,
Bless our country and our countrymen
And everybody on all sides of every dividing line
Politicians and priests
Diplomats and ditchdiggers
Senators and secretaries
The Governor and the governed.
Restore our trust in one another
Renew our respect for diversity
Let us not confuse dissent
with disloyalty
Nor patriotism
with partisanship
Let us love our nation, our State
And change it
And shape it
Until our alabaster cities
Are undimmed by human tears
Forgive us for pride in our own righteousness
And believing that you are on our side
Turn our might to creation, instead of destruction
Make us not wolves of prey, seeking domination
But People of Peace, seeking reconciliation.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Cate introduced Peggy Lipke, R.N., Norman, as Nurse of the Day.

Senator Rozell introduced his wife, Carol, and daughter, Rene.

FIRST READING

The following were introduced and read the first time.

SB 69 — By Landis.

An Act relating to insurance; amending 36 O.S. 1971, Section 3613; expanding required contents of an insurance policy to include the conditions for cancellation of an automobile liability insurance policy or increase of premiums; and providing an effective date.

SB 70 — 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 71 — By Randle of the Senate and Davis (Don) of the House.

An Act relating to historical societies and associations; amending Section 1, Chapter 182, O.S.L. 1975 (53 O.S. Supp. 1978, Section 47.1); recreating the Will Rogers Memorial Commission in accordance with Sunset Law and continuing provisions relating to membership; and declaring an emergency.

SB 72 — By Randle of the Senate and Davis (Don) of the House.

An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 64.2, as amended by Section 1, Chapter 88, O.S.L. 1976 (53 O.S. Supp. 1978, Section 64.2); recreating the Jim Thorpe Memorial Oklahoma Athletic Hall of Fame Commission in accordance with the Sunset Law and continuing present membership procedures; and declaring an emergency.

SB 73 — By Randle of the Senate and Davis (Don) of the House.

An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 201; recreating the J. M. Davis Memorial Commission in accordance with the Oklahoma Sunset Law and continuing existing provisions relating to membership and reimbursement procedures; and declaring an emergency.

SB 74 — By Randle of the Senate and Davis (Don) of the House.

An Act relating to historical societies and associations; repealing 53 O.S. 1971, Sections 21 through 23, which establish Oklahoma Historical Day Committee under jurisdiction of Oklahoma Historical Society; providing operative date; and declaring an emergency.

SB 75 — By Keller.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1304, and 1305, as amended by Section 1, Chapter 23, O.S.L. 1975 (68 O.S. Supp. 1978, Section 1305); levying an excise tax upon gross proceeds or gross receipts and certain sales; exempting certain sales from excise tax; exempting certain sales of public utilities from the excise tax; providing an effective date; and declaring an emergency.

SB 76 — By Stipe.

An Act relating to Workers' Compensation; excluding employers, employing two or less employees, from the requirements imposed by the Workers' Compensation Act; directing codification; and declaring an emergency.

SB 77 — By McCune.

An Act relating to motor vehicles; providing short title; providing for the Motor Vehicle Pollution Control Systems Act; defining terms; providing coverage of certain vehicles under provisions of act; providing for rules and regulations; providing for control of air contaminants and for administration of emissions inspection program; providing exceptions and waivers; providing certain rules and regulations related to a low emissions tune-up; providing for regulation of inspection stations; providing for inspections in certain counties under certain conditions; coordinating mechanical safety inspection with emissions inspections; providing effective dates; providing for minimum emissions standards and certain tests; providing certain fees; providing

for flat inspection stations; regulating re-inspection; providing for certain controls over stations; allowing acquisition of needed equipment and random inspection by certain persons; prohibiting certain acts; providing penalties; directing codification; and declaring an emergency.

SB 78 — By McCune.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1277, as last amended by Section 1, Chapter 101, O.S.L. 1974 (12 O.S. Supp. 1978, Section 1277); requiring certain facts be stated in certain pleadings; mandating the courts make certain provisions for children in divorce proceedings; permitting the courts to modify certain orders; changing certain age limitations for payment of child support; and stating an effective date.

SB 79 — By McCune.

An Act relating to mental health; repealing 43A O.S. 1971, Sections 341 through 346, dealing with the sterilization of patients and certain criminals.

SB 80 — 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 81 — By Watson.

An Act relating to schools; amending Section 6, Chapter 271, O.S.L. 1975, as amended by Section 6, Chapter 220, O.S.L. 1977 (70 O.S. Supp. 1978, Section 697.6); and modifying provisions for allocation of appropriated funds to provide for physician manpower distribution in the state.

SB 82 — By Vann of the Senate and Davis (Guy) of the House.

An Act relating to state officers and employees; providing for per day reimbursement in lieu of provisions of State Travel Reimbursement Act for certain persons; directing codification; providing effective date; and declaring an emergency.

SB 83 — By Schuelein.

An Act relating to wills and succession; providing short title; providing for a Death with Dignity Act; defining terms; establishing procedures and forms for executing and withdrawing living wills; providing for termination of artificial life-sustaining procedures; stating certain procedures for attending physician; exempting certain persons and facilities from civil liability; regulating insurance practices; establishing penalties; directing codification; and declaring an emergency.

SJR 6 — 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; requiring reports to the Legislature; providing ballot title; and directing filing.

SJR 7 — By Smith.

A Joint Resolution providing for a comprehensive full-scale investigation of the insurance industry; creating a special committee to conduct said investigation; authorizing and empowering said committee to issue processes known to courts of record, subpoena witnesses and records, compel testimony, punish for contempt, employ reporters and other necessary personnel, and prepare verbatim transcripts of proceedings; authorizing the payment of travel and expense allowance for committee members and staff; requiring a written report of findings and recommendations; and declaring an emergency.

SJR 8 — By Clifton and Cate of the Senate and Steward and Deatherage of the House.

A Joint Resolution authorizing the State Supreme Court to expend certain monies from the State Judicial Fund; specifying purpose; and declaring an emergency.

SECOND READING

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

SB 63 — Public Safety and Penal Affairs.

SB 64 — Revenue and Taxation.

SB 65 — Business, Industry and Labor Relations and then to Judiciary.

SB 66 — Revenue and Taxation.

SB 67 — Business, Industry and Labor Relations.

SB 68 — Judiciary.

UNANIMOUS CONSENT REQUEST

Senator Luton asked unanimous consent that the second committee assignment for **SB 60,** previously referred to committees on Page 68, Senate Journal, be rescinded and reassigned to Committee on Retirement and Administration, with the first referral to Committee on Insurance to remain the same, which was the order.

PENDING SENATE ACTION — RESOLUTION

SCR 2, introduced on Page 68, was called up for consideration.

SCR 2 was read at length, adopted upon motion of Senator Smith and ordered referred for engrossment.

Senator Lane announced that on this date, at 11:30 a.m., the Senate did proceed in a Body to the Inauguration of the Governor and other state officials, and moved that the program of the Inauguration ceremony and the address by Governor Nigh be made a part of this day's Journal, and that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, January 9, 1979, at 1:00 p.m., which motion prevailed.

INAUGURATION

GOVERNOR
GEORGE NIGH

State of Oklahoma

January 8, 1979

INAUGURAL ACTIVITIES

Prayer Breakfast
8:30-10:00 a.m.
Lincoln Plaza

INAUGURAL CEREMONY
11:30 a.m.
South Steps
State Capitol Building

OPEN HOUSE
1:00-3:00 p.m.
Governor's Mansion

INAUGURAL BALL
8:00 p.m.-12:00 a.m.
Myriad Convention Center

GOVERNORS OF OKLAHOMA

Charles N. Haskell — 1907-1911
Lee Cruce — 1911-1915
Robert L. Williams — 1915-1919
James B. A. Robertson — 1919-1923
Jack C. Walton — 1923
Martin Edwin Trapp — 1923-1927
Henry S. Johnston — 1927-1929
William J. Holloway — 1929-1931
William H. Murray — 1931-1935
Ernest W. Marland — 1935-1939
Leon C. Phillips — 1939-1943
Robert S. Kerr — 1943-1947
Roy J. Turner — 1947-1951
Johnston Murray — 1951-1955
Raymond Gary — 1955-1959
J. Howard Edmondson — 1959-1963
George Nigh — 1963
Henry Bellmon — 1963-1967
Dewey F. Bartlett — 1967-1971
David Hall 1971-1975
David Lyle Boren — 1975-1979
George Nigh — 1979-

INAUGURAL CEREMONY

10:00 A.M. PRELUDE:
Oklahoma Army National Guard Band
McAlester High School Band
Capitol Hill High School Band
Putnam City West High School Band
Lawton Eisenhower Patton Rifle Drill Team

11:25 A.M. GOVERNOR'S HONOR GUARD

11:30 A.M. PRESIDING
James W. Sherburne Jr.

INAUGURAL PROCESSION
The House of Representatives
The Senate
The Judiciary
State Elected Officals
Lieutenant Governor-Elect and
Mrs. Spencer Bernard
Governor and
Mrs. George Nigh
Senator-Elect and Mrs. David L. Boren

"SEMPER FIDELIS MARCH"
Oklahoma Army National Guard Band

INVOCATION
Reverend Wendell Estep, Pastor
Council Road Baptist Church

PRESENTATION OF COLORS
Oklahoma Army National Guard

"STAR SPANGLED BANNER"
Oklahoma Army National Guard Band

FLAG RAISING
Last Frontier Council Explorers

STATE ELECTED OFFICALS' OATH OF OFFICE
Chief Justice Robert Lavender

LIEUTENANT GOVERNOR'S OATH OF OFFICE
Justice Ben T. Williams

INTRODUCTION OF GOVERNOR-ELECT
The Honorable Tom Steed

GOVERNOR'S OATH OF OFFICE
Justice Ralph Hodges

CANNON SALUTE
Battery B, First Battalion, 160th Field Artillery
Oklahoma Army National Guard

INAUGURAL ADDRESS
Governor George Nigh

"OKLAHOMA"
McAlester High School Band

ANNOUNCEMENTS
James W. Sherburne Jr.

BENEDICTION
Mrs. Ben H. Hill

RECESSIONAL
"Strategic Air Command March"
Oklahoma Army National Guard Band

STATE OFFICIALS

GOVERNOR
George Nigh

LIEUTENANT GOVERNOR
Spencer Bernard

STATE AUDITOR AND INSPECTOR
Tom Daxon

ATTORNEY GENERAL
Jan Eric Cartwright

TREASURER
Leo Winters

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
Leslie Fisher

INSURANCE COMMISSIONER
Gerald Grimes

CORPORATION COMMISSION
Bill Dawson

INAUGURAL COMMITTEE

EXECUTIVE COMMITTEE CHAIRPERSONS

Prayer Breakfast
William E. Guilford
Inaugural Ceremony
James W. Sherburne Jr.
Mansion Open House
Obera Bergdall

Inaugural Ball
Mrs. James H. Norick
Mrs. Norris Price
Mrs. Charles Sarratt
Russell D. Vaught

MEMBERS

Representative Hannah D. Atkins
Charles Barnes
Harriet G. Carson
Mrs. C. Berry Doyal
Representative Ross Duckett
Mrs. J. Howard Edmondson
Opal Ellis
Carol J. Ford
John Glenn
Mrs. Ira D. Hall
Mrs. James Howell
J. D. Helms
Shelton James
Alice Johnson
Mrs. Robert S. Kerr, Jr.
Mrs. Ben Langdon
W. K. Mateja
Mrs. Al McLemore
Jerry W. Morton
General Bob Morgan
John Orr
Phil C. Pace
Edna Mae Phelps
Lena L. Pray
Mrs. Jerry Richardson
Thelma M. Roberts
Sarah Jane Rogers
Colonel Raymond Scoufos
Deanne Wearmouth
Willis J. Wheat
Annette M. Wood

"A special thanks to all agencies and organizations who have helped with the 1979 Inaugural Activities."

INAUGURAL ADDRESS GOVERNOR GEORGE NIGH

Obviously, there are a great number of people whom I'm indebted to politically, personally.

That indebtedness is one that is easy to repay because it requires nothing but returning the friendship that you have extended to me. I think that is a tremendous political debt to have ... one which only returns the friendship and support the people have given to you.

Today, I want to congratulate those of you who came and shared this great day with me and Donna and the other statewide elected officials and their families. I think this is a tremendous crowd. I appreciate the weathermen cooperating greatly and arranging this warm day. I want to thank my clothing store for the longhandles.

But more than that I want to tell you if you are concerned about coming here while others are in the warmth of their homes watching this on television, remember that the world is run by those who stay till the end of the meeting.

And so I consider you a special part, a hearty friend if you joined us today. I was glad to see this platform rise out of the snow and the ice. And I thank the pigeons for temporarily abandoning their homes. And I want to tell you how great it is to be with you and to tell you in advance that I'm happy — not only for those who are standing in front of me and seated in front of me, but also those who are seated and standing behind me — because so many of you will be people who will be a part of the four years that I have as your Governor.

And Tom Steed, thank you for pointing out that this third term that my tenure as Lt. Governor was interrupted only by serving as Governor twice. I don't know if that's in proper perspective, but I like that introduction.

Our Congressional delegation, our Legislative leaders, the judiciary, and the educators and the tribal leaders and all of the others who are here — my particular thanks to you for being here this day.

We have so many of our Congressmen, two United States Senators and I think that you would deem it appropriate at this time — through me — to express to them, our Senators and Congressmen, our congratulations upon their service in office and wish them well as our partners in Washington. Thank you very much.

If you will follow your program and try to correspond this program to others, we didn't know what Governor/Senator Boren was going to be when some of the programs were printed. You'll note in some cases he is one thing, and other cases he's the other, Governor or Senator whatever it might be.

I wanted to quote him today. I wanted to quote Senator Boren because Senator Boren quoted Will Rogers. And to quote Will Rogers I'm going to quote Senator Boren. I know

this is a non-partisan gathering, but in the year of the 100th anniversary of the celebration of the great American humorist, Will Rogers, Governor Boren used to quote him as saying, 'He didn't belong to an organized political party, he was a Democrat.'

Now this is a bi-partisan inaugural, Senator Bellmon, so I'm going to quote a Republican in my inaugural address if that's okay. I want to quote a Republican because my pastor, Brother Estep, says the Good Book only talks about the "publicans", and that I ought to give heed to the Good Book. So I'm going to quote one of those publicans — Republicans. And I want to quote Dr. Oral Roberts who used the same theme in his great message in our Prayer Breakfast this morning, where he quoted that part of Abraham Lincoln's text that was "of the people, by the people and for the people."

Because when we kicked off our campaign so many months ago, we said that we wanted a campaign of the people.

When we began our inaugural activities, we said we wanted an inauguration for the people.

Incidentally, I saw a ticket today, Jim Young showed me a ticket to the first Inaugural Ball which was in 1907, $5. I want you to know in the era of Nigh frugality in 1979 the ticket to the Inaugural Ball is still $5.

People over the years have said why aren't we like other states? If you, tonight, want to go to another inaugural ball in sunny Texas, their tickets are $50. So as a hallmark of this people's inaugural, we want you to know that we want you to be a part of this inaugural activity.

We also want to make an administration that is a people's administration. I want today to use those three words "of, by, and for" the people, which Abe Lincoln left us so well.

"Of the people." As we look at the next four years I want you to know that these leaders you met today are "of the people." They are people that came from your ranks whether it be Speaker Draper, President Pro Tempore Howard, or whether it be my other state-wide officials, Lt. Governor Bernard, Mr. Daxon, Mr. Cartwright, Mr. Winters, Dr. Fisher, Mr. Grimes, Mr. Dawson, Mr. Baker (who is continuing). Whether it be any of the House or the Senate, the judiciary who have their names placed on the ballot, we were elected "of the people."

There was no crown. There is today no passing of any crown. There is no throne to assume. These are folks. These are people. And your elected voices are those who are of the people. As a highschool history teacher in democracy, we talked about democracy meaning the voice of the people. Two Greek words meaning the voice of the people.

I will tell you frankly that democracy is the most complicated system of government man has ever created. Ask these Legislators, Senators and Congressmen, and other officials. If you want a smooth-running, even keel where you always know the lay of the land, you want a totalitarian government. You want an absolute monarch. You want where the king's word is law if you want it easy and smooth-running.

But if you want a tough one. If you want to try to come up with the most difficult, — that's a democracy.

And yet, whatever is in second place in any type of government is still a long way behind.

It is complicated. But they are "of the people."

Today at this Inaugural we want to re-dedicate ourselves to "by the people" through the Declaration of Independence. Folks, I want you to listen to these words that were given to us in the Declaration of Independence, government is instituted among men deriving their just powers from the consent of the governed. That's you.

We are partners and you need to insist on that partnership as we do. Don't think that Inauguration Day it's all over. We're looking at four years as an administration.

I know when we were campaigning the people at Duncan at the headquarters were asked, " 'What do you want, what are you going to get when all of this is over?' And they replied, 'When this is over all we want is for George Nigh to leave us alone.' "

I'm not going to do that. I'm not going to leave you alone. I insist that you continue your active participation whether you were in my campaign, someone else's campaign, or whether you were in none. I challenge you to be an active participating partner in "by the people," with all voices heard.

All voices heard. All races. All areas, rural and urban. Both sexes. I think you'll see more of the women, more of the minorities, more across-the-board base of operation of this government because I want all voices heard. And I renew my commitment that all voices will be heard.

When we go through, we run into folks who keep saying about their government, 'Why don't they do this? Why don't they do that?' Other times they'll say, 'Look what they are doing to us.'

I heard the other day a guy was making a speech. 'They're doing this and they're doing that.' And somebody asked, 'Who are they?' The speaker responded, 'It's them.' The other guy said, 'I thought that's who it was, I justed wanted to know for sure.'

But who are they? Pogo said, 'We have met the enemy and they is us.'

If there is any problem in government, folks, in a democracy, it's us. I challenge you. I call upon you to continue to be a government "by the people" and "for the people." And "for the people" means that we are to be a friend, not the foe; the advocate, not the adversary.

We're to eliminate the duplication, to make it simple, to have it understood. Folks ought to know what their government is all about, what the rules and regulations say.

"Openness" is one of the real things that Donna and I want. That's why we cancelled the normal reception in the Blue Room and have opened our home, your home. We invite you to tour the Mansion, your home. It will be open on a periodic basis.

We invite you to come to the Capitol where the Governor and the Governor's staff will meet with the people — without appointment — on given days.

And I'm looking forward to the day that somewhere in this area there will be right out here — either an existing building or a new small construction — a "citizen's center" for folks that need help, but don't know where to go. They don't know which building to go to. They don't know what they are supposed to ask for. They don't know what the regulations say. They can drop by the "citizen's center" and we will help them out.

"For the people." I, of course, recognize my personal obligation, that's openness. We will continue to reveal — as we have revealed before — our plans; to make known our financial areas so you can see and you can judge us; and we are asking the members of my staff to make a personal financial declaration. I'm asking for all possible illumination of conflicts of interest. I want you to know that even though I don't have it on today, in my heart I still wear a white hat.

Friends ask me, "What do you want your administration to be noted for?"

Of course, I want progress. Of course, I want better services.

Of course, I want better government.

Of course, I want more for the people. I want it, if at all possible, at reduced cost. I want more for the folks. But I want the hallmark in honesty and integrity.

I realize government can't be all things to all people. During the campaign, I wanted everybody to like me. And in the administration I want you to respect me and work with me. People tend to live up or down to what's expected of them. I want you to expect me to do the best. I expect you to do your best as my partner.

Now to do the normal things for the Democrat, and quote a Democrat. Adlai Stevenson said, "Winning the election is not nearly so important as governing the state." I'm much more concerned about governing the state with you as my partner.

My wife, my family, my friends old and new, I'm happy to take this oath today. There for a while I thought it would never come, but I'm happy it did. And I want to quote my inaugural address with the closing of my swearing in. 'So help me, God.'

Upon motion of Senator Lane, the Senate adjourned at 1:50 p.m. to meet Tuesday, January 9, 1979, at 1:00 p.m.

Fifth Legislative Day

Tuesday, January 9, 1979

Pursuant to adjournment, the Senate was called to order by Lieutenant Governor Bernard, President of the Senate.

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—47.

Contest Pending: District 46.—1.

President Bernard declared a quorum present.

The following prayer was offered by Reverend Hardin and incorporated into the Journal upon request of Senator Giles and President Bernard.

Our Father and our God
Help us to acknowledge
the resentments that divide us
and the love that unites us
Let us be slow to criticize
and quick to appreciate
Let us be slow to justify ourselves
but quick to affirm one another
And when we disagree or misunderstand
let us listen to each other
and make Your truth together
And when we are tempted to betray each other
let us resist and endure
And if it may be
set us free from every desire and deed
that would devastate others
and cripple ourselves.
In Christ's name we pray, Amen.

President Bernard announced to the members of the Senate that today the Senate would depart from the regular order of business and that the Senate and the Honorable House would meet in Joint Session to hear the Governor deliver his State of the State Message and that the hour arranged for the Joint Session had been agreed on for 1:15 p.m.

Senator Lane moved that the President appoint a three-member committee to notify the Honorable House that the Senate is ready to meet in Joint Session at 1:15 p.m.

The motion was declared adopted and the President appointed Senators Vann, Boatner and Kilpatrick as such committee.

President Bernard excused the committee to perform its duty.

A committee of three from the Honorable House, Representatives Atkins, Henry and Kerr, was then recognized by President Bernard and Representative Atkins advised the Senate that the Honorable House was ready to receive the Senate in Joint Session.

Senator Vann, on behalf of the committee appointed to notify the House that the Senate is ready to meet in Joint Session, reported the duty completed and requested that the committee be discharged. President Bernard ordered the committee to notify the House discharged.

Senator Lane moved that the Senate, preceded by its officers, proceed to the House Chamber for the purpose of a Joint Session and that the Senate would reconvene in the Senate Chamber immediately following the Joint Session to conclude the normal order of business for the day, which motion was declared adopted.

JOINT SESSION

The Senate and House of the First Session of the Thirty-seventh Legislature, in the Second Joint Session, were called to order by Lieutenant Governor Bernard, President of the Senate.

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

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—47.

Contest Pending: District 46.—1.

President Bernard declared a quorum present.

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

Present: Abbott, Alexander, Anderson, Arnold, Atkins, Barker, Baughman, Bengtson, Bradley, Briscoe, Brunton, Caldwell, Camp, Cleveland, Cole, Combs, Conaghan, Cotner, Cowan, Craighead, Davis (Don), Davis (Frank), Davis (Guy), Deatherage, Denman, Duckett, Duke, Dunn, Elder, Fair, Feddersen, Fitzgibbon, Ford, Fried, Glover, Graves, Gray, Harbin, Hargrave, Harper, Henry, Hill, Hobson, Holaday, Holden, Holt, Hooper, Hopkins, Johnson (A.V.), Johnson (Don), Joiner, Kamas, Kane, Kelley, Kennedy, Kerr, Lancaster, Lawter, McCaleb, McCorkell, McIntyre, Manning, Mentzer, Milacek, Monks, Monlux, Morgan, Murphy, Peterson, Poulos, Reimer, Rieger, Riggs, Roberts, Robinson, Rogers, Sanders, Sheppard, Shurden, Smith, Sparkman, Steward, Talley, Taylor, Thompson (Mick), Townsend, Trent, Twidwell, Vaughn, Weichel, Whorton, Willis, Wilson, Winn, Wiseman, Mr. Speaker.—96.

Excused: Cunningham, Hastings, Kardokus, Stephenson and Thompson (Don).—5.

Speaker Draper declared a quorum of the House present.

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

The invocation was offered by Reverend Mart Hardin, Pastor of the First Baptist Church, Chickasha, Oklahoma.

Representative Dunn moved that the President and the Speaker appoint committees from the Senate and the Honorable

House, respectively, as a Joint Committee to notify the Governor the 37th Legislature is now in Joint Session, ready to receive him and hear his Message. The motion was declared adopted and the following were appointed as such committees:

FOR THE SENATE: Senators Luton, Stipe, Murphy, Terrill and Lamb.

FOR THE HOUSE: Representatives Bengtson, Barker, Johnson (A.V.), Gray and Shurden.

Sergeant at arms Bob Craig was recognized and announced the arrival of the Chief Executive, the Honorable George Nigh, accompanied by the Joint Committee appointed to advise the Governor that the Joint Session was ready to receive him.

President Bernard introduced the First Lady of the State of Oklahoma, Mrs. Donna Nigh, and his wife, Mrs. Vivian Bernard, the Second Lady of the State of Oklahoma, to the members and guests.

President Bernard presented Governor Nigh to the Joint Session, whereupon Governor Nigh delivered the following Message:

MESSAGE OF
GOVERNOR GEORGE NIGH

Lieutenant Governor Bernard
President Pro Tempore Howard
Speaker Draper
Members of the First Session
of the Thirty-seventh Legislature

On November 16, 1907, the 46th star was added to the American flag. January 9, 1979 — how bright that star is shining.

I am fortunate to be Governor in these times. I inherit a balanced budget — a record-breaking, first time billion dollar budget.

Our legacy is an outstanding natural environment, our excellent labor force, successful businesses, and our general quality of life, which have put us in a growth cycle while many states suffer a decline.

Today **Oklahoma** is the envy of the other states. No one can deny we have come a long way in past years and we have an even greater future ahead.

Many of you in these Chambers have played a vital role in this legacy that we share today. Our state programs, growth, budget, and prosperity, did not just happen. You, and others who preceded you, worked long and hard as partners with countless Oklahomans to make January 1979 possible.

I am proud to have been a part with you, as first a member of the House of Representatives for eight years, and as President of the Senate in my capacity as Lt. Governor for 16 years. Although I have 24 years' legislative experience and although I have twice previously been sworn in as Governor, it is today in a far different role that I speak to you.

I have much I want to accomplish as Governor, but I want to remind you and, through you, the public, that Rome was not built in a day. I will not accomplish all of my goals in the first year of my term, just as you as a Legislator will not accomplish your total legislative goals in a single session. We are looking at a long-range picture as well as a short-range picture. We should do as much as possible that can be done quickly, always realizing it will not all be done at once.

This record-breaking budget will allow us to do more for every state agency and more nearly meet the needs of our people than ever before. Yet, even though we have a record budget, I am the first to know that it will not please everyone. Maybe that is the nature of the budget process.

My recommendations to this Session of the Legislature are **only the beginning** of my goals and plans. I will constantly remind you that this is the beginning of a four-year term, and just as I took a methodical approach to making my campaign pledges, I choose to take the same methodical approach to fulfilling them.

The record-breaking billion dollar budget is possible because of the economic growth in Oklahoma. This is not a false growth, as it greatly exceeds the rate of inflation.

The key to continued prosperity for Oklahoma's economy is continued growth. People repeatedly asked me in the campaign what was my number one priority — was it roads, schools, public services? My response as a candidate was that my number one issue and priority was the continued sensible, controlled economic growth, as economic growth will help us take care of all of our other priorities which we individually might consider number one. Continued economic growth is essential if we are to meet the needs of the future. As Governor, it will be my number one issue and priority.

I do not believe that haste necessarily serves us well in public service. I believe in careful study and reasoned actions. Haste is necessary in emergency, but not in the day-to-day conduct of our routine business.

Let us be mindful in this day of economic growth that we have an obligation to keep government growth to an absolute minimum. The temptation to spend all we have must be overcome. Certainly some government services should be increased, improved and expanded.The public demands and needs vital government services. As a rule, however, the growth of State government needs control.

We need to bear in mind the trust placed in us and the responsibility we share to give our taxpayers the greatest return possible on their investment in their government. As Donna and I travelled during the campaign to literally every county and virtually every town in Oklahoma, the two concerns most often voiced were inflation and taxes. As I spent the many hours necessary to develop this budget, I saw that it is indeed possible to fulfill my pledge to cut taxes and still write a budget containing record-breaking increases for the needs of our State.

I firmly believe the fairest place to start with tax relief is with the elimination of the double taxation caused by the elimination of the deduction for Federal Income Tax paid. The Legislature, many of you here today, met the financial challenge of Oklahoma earlier and enacted this tax when the State was in desperate need of additional revenue. But, because of our healthy economic conditions today, we can give some tax relief and continue to more nearly meet the needs of our State. This proposal is practical and affordable. We should eliminate a portion of this tax this year, and reexamine our economic condition annually to see if we can continue to reduce this tax out of existence.

My plan will this year give an approximately $20 million reduction to those who have been paying this double tax. Under my proposal, our taxpayers would receive the full deduction, 100 percent, for the first $1300 in Federal Income Tax they pay, rather than the $500 which they may deduct under current law. Additionally, they would be allowed to deduct another 5 percent of the Federal tax they pay over the $1300 up to a maximum of $2400 in Federal taxes, compared to a maximum of only $1700 now.

Estimates presented to me by the Tax Commission and Budget Office show that

my proposal will have the greatest percentage impact on those taxpayers who have an adjusted annual income of between $8,000 and $20,000. More than 75 percent of the total dollar reduction will benefit those Oklahomans with incomes less than $30,000 per year.

The number one enemy our citizens face today, particularly the elderly and those on fixed incomes, is inflation. This is the reason I support the President's anti-inflation efforts. Part of the cause of inflation is the unrestrained growth of government. As a candidate for Governor, I called for a controlled growth policy rather than no growth, realizing that as the State grows in a healthy condition, certain government services must expand to meet the needs of our people — but also understanding that "bigger" is not necessarily "better".

We must not only call on others for assistance in this battle against inflation, but we the Government must set the example ourselves. In an effort to set the tone, you will note that I am not requesting any increase in funds or the number of employees in the Governor's office. Likewise, I call upon every State agency to reassess its own operations to determine where efficiencies can be made. We had six weeks to prepare this budget. We will have six months to prepare the next. As we develop future agency budgets, we will be looking more carefully at existing programs as well as requested increases.

Not only am I asking State agencies to look for ways to cut costs, I am asking the individual State employee to do likewise. I will be proposing an incentive plan to reward those State employees who can develop and present proposals which will not only save taxpayer money, but also increase productivity.

The President, in his anti-inflation effort, has proposed a 7 percent growth limit on wages and salaries for next year. Some say the effort will fail because all will not do their part. Let no one say it failed because Oklahomans did not do their part.

Our anti-inflation efforts do not mean we can't do more for those who need and deserve our attention. Realizing that inflation impacts State employees to the same degree it does others, we must provide increases to help them keep pace. Some advocate across-the-board salary increases for all employees as the easiest method to approach this problem. Others suggest providing merit incentives. I recommend both.

For each State employee, a $600 across-the-board raise is mandated in my budget. In addition, I strongly feel we should recognize merit, and I have provided sufficient funding in each agency budget to allow one-step raises, on a merit basis, for one-fourth of each agency's employees.

In the areas of common education and vocational-education teachers, I am recommending an across-the-board **minimum** of $600 more per teacher. However, I feel very strongly that further professional development should be encouraged and rewarded. Therefore, I am asking that the degree-differential incentives be increased by $200 per year for Masters' Degrees and an additional $200 per year for Doctorates. For support personnel, I am recommending funds sufficient to allow a 7 percent pay raise, not to exceed $600 per year.

For higher education, funding has been recommended in the State Regents' budget to allow a **minimum** of $600 per faculty member and employee. Additionally, as I have provided for incentive and merit increases for State employees and public school teachers, funding has been provided to give each institution money to provide additional raises on an incentive or merit

basis which, in the aggregate, per institution, will produce increases not in excess of 7 percent.

All of these factors — a minimum increase, rewards for meritorious service, incentives for professional betterment, and the President's 7 percent guidelines — were considered in determining what compensation increases could be funded.

I have voiced across this State a strong concern for those of our citizens who are living on fixed incomes. As we are currently trying to help our present State employees, we have a particular obligation to those who have served our State in its governmental processes. For that reason, I am supporting a measure which will increase the retirement benefits for those persons who have retired from State service.

The bill I am proposing would provide increases of 15 percent for those who retired prior to July 1, 1977 — raises of 10 percent for persons who retired between July 1, 1977 and July 1, 1978 — and a 5 percent increase for those who have retired since last July 1, or who will retire before next July 1. This is the minimum I feel we can do for those who have devoted their lives to make Oklahoma a better place for you and me. My proposed budget provides funding to pay for these increases. I propose that the State increase its contribution rate from the present 13 percent on the first $1,250 of the monthly salary to a 14 percent rate on the same $1,250 per month. The retirement system actuary has assured me that this increase will support the proposed cost-of-living increases on an actuarially sound basis.

Rising utility rates are of tremendous concern to our citizens, particularly those living on fixed incomes. As I campaigned, I pledged a three-pronged approach in this area. I pledged a member of the Governor's staff would be present at rate increase request hearings at the Corporation Commission. I am assigning a staff member to do this. I stated I would recommend necessary funds to see that the Corporation Commission has the expertise to analyze rate increase requests of the public utilities. I have done this. I also pledged to work with the Attorney General to see that the people's interests were adequately represented. I have met with Attorney General Cartwright and assured him of my support in this area. He is currently assessing his funding needs and I have assured him of my support should he need additional staff for this function. This subject will receive my continued attention.

I am not making any specific statement on energy. This will take all the joint efforts that we can muster. This is a subject of great complexity and one we must approach with great caution. It is vital that we protect the interests of our consumers, commercial users and developers as well. While we are willing to share our excess energy at a fair price, it should not be at the expense of our citizens. We must protect the energy we need for present and planned development. We must formulate the State's energy policy together. My staff and I personally will be meeting with appropriate leadership to develop a unified approach to energy legislation.

I will continue to emphasize economic development. The economy of Oklahoma is good and employment at an all-time high.

It's a household expression that we are number one, and Oklahoma is number one in percentage of full employment.

We are doing a great job with current unemployment at the 4 percent mark. However, I realize that you can play games with percentages. As one out-of-work man told me, he didn't have a job, and he was 100

percent unemployed. Despite our strong economy and bright job picture, let us realize there are sections of Oklahoma geographically and culturally with a high ratio of either unemployment or under-employment.

Specific problems of lack of job opportunities continue in certain geographical areas — among minorities and women, among urban, the young, the older people. This is an unacceptable situation. Benefits of full employment and of equal rights should be shared by all Oklahomans. I personally support equal rights and opportunities for all — and strongly recommend your support of these rights — one way to publicly express our concern is the ratification of the Equal Rights Amendment.

In the area of unemployment, I am proposing a direct action program to put problem solvers into the problem areas. In addition to a general increase for the Department of Industrial Development, I recommend a special $75,000 appropriation to them to field a specialized three-member team.

This team will add thrust to economic development efforts because we'll be using a team of specialists, assembled especially for this purpose and functioning as a tactical unit to overcome employment problems.

The special economic development team will plan and implement programs to meet the needs of our problem unemployment areas and top priority will be given those locations and groups with the records of highest chronic unemployment.

During my campaign for this office, I pledged to seek substantial increases in funding for the State Department of Transportation to help bring our State highway system back into the good condition Oklahomans deserve. As you remember, the 1978 Legislature appropriated $14 million to go to the Highway Department as a one-time program to help repair the damage caused by last winter's storms. My recommendation before you provides $35 million new dollars for new highway projects for Oklahoma, which is made up of appropriating that $14 million again this year and adding to it an additional $21 million increase over last year's figures. Of this $35 million total, I have asked the Department of Transportation to develop a formula which will distribute a one-time $6 million to the counties, cities and towns which so desperately need help with their streets and roads.

During my campaign for Governor, I pledged that my first official act would be to create the Governor's Food and Agriculture Advisory Commission for the purpose of advising me of how the Governor can act in every way possible to support the State's number one industry, agribusiness. Immediately upon assuming office, I created this Commission with Governor Bernard as co-chairman, which has representatives from every area of agribusiness. While we realize that most government actions impacting our farmers and ranchers are actions of the Federal government, the Oklahoma State government needs to take an advocacy role on these subjects to assure that our voices are heard in Washington. I solicit your assistance in this area.

The need for a comprehensive water plan is critical. Today in Oklahoma we are confronted with the paradoxical nature of problems. We rose from what was once called the dustbowl state with as much man-made water as any comparable geographic area in the United States or in the world. We know the consequences of being without adequate water as well as anyone in the world. We owe a great debt of gratitude to former U.S. Senators Kerr and Monroney, former Speaker Carl Albert, Congressman Tom Steed and former Congress-

man Ed Edmondson for their foresight and dedicated service in this area. At the same time, we know what can be done with technology at our disposal. We can see it in the lakes and waterways of Oklahoma. We have the tools and the know-how at our disposal. They await our solution.

Oklahoma needs a comprehensive water plan for its future. We have no greater obligation to the posterity of our state. We need a water plan that encompasses the totality of our varied geography. We must assure that the needs of those who presently capture water are protected. We must protect not only the present needs, but future needs that can be defined and for which we must now plan. At the same time, we must address the needs of the water-poor of our State. Adequate water is vital to the agribusiness of our State — which remains the keystone to our economic well-being.

The need for a statewide comprehensive water plan goes far beyond these factors. The inequity of a community within a few miles of a reservoir that has no drinking water must be remedied. The problems of a farmer who considers deeper drilling, as well as the problems of a great portion of our state and nation facing a diminishing water table, need our attention. It is our challenge, today not tomorrow, to cast aside parochialism and fashion a water plan we can grow with. If we protect the water of those who have it, and share the excess with those who need it, Oklahoma has more than enough for us all to enjoy today and for as many tomorrows as we can envision.

The water program is obviously a partnership program. I look forward to working with you as together we will establish a comprehensive water development plan for Oklahoma.

Another vitally important element in the Oklahoma economy, and one to which I have again pledged my support, is the travel, tourism and recreation industry. This is the fastest growing industry in the world.

In my years as chairman of the Oklahoma Tourism and Recreation Commission, Oklahoma has become a significant part of that growth. We have seen a rise from $400 million to an estimated $2 billion per year in what travelers are spending in Oklahoma.

Not only do Oklahoma businesses realize benefits from the sale of goods and services to travelers, but this industry provides jobs for thousands of Oklahomans. At the same time, we Oklahomans realize a substantial "bonus" in terms of tax revenue generated by out-of-state visitors. Their purchases of goods and services in our state generate taxes to help support government services for Oklahomans.

Continuing to strengthen Oklahoma's travel, tourism and recreation programs — both for economic development and for the quality of life benefits — will be an important program within my administration.

In developing my proposals for common education, I have looked at the problems not only from the standpoint of a candidate who spent the past year listening to the people from across our State, and not only from the standpoint of a former Representative who served on the education committees of this Legislature, but from the standpoint of a public school teacher, which was my first profession. And, as a former high school history teacher, I can tell you from experience that if a student didn't have a solid foundation by the time he got to me, it was just that much more difficult for me, and for the student.

For this reason, my emphasis in education will be the elementary grades. I have

asked Dr. Fisher to develop a model reading program specifically directed at those children in kindergarten through the sixth grade. If successful, we should gradually expand the program through the intermediate and senior levels of our school systems. Also specifically directed at the elementary level, my budget recommendation contains funding to create 50 new programs which will permit guidance counseling for elementary school children, with my long-range goal being to develop sufficient programs to reach every school-age child in Oklahoma.

The last Legislature provided funding sufficient to create 377 new classes for the gifted and talented and those who need Special Education. I am recommending appropriation this year of an additional $2.2 million to create another 377 classes for these students. Further addressing the individual needs of our students, I am recommending that increases be provided for the teachers who serve the needs of homebound students. These students, who are unable because of temporary or permanent impairments, to participate in regular school classes, deserve this special attention.

We must provide our students not only with top-notch teachers and facilities, we must provide our teachers the tools with which to work. I remember as a school teacher when, at times, we would be into the second six weeks of classes and still not have textbooks for the students. In the budget before you, I have recommended a 20 percent increase, $1.2 million more, to provide more textbooks. Further, I have proposed in my budget funding necessary to increase support for schools at the local level to help keep pace with the upward spiral of their costs.

As a part of my recommendation for Common Education, I have provided funding for an increase of 74 library media improvement programs, at a cost of $365,000. However, I firmly believe the opportunity to learn should go beyond our public and formal education systems. Indeed, the purpose of these formalized systems is to encourage continued development and learning by the individual. That is the reason you will note that the requested appropriation for State libraries has been placed in the education portion of your budget document. I have asked for an increase of approximately $600,000 to help develop our community libraries to better serve our citizens and support our belief in self-development. The bulk of the increase recommended, almost $400,000, will go directly to the local communities to support your local libraries. Current funding for these libraries is at 11 cents per capita. Under my proposal, that support would be increased to 26 cents per capita.

The total Common Education program, with the administration costs, is in excess of $43.5 million more than was provided last year, for a total of $414 million. This request represents an investment of which we can all be proud, and an investment which will help secure the future of our great State.

Higher Education continues to be important to our people, and the Regents do a good job in their work. I recommend a 12.6 percent increase in funding, $25 million new dollars for the higher education operating budget to bring the total fiscal year 1980 appropriation to over $223 million.

The Oklahoma State Regents for Higher Education do a good job of distributing the money we appropriate for colleges and universities at the institutional level. Although I know you are familiar with this procedure, I hope that you will help me explain to the public that we — the Legislature and Governor — do not determine what amount an individual institution receives.

Several areas of higher education need comment.

I would like to reiterate my belief that we should not create any additional institutions for higher education until we can more adequately meet the needs of those we now have.

I would like to state that I would favor legislation that gives Langston University, or any college or university for that matter, its own board of regents. I believe this would benefit the campus.

In the area of post secondary education, I want to do everything possible to see that we eliminate any duplication or conflict between the vo-tech programs and colleges and universities. These are important, and it is important to me that the services of both areas are provided in concert with one another.

Not everyone wants or needs a college education. But certainly the State's obligation is to provide an opportunity for learning beyond high school for all avocations. Oklahoma is virtually the leader in the nation in educating our people beyond high school. One reason is our outstanding vo-tech program. Vocational and technical training opportunities are vital to industries and our work force. They deserve special consideration, and will receive high priority in my administration.

For the training and education of those whose talents and skills are suited better to those areas of intense skill training, we are recommending substantial increases for the State's vocational-technical education programs. Our budget recommendation contains an increase of $1.8 million in operating funds for the Vo-Tech Board, which totals $17.6 million — an increase of 12 percent, some $300,000 of which is designated to beef up the program designed to concentrate on those students who are deemed to be potential drop-outs. Additionally, we are asking that capital expenditures in the sum of $1.2 million be approved to complete the purchase of the Oklahoma City Skills Center and to provide substantial increases in equipment maintenance and repair funding.

Oklahoma is a big state, and, as I have said many times, no town is too small and no county is too far away to get my attention as Governor. The arts and humanities are important to all of our lives, and I believe that a concerted effort is needed to assure opportunities are available to all of our citizens, regardless of where they live.

For this reason, I am requesting a substantial increase in the appropriation to the Oklahoma Arts and Humanities Council of $221,000. This increase brings their total to some $450,000.

One of the great changes in Oklahoma has been the cultural changes, but our prime concern is the improvement in our quality of life. There is an obvious side benefit — this is an important industry to our State and enhances our tourism industry as well.

As I traveled across the State this past summer and fall, a major concern of the people was their sincere interest in law enforcement — all people want to feel safe in their homes and on the public streets and highways. In this regard, I have recommended for your consideration a budget which, when added to other available funding, will finally complete the one-man, one-unit concept for the Oklahoma Highway Patrol. These 92 new vehicles will have the effect of giving the Patrol a greater rolling strength at all times; there will be no delays during shift changes. In addition to the greater visibility of the troopers on the highways and the greater security their numbers provide, the one-man, one-unit concept is a step toward better economies in

the purchase and replacement of the vehicles. I am also asking that the Highway Patrol add 25 new officers, 20 on the highways, 5 on the waterways to help achieve the safety and security of our people.

In addition, I am asking that you approve a budget for the Oklahoma Bureau of Investigation which calls for an increase in funding in the amount of $720,000, a portion of which will enhance and complete the operational capability of the Crime Bureau Laboratory at Tahlequah.

As tempting as it may be to pinch pennies, I strongly feel these areas, which provide safety and security for our citizens, are not the places to cut corners.

In the area of corrections facilities we face unique problems. The Federal District Court has ordered the State to accomplish both general and specific goals, many requiring large expenditures. While I regret the intervention of the Federal Court into State matters, I recognize my obligation, and my budget as proposed will satisfy the court-ordered reforms. At the same time, I hope the State will continue the appeal in this case.

I am recommending a $13.6 million supplemental appropriation to meet the court's order, $17.8 million for capital outlay and $8.9 million in new operating funds to satisfy the court-ordered reforms. This totals $40 million new dollars for the Department of Corrections to provide improved medical care, supervision, legal counsel and facilities in line with the Court's Order.

The problems of two segments of our population trouble me deeply — and I do not have the answers to their problems. I ask you, in all of your work, to be constantly aware of the problems of the elderly and the problems of the handicapped.

In both instances, we are talking about common problems that are not limited to any geographical or class distinction.

Because of the broad range of problems of the handicapped and the elderly, I will appoint a council to study the situation. Donna and I will work in this area personally, and we will ask for your help, the help of all related agencies in government and help of the general public.

I have a commitment to help address these problems, and it is a commitment that will run throughout my administration. Your help will be very important and greatly appreciated.

In managing State government, we must be mindful of the purpose of the services we offer the public. The public's convenience should be considered in every action taken by our boards, agencies and commissions. I will order each Agency within my purview to systematically review their rules and regulations for the purpose of unburdening, where possible, our citizens and businesses of unnecessary paperwork. I will encourage all other agencies to do the same.

In developing programs, I will encourage the Legislature and the Executive Branch to look carefully at Federal programs offered to the State. The availability of Federal funds is not necessarily justification for creating government services at the State level the public does not want or need. We have also seen instances of Federal programs offered initially with Federal financial support that eventually require State dollars for continuation. I will work with you in the supervision and efficient administration of Federal programs.

I commend you for your selection of leadership. Speaker Draper will be an outstanding leader. I applaud his fresh approach and his sense of decorum.

In the re-election of President Pro Tempore Howard you continue experienced and dedicated leadership. I applaud his call for innovation in State government. I believe that is a true mark of wisdom and I support his approach.

As I said many times while campaigning for the office of Governor, I will be the best friend any Lieutenant Governor ever had. Governor Bernard makes this an easy pledge to fulfill. Not only does Governor Bernard bring years of experience as a member of the House, and as House leader, but he brings experience as a successful businessman with him. The Executive branch of our government can put this talent to work. It is an added benefit to me that Governor Bernard has a background of experience in the State's first industry, agriculture. I will work with him in this important area particularly. Just as I have made him co-chairman of the Governor's Food and Agriculture Advisory Commission, I will look to him as my number one advisor on these subjects. I will support him in his activities as Chairman of the Tourism and Recreation Commission.

I have spent 24 years in these Chambers and am aware of your problems. We serve the same constituents, and I expect you to keep the commitments you made to the people who elected you. I know you would expect no less from me. You may be certain that I intend to do everything possible to accomplish the goals and commitments I made in my campaign for Governor.

Senator Cate moved that the Second Joint Session be dissolved, which motion was declared adopted.

The Senate reassembled in its Chamber with Senator Luton presiding.

Senator Giles questioned the presence of a quorum. The roll was ordered called and a quorum declared present.

BILL WITHDRAWN — REASSIGNED

Senator Murphy asked unanimous consent, which was granted, that **SB 28,** previously referred to the Committee on Social Welfare, be withdrawn from said committee and reassigned to the Committee on Criminal Jurisprudence.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator York introduced John S. Muchmore, M.D., Oklahoma City, as Doctor of the Day. Senators Terrill and Taliaferro introduced Dorothy Yarboro, R.N., Lawton, as Nurse of the Day.

Senator McDaniel introduced his son, Keith, and asked unanimous consent, which was granted, that young Keith be named Honorary Majority Floor Leader for this legislative day.

FIRST READING

The following were introduced and read the first time.

SB 84 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma State Legislature and making an appropriation thereto; stating the purpose; providing procedures for filing and approval of claims; making the appropriation nonfiscal; providing severability; and declaring an emergency.

SB 85 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma State Legislative Council; making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; authorizing the payment of state assessment for the Southwest Regional Energy Council; making appropriation nonfiscal; providing severability; and declaring an emergency.

SB 86 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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.

SB 87 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 88 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Division of the Budget and making an appropriation thereto; 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.

SB 89 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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.

SB 90 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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; limiting number of employees; limiting expenditures for salaries and wages; providing for agreement with federal government; providing lapse date; directing codification; providing severability; and declaring an emergency.

SB 91 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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.

SB 92 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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.

SB 93 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the State Auditor and Inspector and making appropriations thereto; stating the purpose; providing for appointment, duties and compensation of employees; limiting number of employees; limiting expenditures for salaries and wages; providing for transfer of certain unappropriated funds; repealing Section 4, Chapter 230, O.S.L. 1975, as amended by Section 4, Chapter 229, O.S.L. 1976 (74 O.S. Supp. 1978, Section 219.1); providing lapse date; providing severability; and declaring an emergency.

SB 94 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the State Board of Public Affairs and making an appropriation thereto; stating the purpose; making an appropriation to the Capitol Cafeteria Revolving Fund; amending 74 O.S. 1971, Section 81b, as last amended by Section 4, Chapter 264, O.S.L. 1978 (74 O.S. Supp. 1978, 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; providing for the salary of the Tourism Information Supervisor; redesignating and reappropriating the use of certain funds; reappropriating certain funds; providing lapse dates; providing severability; and declaring an emergency.

SB 95 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Department of Economic and Community Affairs; making appropriations thereto; stating the purposes; fixing the salary of the Director; providing for the appointment, duties and compensation of employees; limiting the number of employees; limiting expenditures for salaries and wages; providing for the termination of positions; providing lapse date; providing severability; and declaring an emergency.

SB 96 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Tax Commission and making appropriations thereto; stating the purposes; prohibiting payments for prior years' obligations; prohibiting disbursement of monies to counties under certain conditions; authorizing payments for services of State Auditor and Inspector and limiting amount to be paid; providing for the appointment, duties and compensation of necessary personnel; limiting number of employees; limiting expenditures for salaries and wages; providing for transfer of certain funds; providing lapse dates; providing severability; and declaring an emergency.

SB 97 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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; limiting the number of employees; providing lapse date; providing severability; and declaring an emergency.

SB 98 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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.

SB 99 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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 4, Chapter 177, O.S.L. 1978 (74 O.S. Supp. 1978, 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.

SB 100 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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.

SB 101 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Oklahoma Historical Society and making appropriations thereto; stating the purposes; providing for appointment and compensation of employees and designating the maximum salary for the Executive Director and limiting the number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

SB 102 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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.

SB 103 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Will Rogers Memorial Commission and making appropriations thereto; stating the purposes; 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 dates; providing severability; and declaring an emergency.

SB 104 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the State Department of Health; making appropriations thereto; stating the purposes; making appropriation of State Department of Health Domiciliary Facilities Inspection Funds and providing for additional funds; authorizing transfer of funds; providing for appointment, duties

and compensation of personnel; fixing the salary of the Commissioner of Health; limiting number of employees; limiting expenditures for salaries and wages; stating the method of allocation of funds to the Local Health Departments; providing for the method of payment of claims; providing for utilization of appropriation for child guidance services; providing lapse dates; providing severability; and declaring an emergency.

SB 105 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Health Planning Commission 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; providing lapse date; providing severability; and declaring an emergency.

SB 106 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 107 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Department of Mental Health and making appropriations thereto; stating the purposes; designating specific amounts for a specified purpose; fixing the salary of the Director of Mental Health; providing for the appointment, duties and compensation of employees; limiting the number of full-time-equivalent employees; limiting expenditures for salaries and wages; appropriating funds for capital expenditures; transferring Norman Veterans Center; authorizing expenditures in support of the Drug Treatment and Rehabilitation Authority and the Alcohol Prevention, Training, Treatment and Rehabilitation Authority; providing lapse dates; providing severability; and declaring an emergency.

SB 108 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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; amending Section 5, Chapter 270, O.S.L. 1978 (47 O.S. Supp. 1978, Section 2-130), pertaining to uniform maintenance and cleaning allowances; allocating funds; authorizing use of all appropriated funds for federal matching purposes; amending 47 O.S. 1971, Sections 14-116, as last amended by Section 9, Chapter 270, O.S.L. 1978 and 22.5k, as last amended by Section 10, Chapter 209, O.S.L. 1978 (47 O.S. Supp. 1978, Sections 14-116 and 22.5k), pertaining to collection of fees; providing lapse date; providing severability; and declaring an emergency.

SB 109 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to Motor Vehicles and the Department of Public Safety; amending 47 O.S. 1971, Sections 2-102, 2-104,

2-106, 116.12 and 377.1, as last amended by Sections 1, 2, 4, 5 and 6, Chapter 271, O.S.L. 1978 (47 O.S. Supp. 1978, Sections 2-102, 2-104, 2-106, 116.12 and 377.1) and 63 O.S. 1971, Section 825.1, as last amended by Section 7, Chapter 271, O.S.L. 1978 (63 O.S. Supp. 1978, 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.

SB 110 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Oklahoma Military Department and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of personnel; limiting the number of full-time-equivalent employees; limiting the expenditure of funds for salaries and wages; making an appropriation for a recruiting incentive program; making appropriations for capital expenditures; reappropriating funds; providing lapse dates; providing severability; and declaring an emergency.

SB 111 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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.

SB 112 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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; authorizing use of all funds appropriated for federal matching purposes; making appropriations nonfiscal; providing severability; and declaring an emergency.

SB 113 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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.

SB 114 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 115 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Department of Corrections and making appropriations thereto; stating the purposes; authorizing the appointment, duties and compensation of employees; limiting the number of full-time-equivalent employees; exempting certain positions and setting the compensation for such positions; placing other employees under the Merit System of Personnel Administration; providing for hazardous conditions positions; requiring monthly report of part-time positions; providing for the appointment of an industries sales organization; limiting the amount of funds that may be expended for salaries and wages; making appropriated funds available for use as federal matching funds; providing lapse dates; providing severability; and declaring an emergency.

SB 116 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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.

SB 117 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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; authorizing the expenditure of funds to obtain federal grants or assistance; providing lapse date; providing severability; and declaring an emergency.

SB 118 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the State Department of Transportation; making an appropriation thereto; providing for transfer of funds and stating purpose; appropriating funds to match federal transportation planning grants; specifying purposes for which dedicated funds shall be used; allocating funds for construction programs; allocating funds to counties, cities and towns for local projects; authorizing the appointment, duties and compensation of personnel; designating the maximum salary of the Director of the State Department of Transportation; limiting the number of employees; limiting the expenditures for salaries and wages; making appropriations for the Oklahoma Aeronautics Commission; stating the purposes; providing for appointment, duties and compensation of Aeronautics Commission employees; designating the maximum salary of the Director of the Oklahoma Aeronautics Commission; limiting the number of employees; limiting expenditures for salaries and wages; amending Section 11, Chapter 274, O.S.L. 1978 (69 O.S. Supp. 1978, Section 1509), pertaining to payment for auditing accounts; providing lapse dates; providing severability; and declaring an emergency.

SB 119 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the State Department of Agriculture and making appropriations thereto; stating the purposes; providing for appointment, duties and copensation of personnel; designating maximum salaries of the Commissioner of Agriculture and the Executive Director; limiting number of employees with exception; limiting expenditures for salaries and wages; providing for reimbursement of certain expenses;

providing lapse dates; directing codification; providing severability; and declaring an emergency.

SB 120 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Tourism and Recreation Department and making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of officials and employees; specifying maximum salary of the Director of the Department of Tourism and Recreation; specifying maximum salary of certain employee positions; limiting number of employees with exception; limiting expenditures for salaries and wages; providing for agreements with the federal government; providing lapse dates; providing severability; and declaring an emergency.

SB 121 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 122 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Water Resources Board and making appropriations thereto; 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.

SB 123 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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.

SB 124 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act making an appropriation from designated state funds to pay unpaid claims, warrants and vouchers cancelled by statute; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 125 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma State Regents for Higher Education and the State Department of Mental Health; providing continuation and reappropriation of unexpended balances of appropriations previously made; stating purposes; providing for the use of federal funds; making appropriations nonfiscal; providing severability; and declaring an emergency.

SB 126 — By Keller.

An Act relating to crimes and punishments; prohibiting public demonstrations by certain persons; providing penalties; directing codification; and declaring an emergency.

SJR 9 — By Howard of the Senate and Draper of the House.

A Joint Resolution providing for a state employee salary program and an effective date; specifying limits on salary increases; identifying the term employee; specifying intent in respect to other legislation or law; disapproving recommended salary and grade adjustments; amending 74 O.S. 1971, Section 284, as last amended by Section 1, Chapter 179, O.S.L. 1978 (74 O.S. Supp. 1978, Section 284), pertaining to a minimum salary; directing development of a salary schedule; repealing Section 4, Chapter 179, O.S.L. 1978 (74 O.S. Supp. 1978, Section 828.10); directing codification; providing operative date; and declaring an emergency.

SECOND READING

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

SB 69 — Insurance.
SB 70 — Public Safety and Penal Affairs.
SB 71 — County, State and Federal Government.
SB 72 — County, State and Federal Government.
SB 73 — County, State and Federal Government.
SB 74 — County, State and Federal Government.
SB 75 — Revenue and Taxation and then to Oil, Gas and Energy.
SB 76 — Insurance.
SB 77 — Public and Mental Health.
SB 78 — Judiciary.
SB 79 — Public and Mental Health.
SB 80 — Criminal Jurisprudence.
SB 81 — Education, Higher and then to Appropriations and Budget.
SB 82 — County, State and Federal Government and then to Appropriations and Budget.
SB 83 — Public and Mental Health and then to Judiciary.
SJR 6 — Public Safety and Penal Affairs and then to Constitutional Revision and Regulatory Services.
SJR 7 — Rules.
SJR 8 — Judiciary and then to Appropriations and Budget.

BILL WITHDRAWN — REASSIGNED

Senator Lane asked unanimous consent that **SB 25,** previously assigned to Committees on Environmental and Natural Resources and then to County, State and Federal Government be assigned only to the Committee on Environmental and Natural Resources, which was the order.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 10, 1979, at 1:30 p.m. which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 2 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Lane, the Senate adjourned at 2:55 p.m. to meet Wednesday, January 10, 1979, at 1:30 p.m.

Sixth Legislative Day

Wednesday, January 10, 1979

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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Porter and Wolfe.—2.

Contest Pending: District 46.—1.

Senator Luton declared a quorum present.

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

Gracious God, our Father
In this day of complexity and fear
Bring us back into focus
Wake us up
Fill us up
Connect us up
Simplify us
Make our steps definite and decisive
And show us a few tables that need kicking over
For we pray in the name of Him who cleansed the Temple by overturning a few tables, even in the name of Christ, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Lamb introduced former Senator Phil Lambert.

Senator McCune introduced Daniel M. Lane, M.D., Oklahoma City, as Doctor of the Day. Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, 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 7 — Rules, as coauthored by Elder of the House.

DO PASS, as amended:

SJR 2 — Criminal Jurisprudence.

FIRST READING

The following were introduced and read the first time.

SB 127 — By Berrong.

An Act relating to torts; amending 76 O.S. 1971, Section 5, as amended by Section 1, Chapter 256, O.S.L. 1974 (76 O.S. Supp. 1978, Section 5); providing for Good Samaritan Act; providing liability for willful acts or acts of negligence; providing for emergency care of an individual; expanding types of care which are authorized to include restoration of breathing; and declaring an emergency.

SB 128 — By Young.

An Act relating to property; amending 80 O.S. 1971, Section 1; granting consent of the State of Oklahoma for acquisition of land for certain purposes; requiring consent for acquisition of certain land; providing notice and public hearings; requiring certain procedures to be followed; and declaring an emergency.

SJR 10 — By McCune.

A Joint Resolution relating to sentencing; providing for weekend incarceration of felons under certain conditions; providing for certain costs; specifying period of effectiveness of this resolution; and directing distribution.

SECOND READING

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

SB 84 — Appropriations and Budget.
SB 85 — Appropriations and Budget.
SB 86 — Appropriations and Budget.
SB 87 — Appropriations and Budget.
SB 88 — Appropriations and Budget.
SB 89 — Appropriations and Budget.
SB 90 — Appropriations and Budget.
SB 91 — Appropriations and Budget.
SB 92 — Appropriations and Budget.
SB 93 — Appropriations and Budget.
SB 94 — Appropriations and Budget.
SB 95 — Appropriations and Budget.
SB 96 — Appropriations and Budget.
SB 97 — Appropriations and Budget.
SB 98 — Appropriations and Budget.
SB 99 — Appropriations and Budget.
SB 100 — Appropriations and Budget.
SB 101 — Appropriations and Budget.
SB 102 — Appropriations and Budget.
SB 103 — Appropriations and Budget.
SB 104 — Appropriations and Budget.
SB 105 — Appropriations and Budget.
SB 106 — Appropriations and Budget.
SB 107 — Appropriations and Budget.
SB 108 — Appropriations and Budget.
SB 109 — Appropriations and Budget.
SB 110 — Appropriations and Budget.
SB 111 — Appropriations and Budget.
SB 112 — Appropriations and Budget.
SB 113 — Appropriations and Budget.
SB 114 — Appropriations and Budget.
SB 115 — Appropriations and Budget.
SB 116 — Appropriations and Budget.
SB 117 — Appropriations and Budget.
SB 118 — Appropriations and Budget.
SB 119 — Appropriations and Budget.
SB 120 — Appropriations and Budget.
SB 121 — Appropriations and Budget.
SB 122 — Appropriations and Budget.
SB 123 — Appropriations and Budget.
SB 124 — Appropriations and Budget.
SB 125 — Appropriations and Budget.
SB 126 — Criminal Jurisprudence.
SJR 9 — County, State and Federal Government.

Senator Cate moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 11, 1979, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Cate, the Senate adjourned at 1:40 p.m. to meet Thursday, January 11, 1979, at 10:00 a.m.

Seventh Legislative Day

Thursday, January 11, 1979

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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—42.

Excused Capps, Lane, Porter, Vann and Wolfe.—5.

Contest Pending: District 46.—1.

Senator Luton declared a quorum present.

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

Lord,
Quiet our fears
And restore our hope
Most of us are lonely for Your Touch
Take us into Your Hands
Purge out of us the spirit of littleness
Prune our self-wills
Nourish in us a spirit supple to Your Leading
Sort out our tangled desires and duties
Save us from superficial involvements and scattered energies
Root us in your Peace
For You are the God of our hope and our fear
Sit with us in this Chamber
Walk with us by the roadside
Stand with us by the graveside
And help us to be wise but not cynical
Innocent but not foolish
Strong but not callous
Weak but not despairing
Lord, give depth to our speech
and significance to our action.
In Thy name we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McCune introduced Jon Axton, M.D., Oklahoma City, as Doctor of the Day. Senator Cate introduced Joyce Lane, R.N., Norman, as Nurse of the Day.

FIRST READING

The following were introduced and read the first time.

SB 129 — By McCune.

An Act relating to intoxicating beverages; amending 37 O.S. 1971, Section 8, as last amended by Section 1, Chapter 111, O.S.L. 1978 (37 O.S. Supp. 1978, Section 8); prohibiting intoxication in certain public places; providing penalty; and modifying provisions for approval and utilization of certain public inebriate alternative programs.

SB 130 — By Smith.

An Act relating to public finance; amending 62 O.S. 1971, Section 41.8; providing for appropriation of all federal funds; stating exceptions; prohibiting certain acts; expanding requirements for claims for payment from State Treasury; expanding duties of State Board of Equalization; stating an operative date for specified subsections; repealing any conflicting laws; and providing severability.

SB 131 — By Smith.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 2702 and 2704; authorizing certain contractual agreements for collection of certain taxes, including authorization to the Oklahoma Tax Commission to enforce and assess certain penalties; adding certain limitations on the agreed percentage amount to be allowed the Oklahoma Tax Commission for certain services; and declaring an emergency.

SB 132 — By Smith.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 682; providing certain duties of certain county officers; requiring certain deposits in certain official depositories; providing for certain credit and clearing procedures, including worthless checks; requiring certain interest be paid on certain average daily balances; requiring certain earned interest to be paid into certain funds; stating exceptions, including interest earned in certain funds of the court clerk; and declaring an emergency.

SB 133 — By Smith.

An Act relating to cities and towns; amending Section 49-122, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 49-122); requiring a certain deduction from salary of fire department members; changing the amount of the deduction; requiring the deposit of funds in the Firemen's Relief and Pension Fund; requiring municipalities to match the amount of the certain deduction; providing penalties; providing an effective date; and declaring an emergency.

SB 134 — By Randle.

An Act relating to schools; amending 70 O.S. 1971, Section 16-102, as last amended by Section 1, Chapter 229, O.S.L. 1977 (70 O.S. Supp. 1978, Section 16-102); providing for meetings of the State Textbook Committee; modifying provisions for selection of textbooks; and declaring an emergency.

SB 135 — By Randle.

An Act relating to cities and towns; providing for a comprehensive program of historic preservation; creating the Oklahoma Historic Preservation Act; defining certain terms; providing for administration of historic preservation ordinances; authorizing counties and municipalities to make appropriations; providing for acquisition of historic properties; providing procedures for establishing historic districts; providing for certificate of appropriateness; providing for notice to property owners within historic districts; providing for enhancement of historic property through planning or zoning laws; providing procedures for designating historic properties; providing notice of restrictions to county assessor; providing a waiting period for demolition, alteration or moving of historic properties; providing for ordinary maintenance and repair of exterior features; providing penalties; providing for exemptions from health or building codes; providing for transfer of development

rights; providing for revenue bonds; providing for codification; setting an effective date; and declaring an emergency.

SB 136 — By Randle of the Senate and Murphy of the House.

An Act relating to the Oklahoma Arts and Humanities Council; amending 53 O.S. 1971, Section 163, and Section 5, Chapter 9, O.S.L. 1977 (74 O.S. Supp. 1978, Section 3905); renaming the Oklahoma Arts and Humanities Council, the State Arts Council of Oklahoma; providing for membership, terms and vacancies; and providing for termination of certain agencies.

SECOND READING

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

SB 127 — Judiciary.

SB 128 — Judiciary and then to County, State and Federal Government.

SJR 10 — Public Safety and Penal Affairs.

RESOLUTION

Senator Miller introduced the following Resolution:

SR 1 — By Miller.

A Resolution expressing legislative intent that Oklahoma continue to host the National Finals Rodeo in future years; commending National Champion Rodeo Cowboys from Oklahoma; and directing distribution.

Senator McDaniel asked to be named a coauthor of **SR 1,** which was the order.

Senator Miller asked unanimous consent that all other members of the Senate be made coauthors of **SR 1,** which was the order.

SR 1, as coauthored, was read at length as follows; adopted upon motion of Senator Miller and ordered referred for enrollment.

SR 1 — By Miller, McDaniel, Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution expressing legislative intent that Oklahoma continue to host the National Finals Rodeo in future years; commending National Champion Rodeo Cowboys from Oklahoma; and directing distribution.

WHEREAS, 1979 has been proclaimed as the Will Rogers Celebration Year; and

WHEREAS, Will Rogers, America's greatest humorist, got his start participating in rodeos; and

WHEREAS, the spirit of Oklahoma is best exemplified by the American cowboy, beginning with Will Rogers; and

WHEREAS, there has been a long-standing tradition of rodeo in this state; and

WHEREAS, the rodeo has a unique and close relationship with the Oklahoma spirit; and

WHEREAS, Oklahoma has considered it a great privilege and honor to host the National Finals Rodeo the past 14 years; and

WHEREAS, Oklahoma City, considered the crossroads of America, is the most ideal geographical location for hosting the National Finals Rodeo; and

WHEREAS, Oklahoma City is fortunate to have in its midst the National Cowboy Hall of Fame; and

WHEREAS, the hosting in Oklahoma City of the National Finals Rodeo has the entire support of the Oklahoma City Chamber of Commerce and the citizenry of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. In light of the special place that rodeo has in the hearts of every Oklahoman and in honor of the Will Rogers Celebration Year, Oklahoma looks forward to continuing to exercise for many more years, the privilege and honor of hosting the National Finals Rodeo in Oklahoma City.

SECTION 2. The Senate desires to particularly commend the following World Champion Rodeo Cowboys from Oklahoma; Louis Brooks, Pittsburg; Herb Meyers, Okmulgee; Clyde Burk, Comanche; Gene Ross, Sayre; George Weir, Okmulgee; John McIntire, Kiowa; Ike Rude, Buffalo; Dick Truitt, Stonewall; Everett Shaw, Stonewall; Todd Whatley, Hugo; Jim Shoulders, Henryetta; Shoat Webster, Lenapah; Buck Rutherford, Lenapah; Benny Combs, Checotah; Willard Combs, Checotah; Clark McEntire, Kiowa; Tom Nesmith, Bethel; Junior Garrison, Marlow; Roy Duvall, Boynton; Barry Burk, Duncan; John Miller, Pawhuska; Billy Hale, Checotah; Ernie Taylor, Hugo; Tom Ferguson, Miami; and Tommy Puryear, Norman.

SECTION 3. Copies of this resolution shall be sent to Dale Smith, President, Professional Rodeo Cowboys' Association; Bob Eidson, General Manager of the Professional Rodeo Cowboys' Association; and Paul Strasbaugh, Executive Vice President of the Oklahoma City Chamber of Commerce.

RESOLUTION

Senator Stipe introduced the following Resolution.

SR 2 — By Stipe.
A Resolution praising Judge Luther Bohanon; resolving to comply with his prison orders; thanking Judge Bohanon; and directing distribution.

Senator Stipe asked unanimous consent that **SR 2,** giving rise to debate, be referred to the Committee on Rules, which was the order.

GENERAL ORDER

SJR 2 by Cate was read and considered.

Senator Cate, citing Rule 8(d), asked unanimous consent that Representative Deatherage be named House author of **SJR 2,** which was the order.

Upon motion of Senator Cate, **SJR 2,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **SJR 2,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 2 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison,

Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—40.

Nay: Schuelein.—1.

Excused: Capps, Johnston, Lane, Porter, Vann and Wolfe.—6.

Contest Pending: District 46.—1.

The resolution passed.

SJR 2 was referred for engrossment.

GENERAL ORDER

SJR 7 by Smith of the Senate and Elder of the House was read and considered.

Senator Smith moved to amend **SJR 7,** Page 3, Line 10, by adding after the word ''Oklahoma'' and before the word ''and'' the following language ''or any other rating agency, including an agency of the State of Oklahoma,'', which amendment was declared adopted.

Senator Smith moved to amend **SJR 7,** Page 3, Line 13, by adding after the word ''Board'' and before the semicolon the following language: ''and the Commissioner of the State Insurance Fund'', which amendment was declared adopted.

Senator Keating moved to amend **SJR 7,** Page 4, Line 2, by adding after the word ''rates,'' and before the word ''workers' '' on Line 3 the following language: ''accident and health insurance rates,'', which amendment was declared adopted.

Upon motion of Senator Smith, **SJR 7,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SJR 7,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 7 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—42.

Excused: Capps, Lane, Porter, Vann and Wolfe.—5.

Contest Pending: District 46.—1.

The resolution and emergency passed.

SJR 7 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 1 was correctly enrolled, properly signed and ordered transmitted 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 York that the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session with Senator Luton presiding.

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

Senator York moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, January 15, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator York, the Senate adjourned at 11:00 a.m. to meet Monday, January 15, 1979, at 1:30 p.m.

Eighth Legislative Day

Monday, January 15, 1979

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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—46.

Excused: Wolfe.—1.

Contest Pending: District 46.—1.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Bernard Escalante, Pastor, First Assembly of God Church, Broken Bow, and incorporated into the Journal upon request of Senator Lane.

Our Father, we humble ourselves before Thee this day to seek for divine guidance for these whom the people of our state have chosen to lead our governmental affairs.

Heavenly Father, as they begin this new week, may each one in this legislative chamber today seek to know Thy Holy Will.

Father, I pray for each Senator, who will be engaged in the legislative processes of government, to be guided by the spirit of wisdom, that Thy Will shall be done.

All this we ask for the sake of our Lord and Savior, Jesus Christ, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Luton announced that Glen L. Berkenbile, M.D., Muskogee, is serving today as Doctor of the Day.

FIRST READING

The following were introduced and read the first time.

SB 137 — By Randle.

An Act relating to civil procedure; amending 12 O.S. 1971, Sections 706.2, 968 and 971; expanding purpose of cash deposit with the court clerk to include the staying of execution, in addition to the discharge of certain liens, upon appeal from

district court order; modifying procedure for obtaining stay of execution; specifying duties of the court clerk; providing for written undertakings; providing for certain extensions by the court; and providing for final determinations by the appellate court.

SB 138 — By Stipe of the Senate and Harbin of the House.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 507, 510, as last amended by Section 1, Chapter 257, O.S.L. 1977 (57 O.S. Supp. 1978, Section 510), and Section 4, Chapter 221, O.S.L. 1973 (57 O.S. Supp. 1978, Section 528); providing the status, powers and duties of the Director of the Department of Corrections; describing the qualifications of wardens or superintendents; providing qualifications of correctional officers or guards; designating peace officers; providing for prison industries; providing certain specific powers and duties of the Director; providing maximum or minimum compensation for certain employees of the Department of Corrections; and declaring an emergency.

SB 139 — By Dahl of the Senate and Weichel of the House.

An Act relating to agriculture; providing for the Interstate Compact on Agricultural Grain Marketing; stating the purpose; defining terms; providing for membership and basis for appointment and removal of Commission members; providing for voting, seal, meetings, officers and personnel of Commission; authorizing acceptance of certain donations and grants; providing for offices and bylaws; requiring reports and content thereof; establishing committees; providing powers and duties of Commission; delineating financial affairs of Commission; providing for certain procedural guidelines; directing codification; and declaring an emergency.

SB 140 — By Capps.

An Act relating to wills and succession; amending Section 3, Chapter 158, O.S.L. 1973 (84 O.S. Supp. 1978, Section 24); providing for time for filing disclaimer of interests passing by will, intestate succession or under certain powers of appointment; increasing such time; and providing an effective date.

SB 141 — By Capps.

An Act relating to waters and water rights; amending Section 18, Chapter 256, O.S.L. 1972 (82 O.S. Supp. 1978, Section 105.18); providing for notice of loss of certain water rights; setting a hearing and notice of Board determination; extending time for notice; providing for appeal; and prohibiting revival of rights.

SB 142 — By Martin and Boatner.

An Act relating to motor vehicles; repealing Section 2, Chapter 39, O.S.L. 1974 (47 O.S. Supp. 1978, Section 851) and 47 O.S. 1971, Sections 852 through 861, which provide for the mechanical inspection of motor vehicles; and declaring an emergency.

SB 143 — By Martin of the Senate and Atkins of the House.

An Act relating to children; prescribing certification as to immunization of a child against certain diseases as a condition for his initial admission in a day care center or day care home; providing for exceptions; providing for immunization of children at public expense under certain circumstances; prohibiting children with reportable contagious diseases from attending day care centers or day care homes until free therefrom; directing codification; and declaring an emergency.

SB 144 — By McCune.

An Act relating to mental health; amending 43A O.S. 1971, Section 61; providing procedures for treatment of mentally ill

prisoners; authorizing out-patient treatment of certain prisoners; and setting an effective date.

SB 145 — By Lane.

An Act relating to cities and towns; providing for a comprehensive program of historic preservation; creating the Oklahoma Historic Preservation Act; defining certain terms; providing for administration of historic preservation ordinances; authorizing counties and municipalities to make appropriations; providing for acquisition of historic properties; providing procedures for establishing historic districts; providing for certificate of appropriateness; providing for notice to property owners within historic districts; providing for enhancement of historic property through planning or zoning laws; providing procedures for designating historic properties; providing notice of restrictions to county assessor; providing a waiting period for demolition, alteration or moving of historic properties; providing for ordinary maintenance and repair of exterior features; providing penalties; providing for exemptions from health or building codes; providing for transfer of development rights; providing for revenue bonds; providing for codification; setting an effective date; and declaring an emergency.

SB 146 — By Tinsley.

An Act relating to counties and county officers; providing for retirement of sheriffs and their deputies; providing for the keeping and bearing of firearms; providing for service to the county in times of emergency or danger; and directing codification.

SB 147 — By Lane.

An Act relating to property; amending Section 13, Chapter 222, O.S.L. 1976 (60 O.S. Supp. 1978, Section 178.6); exempting public trusts from certain provisions of law; providing exceptions; and prohibiting certain acts by cities and counties.

SB 148 — By Tinsley.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 180.65, as last amended by Section 1, Chapter 7, O.S.L. 1977 (19 O.S. Supp. 1978, Section 180.65); providing additional personnel for local law enforcement; providing for office, duties and compensation with certain limitations of a first or chief deputy or assistant; providing for compensation of certain other personnel with certain limitations; permitting the county commissioners to recommend certain funds and establish certain personnel levels; and providing an effective date.

SB 149 — By Smith of the Senate and Davis (Don) of the House.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 1401, 1402, 1403 and 1404; setting out certain acts which constitute certain crimes; increasing certain punishments upon conviction of certain crimes of arson; and declaring an emergency.

SB 150 — By Smith of the Senate and Townsend and Thompson (Mick) of the House.

An Act relating to revenue and taxation; amending 37 O.S. 1971, Section 163.3, and 68 O.S. 1971, Sections 1303, as last amended by Section 1, Chapter 96, O.S.L. 1976, and 1305, as amended by Section 1, Chapter 23, O.S.L. 1975 (68 O.S. Supp. 1978, Sections 1303 and 1305); removing nonintoxicating beverages tax-exemption; and providing for apportionment of certain revenues.

SB 151 — By Smith.

An Act relating to the Oklahoma Conservation Commission and making an appropriation thereto for improvement and rechannelization at Berryhill Creek in Tulsa County; stating the purposes; making the

appropriation nonfiscal; and declaring an emergency.

SB 152 — By Lane.

An Act relating to public lands; amending 64 O.S. 1971, Section 52, as last amended by Section 1, Chapter 255, O.S.L. 1978 (64 O.S. Supp. 1978, Section 52); providing certain rules and regulations for investments in farm mortgages by the Department of the Commissioners of the Land Office; and modifying restrictions as to persons not eligible for loans.

SB 153 — 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. 1978, Section 220); creating the Oklahoma Employment Security Commission; providing for qualifications of membership; providing for appointment, tenure, removal procedures and compensation of members; describing a quorum; creating a Board of Review; providing for the appointment, tenure, compensation and removal of members of the Board of Review; providing compensation increase; prohibiting certain activities; providing for alternative members and their compensation under certain circumstances; and declaring an emergency.

SJR 11 — By Dahl of the Senate and Trent and Vaughn of the House.

A Joint Resolution authorizing maximum security units at the Oklahoma State Prison; and authorizing medium security units at the State Reformatory.

SJR 12 — By Taliaferro.

A Joint Resolution authorizing Billy Wayne Brantley to bring suit against the State of Oklahoma to determine the amount of damages, if any, sustained by him on account of the motor vehicle accident occurring May 21, 1978, by reason of an unmarked gravel pile on the roadway one mile south of Sterling, on State Highway 65 in Comanche County, Oklahoma; directing the payment of any judgment rendered in said suit out of the State Highway Maintenance and Construction Fund; and declaring an emergency.

SJR 13 — By Vann 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 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 ballot title; directing filing; and ordering a special election.

SJR 14 — By Smith of the Senate and Townsend and Thompson (Mick) of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article X of the Oklahoma Constitution by adding a new section thereto; providing for a bond issue for capital improvements for the correctional institutions of the State Department of Corrections; providing ballot title; directing filing; and requiring submission to the people at the next statewide election.

SECOND READING

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

SB 129 — Public and Mental Health and then to Public Safety and Penal Affairs.

SB 130 — County, State and Federal Government.

SB 131 — Revenue and Taxation and then to Municipal Government.

SB 132 — County, State and Federal Government.

SB 133 — Retirement and Administration.

SB 134 — Education, Common.

SB 135 — Municipal Government and then to Revenue and Taxation.

SB 136 — County, State and Federal Government.

RESOLUTION

Senator Dahl introduced the following Resolution:

SR 3 — By Dahl.

A Resolution requesting Congress direct the Army Corps of Engineers to name three landmarks in honor of J. Milton Patrick, DeLos Pettit, and Scott Bradshaw on the Skiatook Reservoir; and directing distribution.

WHEREAS, fishing, swimming, boating and other aquatic activities abound on Oklahoma lakes and streams; and

WHEREAS, it is fitting and proper that this Senate reflect the activities of Oklahomans by naming prominent landmarks after prominent Oklahomans; and

WHEREAS, the Skiatook Reservoir has been constructed by the United States Army Corps of Engineers, to the benefit of surrounding citizens; and

WHEREAS, J. Milton Patrick, DeLos (Pig) Pettit, and Scott Bradshaw are three outstanding Osage County citizens who by long years of community service have gained the respect of all their followmen; and

WHEREAS, the Senate of the State of Oklahoma wishes to honor these fine citizens by having coves or landings of importance named in the honor and memory of these outstanding men.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby requests that the Congress of the United States direct the United States Army Corps of Engineers to name three coves or landings of importance after J. Milton Patrick, DeLos (Pig) Pettit, and Scott Bradshaw.

SECTION 2. Duly authenticated copies of this Resolution shall be dispatched to the members of the Oklahoma Congressional Delegation, and to Mr. J. Milton Patrick, DeLos (Pig) Pettit and Scott Bradshaw.

Senator Cullison asked to be made a coauthor of **SR 3,** which was the order.

Senator Dahl asked unanimous consent that all other members of the Senate be made coauthors of **SR 3,** which was the order.

SR 3, as coauthored, was read at length, adopted upon motion of Senator Dahl and ordered referred for enrollment.

BILL WITHDRAWN — REASSIGNED

Senator Crow asked unanimous consent, which was granted, that **SJR 9** be withdrawn from the Committee on County, State and Federal Government and reassigned to the Committee on Appropriations and Budget.

RESOLUTION

Senator Dahl introduced the following Resolution:

SCR 3 — By Dahl of the Senate and Weichel of the House.

A Concurrent Resolution petitioning Congress to reset agricultural loan levels and to pass a beef import bill; and directing distribution.

Senator Dahl asked unanimous consent that all other members of the Senate be made coauthors of **SCR 3,** which was the order.

SCR 3, as coauthored, was read at length, adopted upon motion of Senator Dahl and ordered referred for engrossment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, January 16, 1979, at 1:30 p.m., which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJRs 2 and **7** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Lane, the Senate adjourned at 1:55 p.m. to meet Tuesday, January 16, 1979, at 1:30 p.m.

Ninth Legislative Day

Tuesday, January 16, 1979

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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—46.

Excused: York.—1.

Contest Pending: District 46.—1.

Senator Luton declared a quorum present.

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

Our Lord, which is in Heaven, we come to You today thankful for the blessings and the privileges and the freedom we have in this great state of ours.

We ask that You bless this assembly and guide each one to reach the best solution for all citizens of Oklahoma.

When we have done our best in service, then we can say Amen. In this we give You the praise and the glory, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Combs announced that James D. Funnell, M.D., Oklahoma City, is serving as Doctor of the Day.

Senator Keating introduced his daughter Kelly and asked that she be declared Honorary Assistant Majority Floor Leader for this day.

COMMITTEE REPORTS

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

DO PASS:

SB 78 — Judiciary, as coauthored by Briscoe.
SB 85 — Appropriations and Budget.
SB 88 — Appropriations and Budget.

SB 92 — Appropriations and Budget.
SB 102 — Appropriations and Budget.
SB 113 — Appropriations and Budget.
SJR 8 — Judiciary, and be referred to Committee on Appropriations and Budget by previous order.

DO PASS, as amended:

CS for **SB 49** — Oil, Gas and Energy, and be referred to Committee on County, State and Federal Government by previous order.
SB 91 — Appropriations and Budget.

FIRST READING

The following were introduced and read the first time.

SB 154 — By Kilpatrick.
An Act relating to cities and towns; amending Section 43-101, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 43-101); providing for general powers of municipalities; adding specific power to enact zoning ordinances relating to the sale of nonintoxicating beverages; and setting an effective date.

SB 155 — By Birdsong.
An Act relating to insurance; amending 36 O.S. 1971, Sections 331, as last amended by Section 2, Chapter 311, O.S.L. 1974 (36 O.S. Supp. 1978, Section 331), Section 5, Chapter 45, O.S.L. 1978 (36 O.S. Supp. 1978, Section 331.1), and 333; creating the State Board for Property and Casualty Rates; providing membership, tenure, qualifications and compensation; designating appointment of Secretary of the Board; providing certain limitations to membership; providing requirements for meetings and actions; requiring bonds; defining terms for State Board for Property and Casualty Rates; transferring certain items to the State Board for Property and Casualty Rates; providing additional duties and compensation to Board members; providing duties of the Secretary; providing a seal; and declaring an emergency.

SB 156 — By Birdsong.
An Act relating to insurance; amending 36 O.S. 1971, Section 1004; providing for filing of certain requests relating to rates with State Board for Property and Casualty Rates; allowing and regulating licensed rating organizations; restricting such representation; providing certain rules and regulations related to filings; and prohibiting certain acts.

SB 157 — By Boatner.
An Act relating to revenue and taxation; authorizing a county excise tax for local law enforcement purposes; authorizing a county excise tax on the gross receipts from sales or services on which an excise tax is levied by the State of Oklahoma; authorizing contracts for collections with the Oklahoma Tax Commission; providing for an amount for services rendered; creating liens and fixing priority; requiring elections for county excise tax levy; authorizing the board of county commissioners to levy an excise tax earmarked for funding the sheriff's office; providing for a separate fund with the county treasurer; providing that the excise tax levied by this act be expended solely for the office of sheriff; and directing codification.

SB 158 — By Watson.
An Act relating to public health and safety; amending Sections 1 and 2, Chapter 180, O.S.L. 1977 (63 O.S. Supp. 1977, Sections 1-707a and 1-707b); requiring administrators of certain institutions to adopt written criteria for granting hospital staff privileges; expanding list of persons who may apply for hospital privileges to include licensed podiatrists; and requiring action and report of action taken upon such applications within a reasonable time by specified boards..

SB 159 — By Boatner.

An Act relating to state officers; amending 51 O.S. 1971, Section 10, as amended by Section 1, Chapter 20, O.S.L. 1978 (51 O.S. Supp. 1978, Section 10); designating the Governor to fill vacancies in state offices; providing exceptions; requiring the Legislature to approve appointments to fill certain vacated elective offices; designating the board of county commissioners to fill vacancies in county offices; providing for special elections; and providing an effective date.

SB 160 — By Lane.

An Act relating to state government; amending Section 1, Chapter 153, O.S.L. 1972 (74 O.S. Supp. 1978, Section 2001); creating the Oklahoma Industrial Development Commission; providing for appointment and qualification of members; providing powers and duties of the Commission; authorizing the Governor to make certain appointments from the Commission; providing for travel reimbursement; providing an effective date; and declaring an emergency.

SECOND READING

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

SB 137 — Judiciary.

SB 138 — Public Safety and Penal Affairs.

SB 139 — Agriculture and then to Appropriations and Budget.

SB 140 — Judiciary.

SB 141 — Environmental and Natural Resources.

SB 142 — Public Safety and Penal Affairs.

SB 143 — Public and Mental Health.

SB 144 — Public and Mental Health and then to Public Safety and Penal Affairs.

SB 145 — Municipal Government and then to Revenue and Taxation.

SB 146 — County, State and Federal Government and then to Public Safety and Penal Affairs.

SB 147 — County, State and Federal Government.

SB 148 — County, State and Federal Government.

SB 149 — Criminal Jurisprudence.

SB 150 — Rules and then to Revenue and Taxation, and then to Business, Industry and Labor Relations.

SB 151 — Environmental and Natural Resources and then to Appropriations and Budget.

SB 152 — County, State and Federal Government.

SB 153 — County, State and Federal Government and then to Appropriations and Budget.

SJR 11 — Public Safety and Penal Affairs.

SJR 12 — Roads and Highways.

SJR 13 — Constitutional Revision and Regulatory Services and then to Judiciary.

SJR 14 — Revenue and Taxation and then to County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 1,** as coauthored by Cleveland, Briscoe and all other members of the House.

The above numbered Resolution was referred for enrollment.

RESOLUTION

The following Senators introduced the following Resolution:

SR 4 — By Stipe, Young, Smith, Porter, Miller, Crutcher, Vann, Johnson, Lane, McDaniel, Clifton, Berrong, Crow, Taliaferro, Schuelein, Martin, Giles, Nickles and Landis.

A Resolution requesting a moratorium on the issuance of all certificates of need for hospitals in the Tulsa area; and directing distribution.

Senator Stipe asked for immediate consideration of **SR 4** and moved its adoption.

Senator Randle raised a point of order, stating that **SR 4,** giving rise to debate, should be laid over for one legislative day under Senate Rule.

Senator Stipe asked unanimous consent, which was granted, that **SR 4,** giving rise to debate, be laid over for one legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1006, 1014, 1026** and **1099** and **HJR 1004.**

HB 1006 — By Peterson.
An Act relating to liens; amending Section 9, Chapter 207, O.S.L. 1977 (42 O.S. Supp. 1978, Section 143.1); providing for certain procedures relating to notice of filing of liens; extending period of time of mailing notice; and declaring an emergency.

HB 1014 — By Peterson.
An Act relating to counties and county officers; amending 19 O.S. 1971, Section 298, as amended by Section 1, Chapter 91, O.S.L. 1974 (19 O.S. Supp. 1978, Section 298); providing county clerks with certain powers related to the recording of certain instruments; providing additional requirements to facilitate indexing; providing right of refusal for failure to comply with requirements; and providing an effective date.

HB 1026 — By Ford, et al.
An Act relating to motor vehicles; amending 47 O.S. 1971, Section 6-101, as last amended by Section 4, Chapter 304, O.S.L. 1978 (47 O.S. Supp. 1978, Section 6-101); requiring motor vehicle operator, commercial chauffeur or chauffeur licenses; providing for optional four-year operators' licenses; providing for fees; authorizing promulgation of rules and regulations for issuance of operators' and chauffeurs' licenses; allocating a portion of license fees received; providing an effective date; and declaring an emergency.

HB 1099 — By Ford.
An Act relating to motor vehicles; amending 47 O.S. 1971, Section 23.6; providing for the sale or transfer of motor vehicles with certain requirements; providing fees; providing for an affidavit for verification of liability; providing exemption; declaring a penalty; and providing an effective date.

HJR 1004 — By Sparkman, et al, of the House and Martin 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.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 17, 1979, at 1:30 p.m., which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 3 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 3 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Upon motion of Senator Lane, the Senate adjourned at 1:50 p.m. to meet Wednesday, January 17, 1979, at 1:30 p.m.

Tenth Legislative Day

Wednesday, January 17, 1979

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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Howell.—1.

Contest Pending: District 46.—1.

Senator Luton declared a quorum present.

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

Our Father which art in heaven, hallowed be Thy name. Thy kingdom come. Thy will be done, as in Heaven, so in earth.

Give us day by day our daily bread.

And forgive us our sins; for we also forgive every one that is indebted to us. And lead us not into temptation; but deliver us from evil.

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 Watson introduced Virginia Porter, R.N., Edmond, as Nurse of the Day.

Senator McCune introduced Robin Gunning, M.D., Oklahoma City, as Doctor of the Day.

Senator Randle introduced Mr. John Pribram, Dean of Studies, Monte Cassino School, Tulsa, and a group of students, on behalf of Senator Keating and the Tulsa Delegation.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and

placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 15 — County, State and Federal Government.

SB 16 — County, State and Federal Government.

SB 60 — Insurance, and be referred to Committee on Retirement and Administration by previous order.

SB 127 — Judiciary, as coauthored by Green of the Senate and Sanders of the House.

SJR 1 — County, State and Federal Government.

DO PASS, as amended:

SB 83 — Public and Mental Health, as coauthored by Sparkman of the House and be referred to Committee on Judiciary by previous order.

FIRST READING

The following were introduced and read the first time.

SB 161 — By Wolfe of the Senate and Steward of the House.

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.

SB 162 — 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. 1978, 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 163 — By Wolfe.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 667; providing procedures for granting continuances under certain circumstances; and providing an effective date.

SB 164 — By Wolfe.

An Act relating to torts; amending Section 1, Chapter 44, O.S.L. 1976 (76 O.S. Supp. 1978, Section 17) and Section 3, Chapter 44, O.S.L. 1976, as amended by Section 1, Chapter 59, O.S.L. 1977 (76 O.S. Supp. 1978, Section 19); providing for reporting procedures of medical malpractice claims; establishing sanctions; providing for admissibility of certain evidence; providing for waiver of certain privileged communications under certain circumstances; providing for costs of medical records; and providing an effective date.

SB 165 — By Wolfe.

An Act relating to fees; providing for fees collected by court clerks to process passports; directing codification; and providing an effective date.

SB 166 — By Wolfe.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 727; providing interest on judgments of courts; specifying applicable rates; providing rates from which interest is earned; and providing an effective date.

SB 167 — By Wolfe.

An Act relating to insurance; repealing 36 O.S. 1971, Section 110, as amended by Section 1, Chapter 334, O.S.L. 1975 (36 O.S. Supp. 1978, Section 110), relating to exemptions of certain types of insurers from the Oklahoma Insurance Code; and providing an effective date.

SB 168 — By Wolfe.

An Act relating to crimes and punishments; defining terms; requiring certain

recordkeeping by second-hand dealers; requiring separate maintenance of certain personal property for a period of ten days; providing penalty; and directing codification.

SB 169 — By Wolfe.

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

SB 170 — By Schuelein.

An Act relating to soldiers and sailors; amending Sections 3 and 4, Chapter 181, O.S.L. 1974 (72 O.S. Supp. 1978, Sections 303 and 304); providing for eligibility of veteran under provision of Oklahoma G. I. Bill; determining length of schooling; lengthening prescribed active duty dates; and declaring an emergency.

SB 171 — By Wolfe.

An Act relating to professions and occupations; providing for short title; establishing an act for midwifery; defining certain terms; providing for qualifications and licensure under the purview of the Oklahoma Board of Nurse Registration and Nursing Education; allowing for license renewal; providing for revocation of license in certain circumstances; establishing procedures to be followed in revocation or suspension matters; providing punishment for certain violations; allowing exceptions to the act; directing codification; and setting an effective date.

SB 172 — By Wolfe.

An Act relating to motor vehicles; creating the Oklahoma Automotive Repair Act; defining certain terms; creating the Oklahoma Automotive Repair Commission; providing for certain powers and duties; exempting service stations exclusively engaged in selling motor fuel and lubricants, auto repairs by owners or family members or auto repairs by persons employed by a single establishment; providing for waiver of repairs performed by certified mechanics; providing for master mechanic or specialty mechanic certificates; providing for application for certificates; providing for competency examinations; providing for registration of motor vehicle repair facilities; providing for renewal registration; providing for denial, suspension, or revocation of registration, certificate, or mechanic trainee permit; providing for enforcement of regulations; providing for mediation of disputes between parties contesting violations; providing for registration fees; providing for disclosure of costs and repairs; providing for return of certain broken parts; providing for damages and attorney fees; providing for penalties; and providing for codification.

SB 173 — By Wolfe.

An Act relating to fees for service of process upon the Secretary of State; amending 36 O.S. 1971, Section 6103 and 47 O.S. 1971, Section 394; providing certain remedies against persons not authorized to do insurance business; providing for service of process against such persons by serving Secretary of State and paying fee of Three Dollars; and providing for suit against nonresident motorists by service of process upon the Secretary of State, and paying a fee of Three Dollars.

SECOND READING

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

SB 154 — County, State and Federal Government and then to Business, Industry and Labor Relations.

SB 155 — Insurance.

SB 156 — Insurance.

SB 157 — Revenue and Taxation and then to County, State and Federal Government.

SB 158 — Business, Industry and Labor Relations.

SB 159 — County, State and Federal Government.

SB 160 — County, State and Federal Government.

HB 1006 — Judiciary.

HB 1014 — County, State and Federal Government.

HB 1026 — Revenue and Taxation.

HB 1099 — Public Safety and Penal Affairs.

HJR 1004 — Public and Mental Health.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 1 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 3,** as coauthored by Kennedy and Glover of the House.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

SB 78 by McCune of the Senate and Briscoe of the House was read and considered.

Upon motion of Senator McCune, **SB 78** was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **SB 78** was considered engrossed and placed on third reading and final passage.

Senator Randle presiding.

THIRD READING

SB 78 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Nay: Boatner.—1.

Excused: Howell.—1.

Contest Pending: District 46.—1.

The bill passed.

SB 78 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 1.**

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

PENDING SENATE ACTION — RESOLUTION

SR 4, introduced on Page 123, was called up for consideration.

SR 4 was read at length as follows, adopted upon motion of Senator Stipe and ordered referred for enrollment.

SR 4 — By Stipe, Young. Smith, Porter, Miller, Crutcher, Vann, Johnson, Lane, McDaniel, Clifton, Berrong, Crow, Taliaferro, Schuelein, Martin, Giles, Nickles and Landis.

A Resolution requesting a moratorium on the issuance of all certificates of need for hospitals in the Tulsa area; and directing distribution.

WHEREAS, the Oklahoma Health Planning Commission has issued a certificate of need to the City of Faith Hospital, and Oral Roberts University, Tulsa, Oklahoma; and

WHEREAS, serious questions of law have arisen regarding the issuance of that certificate; and

WHEREAS, those questions are currently pending before the Supreme Court of the State of Oklahoma; and

WHEREAS, significant conflicts have arisen within the health care industry over these questions; and

WHEREAS, other applications for certificates of need have been made by other Tulsa County hospitals and are now pending before the Oklahoma Health Planning Commission; and

WHEREAS, great concern has been expressed by the public regarding these questions, conflicts and applications; and

WHEREAS, the decision of the Supreme Court of the State of Oklahoma is critical to the resolution of these issues.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby requests a moratorium by the Oklahoma Health Planning Commission on the consideration of all applications for certificates of need submitted by hospitals in Tulsa County until such time as the substantive issues now before the Supreme Court are decided and the issues surrounding the certificate of need of the City of Faith are finally resolved.

SECTION 2. Copies of this resolution shall be distributed to Dr. Joan Leavitt, Chairman, Mr. Lloyd E. Rader, and Dr. Frank James, members of the Oklahoma Health Planning Commission; Robert E. Lavender, Chief Justice of the Supreme Court; and Oral Roberts, President of Oral Roberts University.

RESOLUTION

Senator Luton introduced the following Resolution:

SR 5 — By Luton.

A Resolution providing for payment of necessary expenses of certain Senate committees, delegations, employees and members traveling to and from points outside the State of Oklahoma on trips authorized by the President Pro Tempore of the Senate.

SR 5 was read at length as follows, adopted upon motion of Senator Luton and ordered referred for enrollment.

SR 5 — By Luton.

A Resolution providing for payment of necessary expenses of certain Senate committees, delegations, employees and members traveling to and from points outside the State of Oklahoma on trips authorized by the President Pro Tempore of the Senate.

WHEREAS, during the 1st session of the 37th Oklahoma Legislature certain committees, delegations, members and employees of the Senate may be required to make certain trips to points outside the State of Oklahoma; and

WHEREAS, it is deemed necessary and proper that a uniform rate of payment of mileage and expenses of such trips be fixed.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

THAT each member or employee of the Senate who travels to and from any point outside the State of Oklahoma, under authority of the President Pro Tempore of the Senate, whether as an individual or as a member of a committee or delegation, shall be paid, out of the funds appropriated for the Senate, the sum of Forty-five Dollars ($45.00) per day for necessary expenses. That, in addition to such per diem allowance, reimbursement for out-of-state transportation costs shall be made at an amount not exceeding the cost of coach airplane fare. Provided, that reimbursement for travel by commercial airplane on a first-class basis may be made if coach class space is not available within a reasonable time and is justified by attachments to claim for reimbursement. Claims for reimbursement for first-class transportation by commercial airline shall be accompanied by the passenger's duplicate of airline ticket, or other airline receipt which includes information as to class of accommodation for which reimbursement is claimed.

GENERAL ORDER

SB 85 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 85** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 85** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 85 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Keating, Nickles and Pierce.—3.

Excused: Howell.—1.

Contest Pending: District 46.—1.

The bill and emergency passed.

SB 85 was referred for engrossment.

GENERAL ORDER

SB 88 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 88** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 88** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 88 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Howell.—1.

Contest Pending: District 46.—1.

The bill and emergency passed.

SB 88 was referred for engrossment.

GENERAL ORDER

SB 91 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 91** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 91** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 91 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Howell.—1.

Contest Pending: District 46.—1.

The bill and emergency passed.

SB 91 was referred for engrossment.

GENERAL ORDER

SB 92 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 92** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 92** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 92 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Howell.—1.

Contest Pending: District 46.—1.

The bill and emergency passed.

SB 92 was referred for engrossment.

GENERAL ORDER

SB 102 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 102** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 102** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 102 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Nay: Keating.—1.

Excused: Howell.—1.

Contest Pending: District 46.—1.

The bill and emergency passed.

SB 102 was referred for engrossment.

GENERAL ORDER

SB 113 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 113** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 113** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 113 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Nay: Keating, Keller and Wolfe.—3.

Excused: Howell.—1.

Contest Pending: District 46.—1.

The bill and emergency passed.

SB 113 was referred for engrossment.

BILL WITHDRAWN — REASSIGNED

Senator Lane asked unanimous consent that **SB 150** be withdrawn from the Committee on Rules and assigned to the Committees on Revenue and Taxation and then to Business, Industry and Labor Relations, 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 reasembled in open session with Senator Randle presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Cummins, advised and consented to the confirmation of BOB FUNSTON, Broken Arrow, as Director to the Department of Economic and Community Affairs, with term ending at the pleasure of the Governor.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 18, 1979, at 9:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:15 p.m. to meet Thursday, January 18, 1979, at 9:00 a.m.

Eleventh Legislative Day

Thursday, January 18, 1979

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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Capps, Johnston, Keller, Porter, Smith and Wolfe.—6.

Contest Pending: District 46.—1.

Senator Luton declared a quorum present.

The following prayer was offered by Senator Watson.

Our Father and our God, we are grateful to You for the ways in which You bless our lives. Our greatest concern is that we might be more concerned ourselves with handling those blessings properly.

We especially are thankful for this legislative group and our prayer is that throughout this session each of us will seriously consider the responsibility that we have assumed and that our constituents have granted us and that we will be more determined to regularly seek guidance from You in all that we do.

We pray for safety on the roads this day, as many travel home and as some members travel to McAlester, and ask that if it be Your will we be allowed to assemble again on Monday of next week.

In Jesus' name, Amen.

The Journal for the last legislative day was declared approved.

COMMUNICATION

The following Communication from the State Election Board was read:

January 16, 1979

The Honorable Spencer Bernard,
President Oklahoma State Senate
Thirty-Seventh Legislature
State Capitol Building
Oklahoma City, Oklahoma 73105

Dear Mr. President:

Upon the face of the returns of the General Election, November 7, 1979, for

State Senate District No. 46, certified to this office by the Oklahoma County Election Board, the following named appears to have been regularly elected to membership in the Senate of Oklahoma, and accordingly a Certificate of Election has heretofore been issued to him by this Board:

Bernest Cain, Democrat, Oklahoma City
State Senate District No. 46

LEE SLATER, Secretary
State Election Board

MOTION

Senator York moved that the matter referred to in the Communication read by the Secretary of the Senate be referred to the Committee on Rules, which motion was seconded by Senator Lane and declared adopted by the Presiding Officer.

INTRODUCTIONS

Senator Lane introduced Miss Christie Cate, daughter of Senator Cate, and her friends, Misses Gretchen Wilson and Meredith Lohne, and asked unanimous consent, which was granted, that the young ladies be granted privileges of the floor to present Senator Cate with a decorative cake on the occasion of his birthday.

FIRST READING

The following were introduced and read the first time.

SB 174 — By Stipe.

An Act relating to the Oklahoma Tax Commission; amending Sections 4, 5 and 6 of Enrolled House Bill No. 1548 of the 2nd Session of the 36th Oklahoma Legislature; authorizing payments for services of State Auditor and Inspector and limiting amount to be paid; providing for the appointment, duties and compensation of necessary personnel; limiting number of employees; limiting expenditures for salaries and wages; providing for reversion and transfer of certain funds; amending 68 O.S. 1971, Section 102.1, as last amended by Section 7, Chapter 266, O.S.L. 1978 and Section 4, Chapter 309, O.S.L. 1974, as last amended by Section 8, Chapter 266, O.S.L. 1978 (68 O.S. Supp. 1978, Sections 102.1 and 102.3), 74 O.S. 1971, Sections 118.9, as last amended by Section 9, Chapter 266, O.S.L. 1978, and 118.12, as last amended by Section 10, Chapter 266, O.S.L. 1978 (74 O.S. Supp. 1978, Sections 118.9 and 118.12); setting salary of certain officers of the Oklahoma Tax Commission; providing additional duties and compensation for certain officers; exempting certain agencies from the Data Processing Planning and Management Act; authorizing certain agencies to maintain data processing equipment; providing severability; and declaring an emergency.

SB 175 — By Dahl.

An Act relating to the Department of Corrections; amending Sections 7, 8, 9, 10, 14 and 21 of Enrolled House Bill No. 1567 of the 2nd Session of the 36th Oklahoma Legislature, Section 1, Chapter 121, O.S.L. 1972, as last amended by Section 16, Chapter 273, O.S.L. 1978 (22 O.S. Supp. 1978, Section 991d), 47 O.S. 1971, Section 156, as amended by Section 11, Chapter 273, O.S.L. 1978 (47 O.S. Supp. 1978, Section 156), Sections 15, 18 and 20, Chapter 273, O.S.L. 1978 (57 O.S. Supp. 1978, Sections 557, 504.6 and 504.7), Section 12, Chapter 5, 1st Ex. Sess., O.S.L. 1977, as amended by Section 12, Chapter 273, O.S.L. 1978 (57 O.S. Supp. 1978, Section 513.1), and Section 19, Chapter 325, O.S.L. 1975, as amended by Section 13, Chapter 273, O.S.L. 1978 (57 O.S. Supp. 1978, Section 536); authorizing the Director of the Department of Corrections to hire certain employees; setting maximums for full-time employees; exempting certain employees from the Merit System and setting compensation;

setting a maximum payroll level; expressing legislative intent for certain expenditures to be made; providing for monthly reports to Legislative Council; requiring certain fees for probation and restitution services; authorizing certain agencies to purchase vehicles under restrictions; restricting inmates authorized at community treatment centers; restricting petty cash funds; granting longevity allowances for officers; establishing institution revolving funds; authorizing use of any appropriated funds for matching purposes; repealing Section 20, Chapter 5, 1st Ex. Sess., O.S.L. 1977 (57 O.S. Supp. 1978, Section 554); directing codification; providing operative date; providing severability; and declaring an emergency.

SECOND READING

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

SB 161 — Judiciary and then to County, State and Federal Government.

SB 162 — Criminal Jurisprudence.

SB 163 — Judiciary.

SB 164 — Public and Mental Health and then to Insurance.

SB 165 — Judiciary.

SB 166 — Judiciary.

SB 167 — Insurance.

SB 168 — Business, Industry and Labor Relations.

SB 169 — Business, Industry and Labor Relations.

SB 170 — Education, Higher.

SB 171 — Public and Mental Health.

SB 172 — County, State and Federal Government and then to Business, Industry and Labor Relations.

SB 173 — Insurance.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1013, 1019, 1020, 1030, 1032, 1033, 1034, 1035, 1036, 1037, 1089** and **1113.**

HB 1013 — By Peterson and Wilson.

An Act relating to courts; amending 20 O.S. 1971, Section 95.5, as amended by Section 1, Chapter 75, O.S.L. 1978 (20 O.S. Supp. 1978, Section 95.5); providing certain procedures for notice of filing of actions and judgments of district courts; clarifying certain language; and providing an effective date.

HB 1019 — By Townsend, et al, of the House and Smith of the Senate.

An Act relating to State Auditor and Inspector; amending 2 O.S. 1971, Sections 157.7, as amended by Section 1, Chapter 68, O.S.L. 1973 (2 O.S. Supp. 1978, Section 157.7), 1036 and 1214, 7 O.S. 1971, Sections 21 and 22, 8 O.S. 1971, Section 139, Sections 17-105 and 17-107, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Sections 17-105 and 17-107), 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. 1978, Section 155.2), Sections 2 and 3, Chapter 232, O.S.L. 1972 (19 O.S. Supp. 1978, Sections 155.4 and 155.5), 171, 172, 173, 174, 174.1, 177.1, 177.2, 177.5, 177.7, 178.4, 180.43, as amended by Section 1, Chapter 180, O.S.L. 1974 (19 O.S. Supp. 1978, Section 180.43), 248, 254, 289, 410.16, 633, as amended by Section 1, Chapter 118, O.S.L. 1974 (19 O.S. Supp. 1978, Section 633), 635, 693, 738, 768 and 794, 20 O.S. 1971, Section 1210, as amended by Section 1, Chapter 68, O.S.L. 1972 (20 O.S. Supp. 1978, Section 1210), Section 12, Chapter 55, O.S.L. 1975 (20 O.S. Supp. 1978, Section 1225), Section 1, Chapter 128, O.S.L. 1975 (20 O.S. Supp. 1978, Section 1309) and 1312, 21 O.S. 1971, Sections 348 and 1586, 28 O.S. 1971, Sections 113 and 115, Section 3-105, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 3-105), 36 O.S. 1971, Sections 312.1, as last amended by Section 1, Chapter 34, O.S.L. 1975 (36 O.S. Supp. 1978, Section 312.1), 2126.1 and 2126.4, 43A O.S. 1971, Section 34, 47 O.S. 1971, Sections 22.30n, as last amended by Sec-

tion 24, Chapter 209, O.S.L. 1978 (47 O.S. Supp. 1978, Section 22.30n) and 563, as amended by Section 2, Chapter 14, O.S.L. 1977 (47 O.S. Supp. 1978, Section 563), Section 5, Chapter 182, O.S.L. 1975 (53 O.S. Supp. 1978, Section 47.5), 53 O.S. 1971, Section 167, 56 O.S. 1971, Sections 96 and 183, Sections 20 and 22, Chapter 325, O.S.L. 1975 (57 O.S. Supp. 1978, Sections 537 and 539) 59 O.S. 1971, Sections 45.18, 199.15, Section 207, Chapter 121, O.S.L. 1974, as amended by Section 2, Chapter 182, O.S.L. 1977 (59 O.S. Supp. 1978, Section 858-207), and Section 2, Chapter 182, O.S.L. 1973 (59 O.S. Supp. 1978, Section 1552), 60 O.S. 1971, Section 180.2, as amended by Section 8, Chapter 222, O.S.L. 1976 (60 O.S. Supp. 1978, Section 180.2), 62 O.S. 1971, Sections 2, 41.5, 41.20, 41.22, 41.24, 57.1, as amended by Section 4, Chapter 317, O.S.L. 1975 (62 O.S. Supp. 1978, Section 57.1), 79, 111 through 113, 115, 117, 139.44, as amended by Section 7, Chapter 230, O.S.L. 1975 (62 O.S. Supp. 1978, Section 139.44), 139.49, 163, 166, 168, 171, 172, 211, 212, 252a, 252b, 310.2, as amended by Section 5, Chapter 75, O.S.L. 1977 (62 O.S. Supp. 1978, Section 310.2), 310.6, 332, 365.3, 365.5, 398, 413, 423, 488, 516.2, 516.3, 516.6 and 525, 63 O.S. 1971, Sections 683.17 and 685.4, 64 O.S. 1971, Sections 1, 87c, as amended by Section 1, Chapter 141, O.S.L. 1973 (64 O.S. Supp. 1978, Section 87c), 87d, 121, 123 through 125, 128 and 352, 65 O.S. 1971, Sections 3-112 and 4-105, 68 O.S. 19 1, Sections 106, 205, as amended by Section 1, Chapter 123, O.S.L. 1976 (68 O.S. Supp. 1978, Section 205), 2001, 2451, 2456, 2463, 2472, as amended by Section 1, Chapter 41, O.S.L. 1973 (68 O.S. Supp. 1978, Section 2472), 2473, 2474, 2488, 2490, 24102, 24103, as amended by Section 1, Chapter 268, O.S.L. 1973 (68 O.S. Supp. 1978, 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. 1978, Section 24306), 24306.1, 24319, 24321, 24339 and 24340, 69 O.S. 1971, Section 315, 70 O.S. 1971, Sections 5-127, 7-103, 7-104, as amended by Section 2, Chapter 215, O.S.L. 1972 (70 O.S. Supp. 1978, Section 7-104), 18-116, 22-108, 611, 619, Sections 7 and 14, Chapter 125, O.S.L. 1972 (70 O.S. Supp. 1978, Sections 695.7 and 695.14), 1742, Section 3, Chapter 184, O.S.L. 1974 (70 O.S. Supp. 1978, Section 3306.19), 72 O.S. 1971, Sections 54.1 and 61.3, 74 O.S. 1971, Sections 18b, as amended by Section 1, Chapter 130, O.S.L. 1976 (74 O.S. Supp. 1978, Section 18b), 18f, 19a, 73.1, Section 4, Chapter 131, O.S.L. 1974 (74 O.S. Supp. 1978, Section 85.29), 211 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. 1978, Section 219.1), 223, 224, 226, 227.3, 227.5, 227.6, 227.8, 227.9, 356.10, 364, 865 and 907, 75 O.S. 1971, Sections 26.1 and 26.2, 82 O.S. 1971, Sections 636, 649, 687 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; updating obsolete statutory language; providing an effective date; and declaring an emergency.

HB 1020 — By Townsend, et al, of the House and Smith of the Senate.

An Act relating to State Auditor and Inspector; amending Section 14, Chapter 164, O.S.L. 1973 (2 O.S. Supp. 1978, Section 1514) and Section 12, Chapter 181, O.S.L. 1973 (2 O.S. Supp. 1978, 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. 1978, Section 222), 9 O.S. 1971, Section 34, 10 O.S. 1971, Section 155, 12 O.S. 1971, Section 1193, 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. 1978, Section 215.28), 20 O.S. 1971, Sections 16.5, 16.6, as amended by Section 8, Chapter 271, O.S.L. 1976 (20 O.S. Supp. 1978, Section 16.6), 104 and 1405, 22 O.S. 1971, Section 1332, Section 3-107, Chapter 153, O.S.L. 1974 (26 O.S. Supp.

1978, Section 3-107), 34 O.S. 1971, Section 17, 40 O.S. 1971, Section 229, as last amended by Section 7, Chapter 77, O.S.L. 1977 (40 O.S. Supp. 1978, Section 229), Section 5, Chapter 224, O.S.L. 1974 (44 O.S. Supp. 1978, Section 235.1), 47 O.S. 1971, Section 11-1403, and Section 9, Chapter 3, 1st Ex. Sess., O.S.L. 1977 (47 O.S. Supp. 1978, Section 22.30 1-4), 51 O.S. 1971, Section 42, 52 O.S. 1971, Sections 207, 376 and 420.11, Section 7, Chapter 182, O.S.L. 1975 (53 O.S. Supp. 1978, Section 47.7), 53 O.S. 1971, Sections 64.7, 147, 264, 287 and 349, 56 O.S. 1971, Sections 26.10, 179, 180 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. 1978, Section 332.4), Section 13, Chapter 285, O.S.L. 1974 (57 O.S. Supp. 1978, Section 531) 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. 1978, Section 541), 58 O.S. 1971, Sections 673 and 676, 59 O.S. 1971, Sections 328.42, 396.14, 746, Section 205, Chapter 121, O.S.L. 1974, as amended by Section 1, Chapter 182, O.S.L. 1977 7 (59 O.S. Supp. 1978, Section 858-205), 1337, 1404, 1456 and Section 15, Chapter 182, O.S.L. 1973 (59 O.S. Supp. 1978, Section 1565), 62 O.S. 1971, Sections 7.6, 41.1, 41.8, 41.18, 41.19, 41.21, 41.27, Section 3, Chapter 233, O.S.L. 1976 (62 O.S. Supp. 1978, Section 89.5), 114, Sections 1, 2, 3 and 4, Chapter 46, O.S.L. 1973 (62 O.S. Supp. 1978, Sections 155, 156, 157 and 158), Section 4, Chapter 217, O.S.L. 1974 (62 O.S. Supp. 1978, Section 159), 164, 166a, 166b, 169, 184, 190, Section 2, Chapter 193, O.S.L. 1975 (62 O.S. Supp. 1978, Section 192.2), 252c, 261, 275.1, 275.2, 275.5, 275.9, 275.10 and 503, Section 5, Chapter 217, O.S.L. 1973, as amended by Section 1, Chapter 216, O.S.L. 1976 (63 O.S. Supp. 1978, Section 1-112), Section 4, Chapter 172, O.S.L. 1974 (63 O.S. Supp. 1978, Section 1-934), and Section 7, Chapter 126, O.S.L. 1976, (63 O.S. Supp. 1978, Section 98.1), 64 O.S. 1971, Sections 65, 67, 68, 69, 355 and 357, 68 O.S. 1971, Section 1103, as amended by Section 3, Chapter 63, O.S.L. 1974 (68 O.S. Supp. 1978, Section 1103) and 2373, 70 O.S. 1971, Sections 4-103, 18-105, 19-112, 618, Section 7, Chapter 271, O.S.L. 1975, as amended by Section 12, Chapter 212, O.S.L. 1976 (70 O.S. Supp. 1978, Section 697.7), Section 8, Chapter 271, O.S.L. 1975 (70 O.S. Supp. 1978, Section 697.8), 3205, as amended by Section 1, Chapter 307, O.S.L. 1974 (70 O.S. Supp. 1978, Section 3205), 3210, 3305, Section 7, Chapter 103, O.S.L. 1973 (70 O.S. Supp. 1978, Section 3306.7), 3412, 3419, 3905 and 4006, 72 O.S. 1971, Sections 54.2, 61.4, 67.2, 67.3, 67.13, 67.14, 205.1, Section 8, Chapter 100, O.S.L. 1972 (72 O.S. Supp. 1978, Section 228) and Sections 5 and 6, Chapter 255, O.S.L. 1975 (72 O.S. Supp. 1978, Sections 233 and 234), 73 O.S. 1971, Section 72, 74 O.S. 1971, Section 34, Section 9, Chapter 230, O.S.L. 1976 (74 O.S. Supp. 1978, Section 63.1), 75, as amended by Section 9, Chapter 46, O.S.L. 1973 (74 O.S. Supp. 1978, Section 75), 250.6, 256, 352.12, 365, 1126, 1303, as amended by Section 1, Chapter 261, O.S.L. 1977 (74 O.S. Supp. 1978, Section 1303), Section 4, Chapter 111, O.S.L. 1975 (74 O.S. Supp. 1978, Section 1524), Section 3, Chapter 52, O.S.L. 1976 (74 O.S. Supp. 1978, Section 1705), Sections 14 and 15, Chapter 222, O.S.L. 1973 (74 O.S. Supp. 1978, Sections 1810.1 and 1811.1), Section 17, Chapter 7, 1st Ex. Sess., O.S.L. 1977 (74 O.S. Supp. 1978, Section 1811.5), Section 8, Chapter 153, O.S.L. 1972 (74 O.S. Supp. 1978, Section 2008), Section 8, Chapter 1, O.S.L. 1974 (74 O.S. Supp. 1978, Section 3366) and Section 7, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1978, Section 1085.7); transferring certain duties of the State Auditor to the State Treasurer and Director of State Finance; changing statutory references from State Examiner and Inspector to State Auditor and Inspector; updating obsolete statutory language; providing an effective date; and declaring an emergency.

HB 1030 — By Davis (Don), et al, of the House and Crow of the Senate.

An Act relating to labor; amending 40 O.S. 1971, Sections 402 and 403; defining terms of the Oklahoma Occupational Health and Safety Standards Act of 1970; removing certain terms and adjusting certain employer's duties; repealing 40 O.S. 1971, Sections 405 through 412 and 420 through 424, which provide for the Occupational Health and Safety Standards Commission and the related Board of Health and Safety Compliance and Appeals and certain duties relating to both; providing an effective date; and declaring an emergency.

HB 1032 — By Davis (Don), et al, of the House and Crow of the Senate.

An Act relating to labor; repealing 40 O.S. 1971, Section 56, which provides for an Advisory Council to the Administrator of the act relating to private employment services; providing an effective date; and declaring an emergency.

HB 1033 — By Davis (Don), et al, of the House and Crow of the Senate.

An Act relating to property; repealing 60 O.S. 1971, Sections 669 through 673, which provide for the creation of the Oklahoma Unclaimed Property Board and certain duties relating to the Board; providing an effective date; and declaring an emergency.

HB 1034 — By Davis (Don), et al, of the House and Crow of the Senate.

An Act relating to historical societies and associations; repealing 53 O.S. 1971, Sections 281 through 288, which provide for the Pawnee Indian Veterans Historical Association and certain duties relating to the Commission; providing an effective date; and declaring an emergency.

HB 1035 — By Davis (Don), et al, of the House and Crow of the Senate.

An Act relating to waters and water rights; repealing Sections 17 through 28, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1978, Sections 1085.17 through 1085.28), which provide for the Water Conservation Storage Commission and certain duties relating to the Commission; providing an effective date; and declaring an emergency.

HB 1036 — By Davis (Don), et al, of the House and Crow of the Senate.

An Act relating to professions and occupations; amending Section 1, Chapter 46, O.S.L. 1973 (62 O.S. Supp. 1978, Section 155); creating certain revolving funds; repealing 59 O.S. 1971, Sections 801, 802, and 805 through 812, which provide for the State Board of Electrology and certain duties relating to the Board; providing an effective date; and declaring an emergency.

HB 1037 — By Davis (Don), et al, of the House and Crow of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 683.3, as amended by Section 2, Chapter 135, O.S.L. 1976 (63 O.S. Supp. 1978, Section 683.3); defining terms in the Oklahoma Civil Defense and Emergency Resources Management Act of 1967; deleting certain references; repealing 63 O.S. 1971, Section 683.7, which provides for the Oklahoma Emergency Resources Planning Committee and certain duties relating to the Committee; providing an effective date; and declaring an emergency.

HB 1089 — By Stephenson, et al, of the House and Tinsley of the Senate.

An Act relating to aircraft and airports; amending 3 O.S. 1971, Section 90; providing for construction and repair of certain airports; providing minimum requirements and procedures for receiving assistance; and declaring an emergency.

HB 1113 — By Weichel, et al.

An Act relating to public lands; amending 64 O.S. 1971, Section 52, as last amended

by Section 1, Chapter 255, O.S.L. 1978 (64 O.S. Supp. 1978, Section 52); providing rules and regulations for investment of certain funds in farm mortgages; and providing an effective date.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 78, 85, 88, 91, 92, 102 and **113** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 3 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 4 and **5** were each correctly enrolled, properly signed and ordered transmitted 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 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 the signing of and returning Enrolled **SCR 3.**

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

ANNOUNCEMENT

Senator Terrill announced that after adjournment on this date the Committee on Rules would meet to consider and hear arguments relating to the contested election in Senate District 46.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, January 22, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 10:00 a.m. to meet Monday, January 22, 1979, at 1:30 p.m.

Twelfth Legislative Day

Monday, January 22, 1979

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

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—46.

Excused: Wolfe.—1.

Contest Pending: District 46.—1.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Finley W. Tinnin, Pastor, The Baptist Temple Church, Oklahoma City, and incorporated into the Journal upon request of Senator McCune.

Our Father Who Art in Heaven,

As this legislative body convenes, the highest hopes and expectations of the people of our state ride upon the judgment of these Senators. I humbly pray that these elected officials will be submissive to the revealed will of God. Enable them to draw upon the inexhaustible resources of their God. When the day is done, may they be privileged to hear the words of divine compliment, "Well done, Thou good and faithful servant".

In His Name, Amen.

The Journal for the last legislative day was declared approved.

SPECIAL INTRODUCTION

Senator Cate introduced Dr. William Slater Banowsky, President of the University of Oklahoma, and asked unanimous consent, which was granted, that Dr. Banowsky be granted privileges of the floor to address the Senate. The Chair asked that Senator Cate escort Dr. Banowsky to the President's desk, where he delivered an address to the members of the Senate.

COMMITTEE REPORT

Senator Terrill submitted the following report from the Committee on Rules:

Mr. President:

Pursuant to the order of the Senate on January 2, 1979, the Rules Committee, to which has been referred the matter of seating in Senate District 46, makes the following report:

The Rules Committee, having met on January 18, 1979, recommends that Bernest Cain be seated as a member of the State Senate in Senate District 46, effective November 22, 1978.

A copy of the minutes of said meeting are attached hereto and the Rules Committee of the Senate respectfully requests that the Senate act immediately on the question of seating in Senate District 46.

Respectfully submitted,

s/Al Terrill, Chairman

s/Gideon Tinsley, Vice Chairman

Senator York moved the report of the Committee on Rules be adopted and that Bernest Cain be seated as the Senator from District 46 with all emoluments of office as of the date of November 22, 1978.

Senator Lamb moved as an in lieu motion to the York motion that the Senate reject the Senate Rules Committee report and in lieu thereof the Senate call for a new election between Senator Mary Helm and Bernest Cain for Senate seat No. 46.

Senator York moved to table the Lamb in lieu motion, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Howard, Johnson, Johnston, Kilpatrick, Lane, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley and York.—24.

Nay: Berrong, Capps, Crow, Field, Giles, Green, Howell, Keating, Keller, Lamb, Landis, McCune, McDaniel, Martin, Nickles, Pierce, Stipe, Terrill, Vann, Watson and Young.—21.

Excused: Porter and Wolfe.—2.

Senator Smith moved the previous question under Rule 14 (l), which motion was declared adopted upon roll call as follows:

Aye: Berrong, Boatner, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann and York.—31.

Nay: Birdsong, Crow, Green, Johnston, Keating, Keller, Lamb, McCune, Murphy, Nickles, Pierce, Porter, Stipe, Watson and Young.—15.

Excused: Wolfe.—1.

Under Rule 14(m), (n), the Presiding Officer ruled the subject debatable and allowed the friends and opponents of the issue thirty minutes on each side in which to debate the question.

Senator York pressed his motion to adopt the report of the Committee on Rules, which motion to adopt was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, York and Young.—30.

Nay: Capps, Green, Keating, Keller, Lamb, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Stipe, Terrill, Vann and Watson.—15.

Excused: Berrong and Wolfe.—2.

Senator Luton appointed a committee to notify Senator Bernest Cain of the action of the Senate in adopting the Report of the Committee on Rules, and to escort Senator Cain to the Senate Floor to be received by the Senate. Senators York, Cate and Howell were appointed as such committee.

Senator York, on behalf of the special committee to notify Senator Cain of the adoption of the report of the Committee on Rules, reported that he was now in the Chamber and, upon order of the President, the committee escorted him to the bar of the Senate where Senator Luton announced that the Official Oath of Office was administered to Senator Cain by Justice Hodges of the State Supreme Court on Tuesday, January 16, 1979, in the Senate Chamber.

A standing ovation of welcome by the Senate was given Senator Cain, following which the special committee escorted him to his seat.

Senator Luton discharged the special committee and extended his thanks to the members of the Committee on Rules on the manner in which the committee functioned and performed its duty.

Senator Lamb moved that the President of the Senate be authorized to pay the salary of Senator Mary Helm up to the time her successor qualified by having a certificate of election issued, which motion was declared adopted upon roll call as follows:

Aye: Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Birdsong, Boatner, Cain, Keller, Kilpatrick, Landis and Porter.—7.

Excused: Berrong and Wolfe.—2.

FIRST READING

The following were introduced and read the first time.

SB 176 — By Wolfe and Keating.

An Act relating to counties and county officers; authorizing county clerks to release certain information over the telephone; directing codification; and declaring an emergency.

SB 177 — By Landis.

An Act relating to public health and safety; providing for certain nursing home costs; and directing codification.

SB 178 — By Stipe.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 198, O.S.L. 1978 (68 O.S. Supp. 1978, Section 2358); allowing 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; and declaring an emergency.

SB 179 — By York of the Senate and Denman of the House.

An Act relating to nonintoxicating beverages; requiring application for a permit from

the governing body of certain municipalities in order to sell nonintoxicating beverages; specifying contents of the application; providing for location of the place of sale of such beverages; providing for measurement of distance; imposing certain requirements on the structure where such beverages are to be sold; providing for cost of the permit; providing penalty; directing codification; and providing an effective date.

SB 180 — By York of the Senate and Sanders of the House.

An Act relating to schools; amending Section 1, Chapter 216, O.S.L. 1972 (70 O.S. Supp. 1978, Section 5-107A); providing for membership, elections, procedures, terms and apportionment of boards of education of independent school districts; and providing an effective date.

SB 181 — By Green.

An Act relating to corporations; repealing 18 O.S. 1971, Section 816, which relates to annual certificates filed by professional corporations by the Secretary of State; and declaring an emergency.

SB 182 — By Nickles.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 809, as last amended by Section 3, Chapter 1, O.S.L. 1975 (68 O.S. Supp. 1978, Section 809); providing for estate tax exemption for certain persons; increasing such exemption; and declaring an emergency.

SB 183 — By Smith of the Senate and Riggs of the House.

An Act relating to schools; amending 70 O.S. 1971, Section 18-109, as last amended by Section 24, Chapter 294, O.S.L. 1978 (70 O.S. Supp. 1978, Section 18-109); providing certain financing formulas for support of the various common school districts, including Foundation Aid, Percentage Matching Grant, Foundation Program Income and Foundation Program; providing for certain per pupil minimum and for certain apportionment on a per pupil basis; increasing the stated amount of special education flat grants; directing certain appropriations and allocations incorporate certain provisions; directing codification; stating an effective date; and declaring an emergency.

SB 184 — By Watson.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 145; modifying provisions for renewal of a license to practice podiatry; providing for an annual renewal fee; providing for license suspension and reinstatement; requiring the maintenance of a license record; requiring certain continuing education in order to have a license renewed; making a certain exemption; and directing codification.

SB 185 — By Luton.

An Act relating to crimes and punishments; defining the offense of solicitation to commit a crime; prescribing penalties for this crime; prohibiting conviction under certain conditions; providing for an affirmative defense; and directing codification.

SB 186 — By Luton.

An Act relating to state government; amending 74 O.S. 1971, Section 832, as last amended by Section 3, Chapter 59, O.S.L. 1975 (74 O.S. Supp. 1978, Section 832); providing for certification of persons in the classified service; modifying power of appointing authority to appoint persons to positions within the classified service; providing for appointment to any step not to exceed the fourth step of the grade in which a position is classified for any position which requires specialized training or experience in that field; providing for provisional appointments and emergency appointments; and declaring an emergency.

SJR 15 — By Smith of the Senate and Wiseman 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 11A of Article V of the Oklahoma Constitution; mandating the apportionment of the Legislature; changing certain time limitations for apportionment; providing for Apportionment Commission; altering membership of said commission; requiring said Commission to apportion Legislature under certain circumstances; providing ballot title; directing filing; and requiring submission to the people at the next statewide election.

SJR 16 — By Porter.

A Joint Resolution providing for a comprehensive full-scale investigation of the Board of Regents for Oklahoma Agricultural and Mechanical Colleges and its relationship to Langston University; creating a special committee to conduct said investigation; authorizing and empowering said special committee to issue processes known to courts of record, subpoena witnesses and records, compel testimony, punish for contempt, employ reporters and other necessary personnel, and prepare verbatim transcripts of proceedings; authorizing the payment of travel and expense allowance for special committee members and staff; requiring a written report of findings and recommendations; and declaring an emergency.

SJR 17 — By Young.

A Joint Resolution directing the Oklahoma Turnpike Authority and Transportation Commission to have public restrooms installed along both sides of the turnpikes and interstate highways under their jurisdiction; and directing distribution.

SECOND READING

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

SB 174 — Appropriations and Budget.

SB 175 — Public Safety and Penal Affairs and then to Appropriations and Budget.

HB 1013 — Judiciary.

HB 1019 — County, State and Federal Government and then to Judiciary.

HB 1020 — County, State and Federal Government and then to Business, Industry and Labor Relations.

HB 1030 — Business, Industry and Labor Relations.

HB 1032 — Business, Industry and Labor Relations.

HB 1033 — County, State and Federal Government.

HB 1034 — County, State and Federal Government.

HB 1035 — Environmental and Natural Resources.

HB 1036 — Business, Industry and Labor Relations.

HB 1037 — County, State and Federal Government.

HB 1089 — County, State and Federal Government.

HB 1113 — County, State and Federal Government.

RESOLUTION

Senator Cate introduced the following Resolution:

SR 6 — By Cate.

A Resolution disapproving regulations of the State Board of Health relating to abortions; and directing distribution.

Senator Randle presiding.

Senator Cate asked unanimous consent, which was granted, that **SR 6,** giving rise to debate, be laid over and consideration deferred for one legislative day.

RESOLUTION

Senator York introduced the following Resolution:

SCR 4 — By York and Kilpatrick of the Senate and Briscoe, Fried and Steward of the House.

A Concurrent Resolution delaying election to form an area vocational school district in Oklahoma County until an economic feasibility study made by the State Department of Vocational and Technical Education is presented to the Oklahoma Legislature; and declaring an emergency.

Senator York asked unanimous consent that **SCR 4** be laid over and consideration deferred for this legislative day, which was the order.

GENERAL ORDER

SB 15 by Boatner of the Senate and Wiseman of the House was read and considered.

Upon motion of Senator Boatner, **SB 15** was advanced to engrossment.

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

THIRD READING

SB 15 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—44.

Excused: Berrong, Miller, Wolfe and York.—4.

The bill passed.

Senator York desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45. Excused: 3.

The emergency passed.

SB 15 was referred for engrossment.

GENERAL ORDER

SB 16 by Boatner of the Senate and Wiseman of the House was read and considered.

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

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

THIRD READING

SB 16 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Berrong, Taliaferro and Wolfe.—3.

The bill passed.

Senator Taliaferro desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 46. Excused: 2.

The emergency passed.

SB 16 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that **SB 18** be assigned to the Committee on Rules as a second committee assignment.

RESOLUTION

Senator Luton introduced the following Resolution:

SR 7 — By Luton.

A Resolution commemorating the sacrifices of American Prisoners of War; designating July 18, 1979, as "Oklahoma P.O.W. — M.I.A. Recognition Day"; requesting the Governor of Oklahoma to call upon the people of the State to honor America's fighting men lost in the ravages of war; and directing distribution.

WHEREAS, the United States has fought in many wars; and

WHEREAS, thousands of Americans who served in such wars were captured by the enemy or are missing in action; and

WHEREAS, many American prisoners of war were subjected to brutal and unconscionable treatment by their enemy captors in violation of international codes and customs for the treatment of prisoners of war and many such prisoners of war died from such treatment; and

WHEREAS, it is uncertain whether those Americans missing in action are alive or dead and such uncertainty has caused their families to suffer acute hardship; and

WHEREAS, the sacrifices of American prisoners of war and Americans missing in action and of their families is deserving of national recognition.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37th OKLAHOMA LEGISLATURE:

SECTION 1. July 18, 1979, is designated as "Oklahoma P.O.W. — M.I.A. Recognition Day".

SECTION 2. As a measure of our abiding respect and great sense of loss of human life, the Governor is hereby authorized and requested to issue a proclamation calling upon the people of the State of Oklahoma to observe such day with appropriate ceremonies and activities.

SECTION 3. Copies of this Resolution shall be sent to the American Legion Department Headquarters, located in Oklahoma City, Oklahoma, the Disabled American Veterans Department of Oklahoma, located in Oklahoma City, Oklahoma, the Veterans of Foreign Wars State Headquarters, located in Oklahoma City, Oklahoma, and the 45th Infantry Division Museum, located in Oklahoma City, Oklahoma.

Senator Luton asked unanimous consent that all other members of the Senate be made coauthors of **SR 7,** which was the order.

SR 7, as coauthored, 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 Tuesday, January 23, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:40 p.m. to meet Tuesday, January 23, 1979, at 1:30 p.m.

Thirteenth Legislative Day

Tuesday, January 23, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—45.

Excused: Berrong, Wolfe and York.—3.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Tinnin and incorporated into the Journal upon request of Senator McCune.

Our Heavenly Father, the Bible sets forth a life expectancy of three score and ten years. When we convert these years of potential living into days, an average life span becomes 25,550 days. We live a day at a time. Lord, enable us to live this day as though it were the only day we have, for in reality it is the only day that we have for certain. "Lord, teach us to number our days that we may apply our hearts unto wisdom". In His Name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Combs introduced Roberta Kendall, 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:

SB 12 — Education, Higher, as coauthored by Miller and Randle of the Senate and Vaughn of the House.

SB 38 — County, State and Federal Government, and be referred to Committee on Public Safety and Penal Affairs by previous order.

SB 140 — Judiciary, as coauthored by Elder.

DO PASS, as amended:

SB 114 — Appropriations and Budget, as coauthored by Cate.

SB 121 — Appropriations and Budget.

FIRST READING

The following were introduced and read the first time.

SB 187 — By Porter.

An Act relating to schools; amending 70 O.S. 1971, Sections 3412 and 3416; narrowing scope of jurisdiction of the Board of Regents for Oklahoma Agricultural and Mechanical Colleges; specifying the Board's powers and duties; providing for a Langston University Agricultural Experiment Station; removing authority of said Board over said station; establishing a Board of Regents of Langston University; providing for membership, terms of office, prohibited conduct, removal from office and vacancies; providing for oaths of office, compensation and travel expenses; providing for an official seal, officers and administration of business; specifying powers and duties; directing codification; and providing an effective date.

SB 188 — By Green.

An Act relating to workers' compensation; amending 85 O.S. 1971, Section 2b, as amended by Section 5, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1978, Section 2b); providing for workers' compensation insurance on certain state employees; providing certain guidelines for such coverage; changing location of filing copies of policies; and deleting certain outdated provisions.

SB 189 — By Stipe of the Senate and Holden of the House.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 61; recreating the State Board of Barber Examiners in accordance with Sunset Law and continuing provisions relating to membership qualification procedures; and declaring an emergency.

SB 190 — By Stipe of the Senate and Holden of the House.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 742; recreating the State Dry Cleaners' Board in accordance with Sunset Law and continuing the provisions relating to membership and organizational procedures; and declaring an emergency.

SB 191 — By Stipe of the Senate and Holden of the House.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 199.2; recreating the State Board of Cosmetology in accordance with Sunset Law and continuing provisions relating to membership and organizational procedures; and declaring an emergency.

SB 192 — By Keating.

An Act relating to liens; amending 42 O.S. 1971, Sections 141, as amended by Section 6, Chapter 207, O.S.L. 1977 and 143, as last amended by Section 4, Chapter 133, O.S.L. 1978 (42 O.S. Supp. 1978, Sections 141 and 143); providing for mechanics' and materialmen's liens under certain circumstances; requiring assent to lien in writing by certain persons; establishing priority of lien; providing for filing enforceability and constructive notice; and providing an effective date.

SB 193 — By Howell.

An Act relating to schools and school districts; amending Sections 7, 8 and 15, Chapter 262, O.S.L. 1977 (70 O.S. Supp. 1978, Sections 6-103.3, 6-103.4 and 6-103.11); modifying provisions for a teacher's suspension; specifying procedure for dismissal or nonreemployment of a teacher; modifying certain notice requirements; and modifying provisions for preparation of a written report.

SJR 18 — By Howard of the Senate and Draper of the House.

A Joint Resolution ratifying the amendment to the Constitution of the United States extending equal rights for men and women; and directing distribution.

SJR 19 — By Stipe.

A Joint Resolution relating to assistance payments; requesting increases in payments under certain welfare programs; and declaring an emergency.

SECOND READING

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

SB 176 — County, State and Federal Government.

SB 177 — Public and Mental Health and then to County, State and Federal Government.

SB 178 — Revenue and Taxation.

SB 179 — County, State and Federal Government and then to Business, Industry and Labor Relations.

SB 180 — Education, Common.

SB 181 — Business, Industry and Labor Relations.

SB 182 — Revenue and Taxation.

SB 183 — Education, Common and then to County, State and Federal Government.

SB 184 — Business, Industry and Labor Relations.

SB 185 — Criminal Jurisprudence.

SB 186 — County, State and Federal Government.

SJR 15 — Constitutional Revision and Regulatory Services.

SJR 16 — Education, Higher and then to Social Welfare.

SJR 17 — Roads and Highways.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1050, 1085, 1123, 1126** and **1179.**

HB 1050 — By Camp, et al, of the House and Keller of the Senate.

An Act relating to civil procedure; providing procedural requirements for requests for admissions; directing codification; and stating an effective date.

HB 1085 — By Riggs.

An Act relating to children; amending 10 O.S. 1971, Section 1207, as amended by Section 1, Chapter 272, O.S.L. 1974 (10 O.S. Supp. 1978, Section 1207); providing for certain salaries, expenses and equipment of the officers and employees of the Juvenile Bureau and Detention Home of the Court; adding certain limits on salaries of court referees; stating an effective date; and declaring an emergency.

HB 1123 — By Holt.

An Act relating to mortgages; amending 46 O.S. 1971, Section 4; providing for further lawful contract; providing for waiver of appraisement in case of foreclosure and sale; providing for assignment of rents and profits as additional security; and providing for method of payment.

HB 1126 — By Hopkins, et al, of the House and Stipe of the Senate.

An Act relating to roads, bridges and ferries; amending Section 7, Chapter 218, O.S.L. 1976 (69 O.S. Supp. 1978, Section 4007); establishing the office of the Director of the Department of Transportation; prescribing qualifications and establishing salary; providing for duties, powers and responsibilities; abolishing office of State Highway Director and deleting reference to such office; repealing 69 O.S. 1971, Section 305, as amended by Section 10, Chapter 287, O.S.L. 1974 (69 O.S. Supp. 1978, Section 305); and declaring an emergency.

HB 1179 — By Weichel and Glover of the House.

An Act relating to agriculture; amending 2 O.S. 1971, Section 3-83, as amended by

Section 6, Chapter 98, O.S.L. 1977 (2 O.S. Supp. 1978, Section 3-83); requiring records of commercial application of pesticides; providing for certain information; specifying filing procedures of records; and providing for inspection of records.

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

RESOLUTION

Senator Dahl introduced the following Resolution:

SR 8 — By Dahl.
A Resolution requesting Congress direct the Army Corps of Engineers to name a landmark in honor of Chief Sylvester J. Tinker on the Skiatook Reservoir; and directing distribution.

WHEREAS, fishing, swimming, boating and other aquatic activities abound on Oklahoma lakes and streams; and

WHEREAS, it is fitting and proper that this Senate reflect the activities of Oklahomans by naming prominent landmarks after prominent Oklahomans; and

WHEREAS, the Skiatook Reservoir has been constructed by the United States Army Corps of Engineers, to the benefit of the local citizens; and

WHEREAS, Chief Sylvester J. Tinker, Principal Chief of the Osage Indian Tribe, who by his strong and outstanding leadership in the tribe and the community, influenced the economy to the betterment of the great Osage people; and

WHEREAS, the Senate of the State of Oklahoma wishes to honor this admirable citizen by having a cove of importance named in honor of this outstanding man.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby requests that the Congress of the United States direct the United States Army Corps of Engineers to name a cove of importance at the Skiatook Reservoir after Chief Sylvester J. Tinker.

SECTION 2. Duly authenticated copies of this Resolution shall be dispatched to the members of the Oklahoma Congressional Delegation, and to Chief Sylvester J. Tinker.

Senator Dahl asked unanimous consent, which was granted, that all other members of the Senate be made coauthors of **SR 8.**

SR 8, as coauthored, was read at length, adopted upon motion of Senator Dahl, and ordered referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 15 and **16** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 7 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

RESOLUTION

Senator Rozell introduced the following Resolution:

SR 9 — By Rozell.
A Resolution providing for a comprehensive full-scale study and investigation of Langston University; authorizing the Oklahoma State Senate Higher Education Committee to conduct the study and investigation; defining the purpose, authority and

duties; authorizing employment and compensation of necessary personnel; providing for travel and expense allowance for committee members and staff; providing for service of process and witness fees; and requiring a report of findings and recommendations.

Senator Rozell asked unanimous consent that **SR 9** be referred to the Committee on Rules, which was the order.

PENDING SENATE ACTION — RESOLUTION

SR 6, introduced on Page 147, was called up for consideration.

Senator Cate moved that **SR 6** be referred to the Committee on Rules, which motion was declared adopted.

GENERAL ORDER

SJR 1 by Howell was read and considered.

Senators Berrong and Stipe asked to be made coauthors of **SJR 1,** which was the order.

Senator Howell, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Craighead be made House Author of **SJR 1.**

Upon motion of Senator Howell, **SJR 1,** as coauthored, was advanced to engrossment.

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

THIRD READING

SJR 1 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—45.

Excused: Berrong, Wolfe and York.—3.

The resolution passed.

SJR 1 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1002.**

HCR 1002 — By Craighead of the House and Howell of the Senate.

A Concurrent Resolution establishing January 23, 1979, as Blood Donor Day at the State Capitol; establishing the week of January 22, 1979, through January 26, 1979, as Blood Donor Week; urging Oklahomans to give the gift of life for our fellow person; and declaring an emergency.

Senator Howell asked for immediate consideration of **HCR 1002,** which was the order.

Senator Howell moved to amend **HCR 1002** by striking the emergency clause, which amendment was declared adopted.

HCR 1002, as amended, was read at length, adopted upon motion of Senator Howell, and ordered referred for engrossment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand

adjourned to meet Wednesday, January 24, 1979, at 1:30 p.m.

Upon motion of Senator Lane, the Senate adjourned at 2:00 p.m. to meet Wednesday, January 24, 1979, at 1:30 p.m.

Fourteenth Legislative Day

Wednesday, January 24, 1979

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

Roll Call:

Present: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Berrong and Stipe.—2.

Senator Luton presiding.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Tinnin and incorporated into the Journal upon request of Senator McCune.

Our Heavenly Father, we gratefully acknowledge that faith is a gift from God. If faith were the product of human effort and desire, it would be no stronger than we are strong, and we are weak. If faith is a gift from God, it is as strong as God is strong, and You are strong. We would do far more than theorize about the source of faith. We would claim it, and possess it, and use it, and rejoice in it. Faith enables the believer to say, "I know whom I have believed," and truly believe that. In His Name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Murphy introduced Rodney Lyles, M.D., Stillwater, as Doctor of the Day.

Senator Combs introduced Judith Davis, R.N., Oklahoma City, as Nurse of the Day.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that the second committee assignment to the Committee on Appropriations and Budget for **SB 175** be rescinded.

COMMITTEE REPORTS

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

DO PASS:

SB 8 — Public and Mental Health.
SB 9 — Public and Mental Health.
SB 84 — Appropriations and Budget.
SB 117 — Appropriations and Budget.
SB 134 — Education, Common.

DO PASS, as amended:

SB 86 — Appropriations and Budget.
SB 87 — Appropriations and Budget.
SB 100 — Appropriations and Budget.
SB 116 — Appropriations and Budget, as coauthored by Rozell.
SB 128 — Judiciary, as coauthored by McDaniel of the Senate and Cunningham and Morgan of the House, and be referred to Committee on County, State and Federal Government by previous order.
CS for **SB 175** — Public Safety and Penal Affairs.

FIRST READING

The following were introduced and read the first time.

SB 194 — By McCune.
An Act relating to professions and occupations; amending 59 O.S. 1971, Section 509, as amended by Section 1, Chapter 99, O.S.L. 1973 (59 O.S. Supp. 1978, Section 509); setting out specific acts which constitute unprofessional conduct of certain persons engaged in the medical professions, including failure to inform certain patients or persons of the amount of certain fees, balances and overpayments; permitting certain examinations of certain physicians; providing for suspension of certain licenses under certain circumstances; and stating an effective date.

SB 195 — By Keating.
An Act relating to the Commercial Code; amending 12A O.S. 1971, Section 9-407; providing for the issuance of certain information by a filing officer; expanding manner of requesting certain information; and specifying certain fees.

SB 196 — By Stipe.
An Act relating to workers' compensation; amending 85 O.S. 1971, Section 131b; providing for a State Insurance Fund Commissioner; setting qualifications; and declaring an emergency.

SECOND READING

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

SB 187 — Education, Higher.
SB 188 — Insurance.
SB 189 — Business, Industry and Labor Relations.
SB 190 — Business, Industry and Labor Relations.
SB 191 — Business, Industry and Labor Relations.
SB 192 — Judiciary.
SB 193 — Education, Common.
SJR 18 — Constitutional Revision and Regulatory Services.
SJR 19 — Social Welfare.
HB 1050 — Judiciary.
HB 1085 — County, State and Federal Government.
HB 1123 — Judiciary.
HB 1126 — Roads and Highways.
HB 1179 — Agriculture.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 1 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HCR 1002 was correctly engrossed and, together with Engrossed **SAs,** properly

signed and ordered returned to the Honorable House.

SR 8 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

BILL WITHDRAWN — REASSIGNED

Senator Terrill asked unanimous consent that **SJR 16** be withdrawn from the Committee on Education, Higher; that the second committee assignment to the Committee on Social Welfare be rescinded, and that **SJR 16** be referred to the Committee on Rules, which was the order.

BILL WITHDRAWN — REREFERRED

Senator Capps asked unanimous consent, which was granted, that **SB 140** be withdrawn from the Calendar and rereferred to the Committee on Judiciary.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1131, 1147, 1160, 1161, 1165** and **1166.**

HB 1131 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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.

HB 1147 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act relating to the Governor's Committee on Employment of the Handicapped and making an appropriation thereto; stating the purpose; providing for the appointment, 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.

HB 1160 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

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.

HB 1161 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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.

HB 1165 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

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; limiting number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

HB 1166 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

(Cosmetology Board — Appropriation — Emergency).

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

GENERAL ORDER

SB 114 by Crow, Boatner and Cate of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Boatner, **SB 114** was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 114** was considered engrossed and placed on third reading and final passage.

Senator Randle presiding.

THIRD READING

SB 114 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Berrong and Stipe.—2.

The bill and emergency passed.

SB 114 was referred for engrossment.

GENERAL ORDER

SB 121 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senator Smith asked to be made a coauthor of **SB 121,** which was the order.

Senator Smith moved to amend **SB 121,** Page 2, Line 15½, by adding a new Section 3 and renumbering subsequent sections:

"Section 3. There is hereby appropriated the sum of $100,000.00 to rechannelize and clear Berryhill Creek in Tulsa County.", which amendment was declared adopted.

Upon motion of Senator Boatner, **SB 121,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 121,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 121 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Excused: Berrong, Nickles, Stipe and Young.—4.

The bill passed.

Senators Nickles and Young desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 46. Excused: 2.

The emergency passed.

SB 121 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 1005** and **1008.**

HCR 1005 — By Duckett and Feddersen of the House and Tinsley of the Senate.

A Concurrent Resolution designating July 1, 1979, as Free Enterprise Day in Oklahoma.

HCR 1008 — By Duckett, et al, of the House and Tinsley of the Senate.

A Concurrent Resolution requesting the various state agencies to suspend their rules for the use of saltwater for de-icing purposes; and directing distribution.

Consideration of the Resolutions was deferred for this Legislative day.

PENDING SENATE ACTION — RESOLUTION

SCR 4, introduced on Page 147, was called up for consideration.

Senator Keller moved that **SCR 4** be referred to the Committee on Education, Common.

Senator Kilpatrick moved to table the Keller motion to refer, which motion to table was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann, York and Young.—31.

Nay: Birdsong, Combs, Field, Giles, Green, Keller, Lamb, McCune, Martin, Nickles, Pierce, Watson and Wolfe.—13.

Excused: Berrong, Keating, Stipe and Taliaferro.—4.

Senator York moved to amend **SCR 4,** Page 3, Line 3, by striking the emergency clause and amending the title to conform, which amendment was declared adopted.

SCR 4, as amended, was adopted upon roll call as follows, and ordered referred for engrossment.

Aye: Boatner, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann, Wolfe, York and Young.—33.

Nay: Birdsong, Combs, Field, Green, Keller, Lamb, McCune, Nickles, Pierce, Porter and Watson.—11.

Excused: Berrong, Keating, Stipe and Taliaferro.—4.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 7,** as coauthored by Kane, Arnold, Draper, Steward, Denman, Stephenson, Atkins, Duckett, Gray and Henry.

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 25, 1979, at 9:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:35 p.m. to meet Thursday, January 25, 1979, at 9:00 a.m.

Fifteenth Legislative Day

Thursday, January 25, 1979

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, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Murphy, Nickles, Pierce, Randle, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, York and Young.—35.

Excused: Berrong, Capps, Cate, Johnston, Keating, Keller, McDaniel, Miller, Porter, Rozell, Smith, Tinsley and Wolfe.—13.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Tinnin and incorporated into the Journal upon request of Senator McCune.

Our Heavenly Father, You see us, don't You? You know us, as the Psalmist has put it, better than we know ourselves. You are Omniscient, all-knowing. That's extremely reassuring because we are so limited in the resources of knowledge and we are so totally dependent upon You.

I am praying to You in behalf of this Senate body. You see, Lord, they are our government, our system of survival, the reflection of our philosophy of a political plan that will assure us of freedoms, and the best way of living conceivable to man. We want these men to succeed, so we pray for You to enable them to succeed. The Glory will be Yours. In His Name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Landis introduced Betty Wolff, R.N., Duncan, 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 71 — County, State and Federal Government.

SB 72 — County, State and Federal Government.

SB 73 — County, State and Federal Government.

SB 74 — County, State and Federal Government.

DO PASS, as amended:

CS for **SB 1** — County, State and Federal Government, as coauthored by Monks.

CS for **SB 140** — Judiciary.

SB 165 — Judiciary, as coauthored by Keating of the Senate and Ford of the House.

FIRST READING

The following were introduced and read the first time.

SB 197 — By Howell.

An Act relating to labor; prohibiting the accrual of employment benefit rights under certain conditions; providing for determination of such rights; and directing codification.

SB 198 — By Keating.

An Act relating to professions and occupations; creating an Oklahoma Board of Security Agents; providing short title; defining terms; providing for appointment, terms, compensation, powers and duties of the Board; providing for powers and duties of secretary of the Board; requiring licensing of security individuals; specifying requirements for licensing and fees; making exceptions to license requirements; authorizing carrying of firearms under certain conditions; providing for confidentiality of certain information; providing certain training requirements of licensees; providing for suspension and revocation of licenses; providing for exceptions; specifying penalties for certain violations of this act; creating a revolving fund; making licensing authority exclusive; providing for reciprocation; directing codification; and providing an effective date.

SB 199 — By Martin of the Senate and Duke of the House.

An Act relating to counties and county officers; making certain sections of statute applicable only to road improvement districts; directing codification; and declaring an emergency.

SECOND READING

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

SB 194 — Business, Industry and Labor Relations.

SB 195 — Judiciary.

SB 196 — Insurance.

HB 1131 — Appropriations and Budget.

HB 1147 — Appropriations and Budget.

HB 1160 — Appropriations and Budget.

HB 1161 — Appropriations and Budget.

HB 1165 — Appropriations and Budget.

HB 1166 — Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1029, 1031, 1169, 1185** and **HJR 1008.**

HB 1029 — By Townsend and Elder.

An Act relating to statutes and reports; repealing 75 O.S. 1971, Section 26.21, dealing with schedules for legislative procedures; and declaring an emergency.

HB 1031 — By Davis (Don), et al, of the House and Smith of the Senate.

An Act relating to insurance; providing short title; defining terms; requiring disclosure by insurance companies of information with respect to certain fire losses to designated agencies; permitting certain authorized agencies to share such information; requiring authorized agencies to provide information to insurance companies under certain circumstances; providing civil and criminal immunity for certain agencies and

firms releasing information pursuant to law; providing for confidentiality of information; prescribing penalties; directing codification; and providing an effective date.

HB 1169 — By Steward and Wilson of the House and Clifton of the Senate.

An Act relating to fees; amending 28 O.S. 1971, Section 121, as last amended by Section 1, Chapter 35, O.S.L. 1977 (28 O.S. Supp. 1978, Section 121); specifying fees for printing of legal notices and increasing the fees; providing an effective date; and declaring an emergency.

HB 1185 — By Steward.

An Act relating to courts; authorizing Supreme Court to provide by rule for maintenance and operation of certain property and records of the courts; directing codification; and declaring an emergency.

HJR 1008 — By Townsend of the House and Cate and Clifton of the Senate.

A Joint Resolution relating to the development of an urban wilderness area; directing the State Board of Public Affairs, the Department of Mental Health, the Oklahoma Tourism and Recreation Department and the City of Norman to contract for the lease of certain land; imposing certain requirements; directing distribution; and declaring an emergency.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 114 and **121** and **SCR 4** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SJR 7 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 — RESOLUTION

HCR 1008, introduced on Page 161, was called up for consideration.

Senator Cain moved to refer **HCR 1008** to the Committee on Environmental and Natural Resources.

Senator Lane asked unanimous consent that **HCR 1008,** with the Cain motion attached, be laid over and consideration deferred until Monday, January 29, 1979, which was the order.

GENERAL ORDER

SB 175 by Dahl was read and considered.

Senator Dahl asked unanimous consent, which was granted, that Bob Odom, Chief Budget Analyst of the Division of the Budget Office, be granted privileges of the floor during the consideration of **SB 175.**

Upon motion of Senator Dahl, **SB 175** was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **SB 175** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 175 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, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard,

Howell, Johnson, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Murphy, Nickles, Pierce, Randle, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, York and Young.—35.

Excused: Berrong, Capps, Cate, Johnston, Keating, Keller, McDaniel, Miller, Porter, Rozell, Smith, Tinsley and Wolfe.—13.

The bill and emergency passed.

SB 175 was referred for engrossment.

Senators Cate and Smith asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 7.**

The above numbered Enrolled Resolution was referred to the Governor.

Senator Crow presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 175 was 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 Monday, January 29, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 9:30 a.m. to meet Monday, January 29, 1979, at 1:30 p.m.

Sixteenth Legislative Day

Monday, January 29, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Keating, Keller, Porter, Randle and Wolfe.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Sam Pace, Director of Missions, Comanche-Cotton Baptist Association, Lawton, and incorporated into the Journal upon request of Senator Taliaferro.

Thank You, Heavenly Father, for this day of life You have given each of us and for the strength and health that is ours with which to meet the challenges of this day. Keep each of us ever mindful of our total and ultimate dependence upon the Lord for the real necessities of life.

Help these men who are charged with the weighty responsibilities of deliberating and determining the affairs of the State of Oklahoma to never lose their sense of stewardship to Almighty God for the decisions made here. Bless them with a continuing and responsive sensitivity for thoughts and feelings of the people they are to represent.

Bless, we pray, the Governor of our State, the President of the United States, and all those leaders of the world who wield the awesome power to make war or to bring peace. May the Senators gathered here and all other leaders in government remember that "If any of you lack wisdom, let him ask of God, that giveth to all men liberally, and upbraideth not, and it shall be given him." (Ja. 1:5)

In the precious Name of Jesus, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Taliaferro introduced his daughter, Cynthia, and asked unanimous consent, which was granted, that she be named honorary Page for this legislative 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 55** — Public and Mental Health, as coauthored by Baughman.

SB 150 — Revenue and Taxation, as coauthored by Young and McDaniel, and be referred to the Committee on Business, Industry and Labor Relations by previous order.

FIRST READING

The following were introduced and read the first time.

SB 200 — By Keating.

An Act relating to mortgages; defining terms; requiring copy of certain title protection document and notice be mailed by certain mortgagees to certain buyers; setting out certain notice requirements; providing penalty; allowing court costs and reasonable attorney fees to be collected in any action to recover certain penalties; placing time limitation for commencing certain actions; directing codification; and stating an effective date.

SB 201 — By Vann and Howard of the Senate and Dunn of the House.

An Act relating to state government; providing for life insurance benefits for certain retirees under the Oklahoma Retirement System; directing codification; and declaring an emergency.

SB 202 — By Cate.

An Act relating to public buildings and public works; amending Section 2, Chapter 298, O.S.L. 1974, as last amended by Section 1, Chapter 74, O.S.L. 1977, and Section 31, Chapter 298, O.S.L. 1974 (61 O.S. Supp. 1978, Sections 102 and 131); defining terms for the competitive bidding act; prohibiting splitting of contracts; and setting an effective date.

SB 203 — By Lane of the Senate and Townsend of the House.

An Act relating to elections; providing short title; authorizing contributions to political parties by designation on income tax returns; creating an Oklahoma Campaign Finance Fund; providing procedures for receiving and distributing the funds; requiring certain reports; directing disposition of unused funds; directing necessary changes on state income tax forms; defining terms; directing codification; providing an effective date; and declaring an emergency.

SB 204 — By Tinsley of the Senate and Duckett and Feddersen of the House.

An Act relating to saltwater de-icing; amending 47 O.S. 1971, Section 177.3 and Section 7-401, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-401); directing the Corporation Commission to adopt certain rules and regulations; prohibiting the dispersal of certain substances on public highways; providing exceptions; providing penalties; prohibiting certain substances from being placed into the fresh water of this state; providing exceptions; providing penalties; and directing codification.

SB 205 — By Tinsley.

An Act relating to schools; amending 70 O.S. 1971, Section 1-114, as last amended by Section 1, Chapter 21, O.S.L. 1974 (70 O.S. Supp. 1978, Section 1-114); setting minimum age for school attendance; changing the first month for eligibility; authorizing transfers for kindergarten students; and providing procedures for transfers.

SJR 20 — By Terrill.

A Joint Resolution relating to health insurance companies; requiring the Insur-

ance Commissioner to prepare, transmit and file an annual statement containing certain information; and directing distribution.

SECOND READING

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

SB 197 — Business, Industry and Labor Relations.

SB 198 — Public Safety and Penal Affairs and then to Business, Industry and Labor Relations.

SB 199 — County, State and Federal Government and then to Roads and Highways.

HB 1029 — County, State and Federal Government.

HB 1031 — Insurance and then to Criminal Jurisprudence.

HB 1169 — Judiciary and then to County, State and Federal Government.

HB 1185 — Judiciary.

HJR 1008 — County, State and Federal Government.

RESOLUTION

Senator Dahl introduced the following Resolution:

SR 10 — By Dahl.

A Resolution praising the citizens of Perry, Oklahoma for their efforts in aiding stranded motorists; and directing distribution.

WHEREAS, Oklahoma has been beset by extraordinary winter weather conditions; and

WHEREAS, during the first winter storm of this year, Interstate 35 became so treacherous that thousands of people were forced to seek refuge in Perry, Oklahoma; and

WHEREAS, the people of Perry responded with true Oklahoma hospitality, taking the elderly and the young into their homes, and furnishing food, shelter, and beds at the local armory; and

WHEREAS, the extraordinary efforts of the leaders and members of the Oklahoma National Guard, the Perry Fire and Police Departments, the Noble County Red Cross, the Boy Scouts and the Noble County REACT organization deserve the highest praise and commendation from the Oklahoma Senate.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The citizens of the entire town of Perry, Oklahoma, are praised for their extraordinary hospitality and the true Oklahoma spirit they exhibited during the recent severe winter weather.

SECTION 2. Copies of this Resolution shall be distributed to the Perry Fire and Police Departments, the Noble County Red Cross, REACT organization, and "The Perry Daily Journal".

Senator Dahl asked unanimous consent, which was granted, that all other members of the Senate be made coauthors of **SR 10,** which was the order.

SR 10, as coauthored, was read at length, adopted upon motion of Senator Dahl and ordered referred for enrollment.

PENDING SENATE ACTION — RESOLUTIONS

HCR 1005, introduced on Page 161, was called up for consideration.

HCR 1005 was read at length, adopted upon motion of Senator Tinsley, properly

signed and ordered returned to the Honorable House.

HCR 1008, introduced on Page 161, consideration deferred with motion attached on Page 165, was called up for consideration.

Senator Lane moved that **HCR 1008,** with motion attached, be referred to the Committee on Rules, which motion was declared adopted.

GENERAL ORDER

SB 84 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 84** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 84** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 84 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Nay: Howell, McCune, Nickles and Pierce.—4.

Excused: Howard, Keating, Keller, Porter, Randle and Wolfe.—6.

The bill and emergency passed.

SB 84 was referred for engrossment.

GENERAL ORDER

SB 86 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senators Keller and Randle asked to be shown present, which was the order.

Senators Berrong and Lamb moved to amend **SB 86,** Page 3, Line 15, by striking after the word "state." and before Section 5, all language, which amendment was declared failed of adoption upon roll call as follows:

Aye: Berrong, Capps, Field, Giles, Green, Keller, Lamb, Landis, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Smith, Vann, Watson and Young.—18.

Nay: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Johnson, Johnston, Kilpatrick, Lane, Luton, Miller, Nickles, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley and York.—27.

Excused: Keating, Porter and Wolfe.—3.

Upon motion of Senator Crow, **SB 86** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 86** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 86 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lane, Luton, McCune, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—37.

Nay: Berrong, Giles, Lamb, Landis, McDaniel, Martin, Vann and Young.—8.

Excused: Keating, Porter and Wolfe.—3.

The bill passed.

Senators Berrong, Giles, Vann, Lamb and McDaniel desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42. Nay: 3. Excused: 3.

The emergency passed.

SB 86 was referred for engrossment.

GENERAL ORDER

SB 87 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senator Murphy presiding.

Senator Berrong moved to amend **SB 87,** Page 3, Line 7, by striking after the word "state." and before Section 4, all language, which amendment was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnston, Keller, Lamb, Landis, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Schuelein, Smith, Vann, Watson and Young.—25.

Nay: Birdsong, Boatner, Cain, Capps, Clifton, Crow, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley and York.—20.

Excused: Keating, Porter and Wolfe.—3.

Upon motion of Senator Crow, **SB 87,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 87,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Crow asked unanimous consent to amend **SB 87,** Page 1, by crippling the title, which amendment was declared adopted.

SB 87 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein,

Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Nay: Keller and Nickles.—2.

Excused: Cain, Keating, Porter and Wolfe.—4.

The bill and emergency passed.

SB 87 was referred for engrossment.

GENERAL ORDER

SB 100 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 100** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 100** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 100 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Keating, Pierce, Porter and Wolfe.—4.

The bill and emergency passed.

SB 100 was referred for engrossment.

GENERAL ORDER

SB 116 by Crow, Boatner and Rozell of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Rozell, **SB 116** was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **SB 116** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 116 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Nay: McCune.—1.

Excused: Keating, Porter and Wolfe.—3.

The bill and emergency passed.

SB 116 was referred for engrossment.

GENERAL ORDER

SB 117 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senator Terrill moved to amend **SB 117,** Page 1, by crippling the title, which amendment was declared adopted.

Upon motion of Senator Crow, **SB 117,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 117,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 117 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—44.

Excused: Keating, Porter, Wolfe and Young.—4.

The bill and emergency passed.

SB 117 was referred for engrossment.

GENERAL ORDER

SB 140 by Capps of the Senate and Elder of the House was read and considered.

Upon motion of Senator Capps, **SB 140** was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, **SB 140** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 140 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—43.

Excused: Johnston, Keating, Porter, Wolfe and Young.—5.

The bill passed.

SB 140 was referred for engrossment.

GENERAL ORDER

SB 1 by Dahl of the Senate and Monks of the House was read and considered.

Upon motion of Senator Dahl, **SB 1** was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **SB 1** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 1 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Keating, Porter and Wolfe.—3.

The bill and emergency passed.

SB 1 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 Luton that the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session with Senator Murphy presiding.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, January 30, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 3:00 p.m. to meet Tuesday, January 30, 1979, at 1:30 p.m.

Seventeenth Legislative Day

Tuesday, January 30, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Keating, Porter and Smith.—3.

Senator Luton declared a quorum present.

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

Lord, You have told us in Your Word, "Call unto me, and I will answer thee, and shew thee great and mighty things which thou knowest not." (Jer. 33:3) We call unto You today in behalf of these who serve in the high places of our state government.

Show them, we pray Thee, the "great and mighty things" of Thy love for them and their families. May Thy providential care continually keep and protect the loved ones from whom they must be absent in order to perform their duties here.

Grant to each, we pray, an abundant portion of Thy "great and mighty" wisdom with which to make the important, and often difficult, decisions they may face today. May nothing be determined only for personal gain, but let everything be done in behalf of the people represented and to please God.

Use Thy "great and mighty" power, we pray, to hold us within the grasp and direction of Thy perfect will. Do not permit us to exert ourselves beyond that which you know to be our limitation.

In Jesus Name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator York introduced Tom Garrett, M.D., Oklahoma City, as Doctor of the Day.

Senators Terrill and Taliaferro introduced Mary Roloff, 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:

SB 19 — Oil, Gas and Energy, and be referred to Committee on Judiciary by previous order.
SB 110 — Appropriations and Budget.

DO PASS, as amended:

SB 81 — Education, Higher, and be referred to Committee on Appropriations and Budget by previous order.
SB 97 — Appropriations and Budget.
SB 174 — Appropriations and Budget.

FIRST READING

The following were introduced and read the first time.

SB 206 — By Howard.
An Act relating to the Corporation Commission; confirming jurisdiction on the Corporation Commission to implement and enforce the Federal Natural Gas Policy Act of 1978; providing for appeals; providing for a filing fee; directing codification; and declaring an emergency.

SB 207 — By Luton.
An Act relating to civil procedure; providing for depositions of parties to a civil action; requiring notice; specifying contents of the notice; providing penalty; and directing codification.

SB 208 — By Nickles.
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 Sections 2b and 3, as amended by Sections 5 and 6, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1978, Sections 2, 2b and 3); providing for compensation to injured workers under certain circumstances; specifying who shall provide workers' compensation; defining terms; returning mandatory workers' compensation to hazardous occupations only; defining terms; repealing Section 4, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1978, Section 2.1); providing an effective date; and declaring an emergency.

SB 209 — By Vann of the Senate and Davis (Guy) of the House.
An Act relating to state officers and employees; amending 74 O.S. 1971, Section 291, as amended by Section 1, Chapter 90, O.S.L. 1974 and Sections 4, 8 and 9, Chapter 123, O.S.L. 1972, as last amended by Sections 1, 2 and 3, Chapter 173, O.S.L. 1976 (74 O.S. Supp. 1978, Sections 291, 500.4, 500.8 and 500.9); providing certain rules related to travel; providing for reimbursement of mileage, food and lodging under provisions of State Travel Reimbursement Act; providing certain increases; increasing mileage reimbursement for state legislators; providing an effective date; and declaring an emergency.

SB 210 — By Crow.
An Act relating to schools; amending 70 O.S. 1971, Section 17-105, as last amended by Section 4, Chapter 238, O.S.L. 1978 (70 O.S. Supp. 1978, Section 17-105); fixing eligibility for retirement benefits; providing a method of computation of benefits; providing vesting of benefits; providing procedures for and methods of computing disability retirement; allowing optional plans; allowing governing board to adopt rules; providing for voluntary Federal Social Security Program coverage; and providing an effective date.

SB 211 — By Boatner.
An Act relating to game and fish; restricting fishing at Lake Texoma to certain persons, with exceptions; providing for Lake Texoma fishing licenses; setting license fees; providing certain deductions

from fees; providing for recording and disbursement of fees; providing penalties; providing certain requirements for act to be effective; repealing Sections 1, 2 and 3, H.J.R. No. 1003, O.S.L. 1975 (29 O.S. Supp. 1978, Sections 4-125, 4-126 and 4-127); directing codification; and providing an effective date.

SJR 21 — By Luton.
A Joint Resolution proclaiming the salute to the flag of the State of Oklahoma; and directing codification.

SECOND READING

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

SB 200 — Judiciary.
SB 201 — Insurance and then to Retirement and Administration.
SB 202 — County, State and Federal Government.
SB 203 — Elections and Privileges and then to Revenue and Taxation.
SB 204 — County, State and Federal Government.
SB 205 — Education, Common.
SJR 20 — Insurance.

RESOLUTION

The following Resolution was read at length as follows, adopted upon motion of Senator Martin and ordered referred for enrollment.

SR 11 — By Martin.
A Resolution calling for reports of foreign investment in Oklahoma land; directing the Attorney General to investigate and report; and directing distribution.

WHEREAS, the Constitution and laws of the State of Oklahoma prohibit the ownership of land by nonresident aliens; and

WHEREAS, allegations have been made that indicate there may be large purchases of land occurring in Oklahoma by foreign investors; and

WHEREAS, this is a matter of grave public concern, for farmland is one of Oklahoma's most precious possessions; and

WHEREAS, it is the duty of every citizen believing that nonresident aliens are purchasing property to report those purchases to their District Attorney and the State Attorney General; and

WHEREAS, it is the duty of the District Attorneys and the Attorney General to investigate these reports; and

WHEREAS, these investigations should be conducted with delicacy, for certain investors may be allowed by treaty to purchase land.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate calls upon every citizen with knowledge of nonresident alien land purchases to report to their local District Attorney and to the Attorney General. The Attorney General is directed to conduct an investigation into foreign land investment in Oklahoma, and to report to the Oklahoma Senate by May 1, 1979. No action shall be taken against any nonresident alien land purchaser who has rights by treaty to purchase and own land within the United States.

SECTION 2. Copies of this Resolution shall be dispatched to the Attorney General of Oklahoma, and to all District Attorneys in the state.

RESOLUTION WITHDRAWN — REFERRED

Senator Lane asked unanimous consent, which was granted, that **HCR 1008** be withdrawn from the Committee on Rules and referred to the Committee on Environmental and Natural Resources.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1007.**

HCR 1007 — By Hooper, et al, of the House and Taliaferro of the Senate.

A Concurrent Resolution requesting the Oklahoma Tax Commission to abolish the sales tax on the deposit required for returnable bottles; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

GENERAL ORDER

SB 71 by Randle of the Senate and Davis (Don) of the House was read and considered.

Upon motion of Senator Randle, **SB 71** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 71** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 71 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Field, Keating, Porter and Smith.—4.

The bill and emergency passed.

SB 71 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 1, 84, 86, 87, 100, 116, 117 and **140** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 10 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

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

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

GENERAL ORDER

SB 73 by Randle of the Senate and Davis (Don) of the House was read and considered.

Upon motion of Senator Randle, **SB 73** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 73** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 73 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Keating, Porter and Smith.—3.

The bill and emergency passed.

SB 73 was referred for engrossment.

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

GENERAL ORDER

SB 74 by Randle of the Senate and Davis (Don) of the House was read and considered.

Upon motion of Senator Randle, **SB 74** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 74** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 74 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—45.

Excused: Keating, Porter and York.—3.

The bill and emergency passed.

SB 74 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 2.**

The above numbered Resolution was referred for enrollment.

Senator Smith presiding.

GENERAL ORDER

SB 127 by Berrong and Green of the Senate and Sanders of the House was read and considered.

Upon motion of Senator Berrong, **SB 127** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **SB 127** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 127 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—44.

Nay: Crow.—1.

Excused: Keating, Porter and York.—3.

The bill and emergency passed.

SB 127 was referred for engrossment.

GENERAL ORDER

SB 8 by Murphy of the Senate and Morgan of the House was read and considered.

Upon motion of Senator Murphy, **SB 8** was advanced to engrossment.

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

THIRD READING

SB 8 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—45.

Excused: Keating, Porter and York.—3.

The bill and emergency passed.

SB 8 was referred for engrossment.

GENERAL ORDER

SB 9 by Murphy of the Senate and Morgan of the House was read and considered.

Upon motion of Senator Murphy, **SB 9** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 9** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 9 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—45.

Excused: Keating, Porter and York.—3.

The bill and emergency passed.

SB 9 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 Smith presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Tinsley, advised and consented to the confirmation of ROY C. BOECHER, Kingfisher, as a member of the Wildlife Conservation Commission, to serve an 8-year term ending July 1, 1986.

RESOLUTIONS

Senator Tinsley introduced the following Resolution:

SCR 5 — By Tinsley of the Senate and Feddersen and Duckett of the House.

A Concurrent Resolution memorializing Congress to investigate the Federal Bureau of Prisons, with specific attention paid to the Federal Reformatory at El Reno, Oklahoma; and directing distribution.

SCR 5 was read at length, adopted upon motion of Senator Tinsley, properly signed and ordered referred for engrossment.

Senator Luton introduced the following Resolution:

SCR 6 — By Luton of the Senate and Smith of the House.

A Concurrent Resolution expressing legislative intent on the fees for the services of process; and directing distribution.

SCR 6 was read at length, adopted upon motion of Senator Luton, properly signed and ordered referred for engrossment.

Senator Luton introduced the following Resolution:

SR 12 — By Luton.

A Resolution providing for employment of temporary personnel for administrative and technical assistance to the State Senate of the 1st Session of the 37th Oklahoma Legislature; and designating positions and emoluments.

WHEREAS, the efficient and expeditious performance of the legislative functions of the 1st Session of the 37th Oklahoma Legislature requires the employment of necessary and proper administrative and technical personnel by the State Senate; and

WHEREAS, 74 O.S. 1971, Section 292, as amended, provides that the State Senate shall, during each regular or special session, provide by simple resolution for the employment of its temporary employees not exceeding in number and emolument that as prescribed by said section.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

THAT the following positions are hereby authorized for the 1st Session of the 37th Oklahoma Legislature, at such emolument as may be fixed by the President Pro Tempore, subject to the following limitations:

		Rate of Pay per week	
Position	No.	Min	Max.
Chaplain	1	$ 0.00	$ 100.00
Pages	16	56.00	100.00

		Rate of Pay per month	
Position	No.	Min.	Max.
Chief Page	1	$375.00	$ 550.00
Assistant Chief Pages	2	335.00	500.00
Calendar Clerk	1	750.00	1,100.00
Assistant Calendar Clerk	1	600.00	1,045.00
Engrossing and Enrolling Chief Clerk	1	800.00	1,100.00
Engrossing and Enrolling Assistant Supervisors	2	650.00	1,000.00
Engrossing and Enrolling Clerks	3	420.00	750.00
Chief Record Clerk	1	800.00	1,100.00
Record Clerks	3	525.00	785.00
Records Messengers	2	350.00	625.00
Information Clerk	1	365.00	625.00
Finance Clerk	1	425.00	650.00
Post Office Clerks	2	335.00	600.00
Communications Technician	1	425.00	700.00
Research Assistants	10	400.00	1,000.00
Page Counselor	1	470.00	700.00
Receptionists	2	350.00	600.00
Chief, Duplicating Services	1	425.00	650.00
Duplicating Machines Operator (Night)	1	350.00	550.00
Post Office Supervisor	1	470.00	750.00
Chief Sergeant-at-Arms	1	750.00	1,250.00
Assistant Chief Sergeants-at-Arms	2	500.00	850.00
Sergeants-at-Arms	20	335.00	550.00
Parking Lot Attendants	4	335.00	550.00
Executive Secretaries			
Secretary for:			
(Assistant Majority Floor Leader)	1	600.00	900.00
(Majority Whip)	1	600.00	900.00
(Chairman of the Committee on Appropriations and Budget)	1	600.00	900.00
(Chairman of the Committee on Revenue and Taxation)	1	600.00	800.00
(Chairman of the Committee on Judiciary)	1	600.00	800.00
(Chairman of the Employment Committee)	1	600.00	800.00
Committee Secretaries	26	525.00	750.00
Secretaries	32	475.00	700.00
Clerk-Typists	3	350.00	700.00
Housekeeping Maids	2	350.00	650.00
Janitors	6	355.00	650.00
Night Watchmen	3	335.00	650.00

Beginning sixty (60) days prior to the commencement of any session and for sixty (60) days after the adjournment of any session, the President Pro Tempore of the State Senate is authorized to employ such

temporary personnel, not exceeding in number or emolument that above designated, as may be necessary to ensure the orderly commencement and closing of the session.

Positions created for service only during regular or special sessions and for a period beginning sixty (60) days prior to the commencement of a session and for a period of sixty (60) days after the adjournment of any session of the Legislature shall be considered temporary employment positions and those positions created and authorized for service during both regular or special sessions and the interim periods of time when the Legislature is not in such sessions shall be considered permanent employment positions and persons occupying such permanent employment positions shall serve until their successors are appointed and qualified.

All temporary employees of the State Senate shall be paid out of the State Treasury from funds appropriated by the Legislature for said purposes on warrants of the Auditor issued on vouchers certified by the President Pro Tempore of the Senate or his designee. The Secretary of the State Election Board shall be Secretary of the Senate and draw the salary and be allowed assistants as provided by law.

SR 12 was read at length, adopted upon motion of Senator Luton and ordered referred for enrollment.

Senator Crow introduced the following Resolution, consideration of which was deferred for this legislative day.

SCR 7 — By Crow of the Senate and Davis (Don) of the House..

A Concurrent Resolution requesting the Oklahoma Health Planning Commission, the State Superintendent of Public Instruction, and the Chancellor of Higher Education to assist the Oklahoma Department of Energy in the development of a plan for Oklahoma's participation in a federal school and hospital energy audit program; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 31, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:45 p.m. to meet Wednesday, January 31, 1979, at 1:30 p.m.

Eighteenth Legislative Day

Wednesday, January 31, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—47.

Excused: Porter.—1.

Senator Luton declared a quorum present.

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

Heavenly Father, some of these men who serve here today may be perplexed and troubled as we meet. Minister to each of them as his need is known to Thee.

Some may have deep concern about a particular matter of government in this session here at the Capitol, a decision that must be made in a very short time.

Others, Lord, may be wrestling with a serious business or professional problem back at home, a need that must be met there even in their absence.

Still others, Father, may be distracted and disturbed because of a very personal situation with a beloved member of the family, someone hurting in a way no one else knows.

Help all of us to "Know ye that the Lord He is God: it is He that hath made us, and not we ourselves; we are His people, and the sheep of His pasture." (Ps. 100:3).

In Christ's Name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Murphy introduced John T. Baldwin, M.D., Stillwater, as Doctor of the Day.

Senator Cain introduced Myrna Taylor, student nurse, Oklahoma City, and Senator York introduced Marge Ballard, R.N., Oklahoma City, as Nurse of the Day.

Senator Berrong introduced his grandson, Stuart Berrong, and asked unanimous con-

sent that he be named honorary Page for this day.

COMMITTEE REPORT

Senator Terrill submitted the following report of the Committee on Rules and asked that consideration be deferred for this legislative day:

Mr. President:

We, your Committee on Rules, having had under consideration the Rules for the Senate of the 37th Legislature, ask unanimous consent that the Rules for the 36th Legislature, with the following amendments, be adopted as the Rules for the 37th Legislature:

AMENDMENT NO. 1. Rule 6. Amend to read as follows:

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

1. The President Pro Tempore.
2. The Majority Floor Leader.
3. The Assistant Majority Floor Leader.
4. The Majority Whip.
5. THE ASSISTANT MAJORITY WHIP.
6. The Chairman of the Committee on Appropriations and Budget.
7. The Chairman of the Committee on Revenue and Taxation.
8. The other seats shall be selected by the members on the basis of their seniority and for those of equal seniority their service in the House of Representatives shall be considered as additional seniority. Otherwise, those of equal seniority shall cast lots.

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

AMENDMENT NO. 2. Rule 8. Amend the first paragraph and paragraphs (a) and (b) to read as follows:

RULE 8. The following Standing Committees shall be elected by a majority of the Senate and no additions shall be made to any committee except when a ⅔ majority of the Senate agrees thereto:

1. Agriculture.
2. Appropriations and Budget.
3. Banks and Banking.
4. Business, Industry and Labor Relations.
5. Constitutional Revision and Regulatory Services.
6. County, State and Federal Government.
7. Criminal Jurisprudence.
8. Education, Common.
9. Education, Higher.
10. Elections and Privileges **[Employment and Administration].**
11. Engrossed and Enrolled Bills.
12. Environmental and Natural Resources.
13. Insurance.
14. Judiciary.
15. Municipal Government.
16. Oil, **[and]** Gas AND ENERGY **[Professions and Occupations]**
17. Public and Mental Health.
18. Public Safety and Penal Affairs.
19. RETIREMENT AND ADMINISTRATION.
20. Revenue and Taxation.
21. Roads and Highways.
22. Social Welfare.
23. Wildlife.

(a) The Committee on Rules, in all future organizations of the Senate in subsequent sessions, shall have a total membership of **[fourteen]** FIFTEEN and the **[three members]** MEMBER of the Senate with the

most seniority shall be **[members]** A MEMBER of this Committee and the **[eleven]** FOURTEEN remaining members shall be elected as herein provided.

(b) No member of the Senate shall serve on more than four standing Committees; membership on the **[Committees of Employment and Administration and]** COMMITTEE ON Engrossed and Enrolled Bills shall not count in this limitation.

[Paragraphs (c) through (h) remain the same]

AMENDMENT NO. 3. Rule 11. Strike paragraph (c), which relates to introduction of measures in even-numbered years (now covered by Joint Rules).

AMENDMENT NO. 4. Rule 21. Amend the first paragraph to read:

RULE 21. The Officers of the Senate shall be:

The President
The President Pro Tempore.
The Majority Floor Leader.
The Assistant Majority Floor Leader.
The Majority Whip.
THE ASSISTANT MAJORITY WHIP.
The Minority Floor Leader.
The Assistant Minority Floor Leader.
The Minority Whip.
The Secretary.
The Chief Clerk.
The Journal Clerk.
The Calendar Clerk.
The Reading Clerk.
The Chief Engrossing and Enrolling Clerk.
The Sergeant-at-Arms.
The Chaplain.

RECOMMENDATION:

The Committee on Rules (as shown below) makes the following recommendation for appointments on Standing Committees for the 37th Legislature:

RULES COMMITTEE-15

Terrill, Chairman
Tinsley, Vice Chairman

Birdsong	Lane
Boatner	Luton
Cate	Martin
Crow	Rozell
Field	Stipe
Green	York
Lamb	

STANDING COMMITTEES

AGRICULTURE-11

Dahl, Chairman
Capps, Vice Chairman

Boatner	Martin
Field	Miller
Giles	Taliaferro
Landis	Vann
McDaniel	

APPROPRIATIONS AND BUDGET-14

Crow, Chairman
Boatner, Vice Chairman

Cate	Pierce
Crutcher	Randle
Kilpatrick	Rozell
Johnson	Stipe
McCune	Terrill
Murphy	Watson

BANKS AND BANKING-14

Boatner, Chairman
Cullison, Vice Chairman

Birdsong	Porter
Crutcher	Randle
Green	Smith
Howell	Terrill
Keller	Wolfe
Lamb	York

BUSINESS, INDUSTRY AND LABOR RELATIONS-9

Kilpatrick, Chairman
Miller, Vice Chairman

Birdsong	Schuelein
Combs	Stipe
Lane	York
Nickles	

CONSTITUTIONAL REVISION AND REGULATORY SERVICES-5

Berrong, Chairman
Taliaferro, Vice Chairman

McCune	Terrill
Pierce	

COUNTY, STATE AND FEDERAL GOVERNMENT-8

Tinsley, Chairman
Crutcher, Vice Chairman

Birdsong	Rozell
Cate	Vann
Luton	York

CRIMINAL JURISPRUDENCE-7

Murphy, Chairman
Keating, Vice Chairman

Cate	Stipe
Clifton	Wolfe
Johnston	

EDUCATION, COMMON-15

Randle, Chairman
Rozell, Vice Chairman

Cain	Luton
Capps	Martin
Cummins	Murphy
Field	Terrill
Howell	Watson
Kilpatrick	Young
Lamb	

EDUCATION, HIGHER-9

Rozell, Chairman
Cate, Vice Chairman

Johnston	Randle
Lane	Schuelein
Miller	Watson
Murphy	

ELECTIONS AND PRIVILEGES-5

Capps, Chairman
Pierce, Vice Chairman

Lane	Tinsley
Nickles	

ENGROSSED AND ENROLLED BILLS-3

McCune Chairman
Taliaferro, Vice Chairman

Crow

ENVIRONMENTAL AND NATURAL RESOURCES-5

Vann, Chairman
McDaniel, Vice Chairman

Capps
Martin
Nickles

INSURANCE-8

Birdsong, Chairman
Green, Vice Chairman

Berrong
Keller
Luton
Porter
Smith
Young

JUDICIARY-10

Clifton, Chairman
Johnston, Vice Chairman

Cain
Green
Keating
Keller
Lamb
Luton
Wolfe
Young

MUNICIPAL GOVERNMENT-7

Howell, Chairman
Keller, Vice Chairman

Cain
Clifton
Keating
Schuelein
Smith

OIL, GAS AND ENERGY-7

Giles, Chairman
Dahl, Vice Chairman

Cummins
Field
Landis
McDaniel
Pierce

PUBLIC AND MENTAL HEALTH-7

Martin, Chairman
Wolfe, Vice Chairman

Combs
Crow
Crutcher
Johnson
Keating

PUBLIC SAFETY AND PENAL AFFAIRS-8

Schuelein, Chairman
Landis, Vice Chairman

Dahl
Johnson
Johnston
McCune
Porter
Watson

RETIREMENT AND ADMINISTRATION-6

Young, Chairman
Nickles, Vice Chairman

Berrong
Boatner
Crow
McCune

REVENUE AND TAXATION-15

Smith, Chairman
McDaniel, Vice Chairman

Berrong	Giles
Cain	Green
Clifton	Howell
Combs	Kilpatrick
Crow	Lamb
Cullison	York
Cummins	

ROADS AND HIGHWAYS-7

Stipe, Chairman
Cummins, Vice Chairman

Cullison	Tinsley
Landis	Vann
Miller	

SOCIAL WELFARE-5

Porter, Chairman
Combs, Vice Chairman

Giles	Taliaferro
Lane	

WILDLIFE-6

Johnson, Chairman
Field, Vice Chairman

Cullison	Taliaferro
Dahl	Tinsley

Respectfully submitted,
Al Terrill, Chairman
Gideon Tinsley, Vice Chairman

COMMITTEE REPORTS

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

DO PASS:

SB 10 — Public and Mental Health.
SB 79 — Public and Mental Health.
SB 160 — County, State and Federal Government.
SB 161 — Judiciary, and be referred to Committee on County, State and Federal Government by previous order.
SB 176 — County, State and Federal Government, as coauthored by Smith of the House.
SB 199 — County, State and Federal Government.
HJR 1008 — County, State and Federal Government.
HCR 1008 — Environmental and Natural Resources, as coauthored by Birdsong.

DO PASS, as amended:

CS for **SB 49** — County, State and Federal Government.
SB 152 — County, State and Federal Government.
CS for **SR 9** — Rules. Remove Rozell as author and substitute Cate.

FIRST READING

The following were introduced and read the first time.

SB 212 — By Stipe.
An Act relating to elections; amending Section 7-109, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1978, Section 7-109); prohibiting disclosure of vote; prohibiting evidence on how ballot was cast; and setting an effective date.

SB 213 — By Dahl.

An Act relating to schools; amending 70 O.S. 1971, Section 1-109, as amended by Section 1, Chapter 22, O.S.L. 1978 (70 O.S. Supp. 1978, Section 1-109); requiring certain number of days, weeks and months in certain school year; stating exceptions; and declaring an emergency.

SB 214 — By Taliaferro.

An Act relating to stream water use; providing for the reservation of unappropriated stream water for agricultural purposes; and directing codification.

SB 215 — By Murphy.

An Act relating to waters and water rights; stating policy and purpose; creating a Water Resources Fund; authorizing the Water Resources Board to issue investment certifications for certain purposes and providing provisions therefor; authorizing the State Treasurer to purchase investment certificates under certain circumstances; authorizing the Water Resources Board to loan funds to certain entities under certain circumstances; providing certain provisions for the loans; providing for the Attorney General to examine the certifications; providing for incontestability of the certifications after a certain period of time; directing codification; and declaring an emergency.

SB 216 — By Wolfe of the Senate and Smith of the House.

An Act relating to torts; providing a cause of action for certain damages to patients of certain medical practitioners; prescribing the degree of skill and learning and the standard of care required by certain medical practitioners; providing qualifications of certain expert medical witnesses; repealing conflicting laws; providing for severability; directing codification; and declaring an emergency.

SB 217 — By Wolfe.

An Act relating to banks and trust companies; providing short title; defining terms; restricting the release of financial records; providing procedures for subpoenas; making exceptions; providing for reimbursement of costs; and directing codification.

SB 218 — By Terrill.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 501, as amended by Section 1, Chapter 220, O.S.L. 1978 (68 O.S. Supp. 1978, Section 501); defining terms; adding the term taxicab; exempting taxicab operators having taxicab exemption permits from payment of certain gasoline taxes; providing application, sale and deduction procedures; prohibiting nontaxicab use of tax-exempt gasoline; prohibiting fraudulent invoices and other acts; providing sanctions; directing codification; and declaring an emergency.

SB 219 — By Keller.

An Act relating to insurance; providing vehicle casualty insurance for automobiles; limiting premium increases for payments made under the terms of coverage; directing codification; and providing an effective date.

SB 220 — By Keller.

An Act relating to schools; amending Section 1, Chapter 1, O.S.L. 1977, as amended by Section 1, Chapter 303, O.S.L. 1978 (70 O.S. Supp. 1978, Section 3218); authorizing the Oklahoma State Regents for Higher Education to recommend student fees and tuition that may be collected at institutions in the Oklahoma State System of Higher Education; establishing maximum amount of fees and tuition that may be collected at institutions in the Oklahoma State System of Higher Education; establishing maximum amount of tuition for nonresident alien students; providing an effective date; and declaring an emergency.

SB 221 — By Johnston of the Senate and Morgan of the House.

An Act relating to public health and safety; defining terms; providing for the use of imitation dairy products in a restaurant; requiring certain notice to customers; prohibiting certain acts; providing for inspections; specifying penalty; directing codification; and providing an effective date.

SB 222 — By Keller.

An Act relating to schools; amending 70 O.S. 1971, Section 3-104, as last amended by Section 1, Chapter 85, O.S.L. 1978 (70 O.S. Supp. 1978, 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; prohibiting certain persons from employment in the public schools or a state educational institution that is a member of the Oklahoma State System of Higher Education; and modifying provisions regarding the classification, inspection, supervision and accreditation of certain schools.

SB 223 — By Lamb.

An Act relating to game and fish; amending Section 4-201, Chapter 17, O.S.L. 1974, as last amended by Section 1, Chapter 131, O.S.L. 1976 (29 O.S. Supp. 1978, Section 4-201); stating procedures for issuing fishing and hunting licenses; setting fees for licenses; increasing the fees of certain licenses; providing for consignment of hunting and fishing licenses to authorized agents; providing for refunds for unused licenses; providing for penalties; providing an effective date; and declaring an emergency.

SB 224 — By Stipe.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 11-801, as amended by Section 2, Chapter 112, O.S.L. 1973 (47 O.S. Supp. 1978, Section 11-801); providing speed restrictions on limited access highways and other roads and highways; repealing Sections 1, as amended by Section 1, Chapter 80, O.S.L. 1976, and 2 and 3, Chapter 3, O.S.L. 1974 (47 O.S. Supp. 1978, Sections 11-801a through 11-801c); providing effective date; and declaring an emergency.

SJR 22 — By Taliaferro of the Senate and Hooper and Davis (Don) of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma by adding a new section to Article III thereof to be designated as Section 34; requiring that equality of rights under the law not be denied or abridged on account of sex; providing for legislative enforcement; providing ballot title; and directing filing.

SJR 23 — By Smith of the Senate and Davis (Don) 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 26 of Article X of the Oklahoma Constitution; allowing political subdivisions of the state to become indebted; setting certain limitations on the amounts and duration of certain indebtedness; changing certain percentages of favorable votes required in certain circumstances; requiring certain taxes for certain interest and sinking funds; excluding certain contracts by school districts; providing a ballot title; directing filing; and ordering submission to the voters at the next statewide election.

SJR 24 — By Watson.

A Joint Resolution relating to extending the quail hunting season through February 28, 1979.

SECOND READING

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

SB 206 — Oil, Gas and Energy.
SB 207 — Judiciary.
SB 208 — Insurance and then to Business, Industry and Labor Relations.
SB 209 — County, State and Federal Government and then to Appropriations and Budget.
SB 210 — Education, Common and then to Retirement and Administration.
SB 211 — Wildlife.
SJR 21 — County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1004, 1053, 1075, 1077, 1176, 1207** and **HJR 1007.**

HB 1004 — By Camp.
An Act relating to courts; prohibiting certain acts by nonjudicial officers running for judicial office; making such actions grounds for removal or disqualification; and directing codification.

HB 1053 — By Smith of the House and Pierce of the Senate.
An Act relating to schools; amending 70 O.S. 1971, Section 3401; renaming the Oklahoma State University of Agriculture and Applied Science to the Oklahoma State University; providing an effective date; and declaring an emergency.

HB 1075 — By Peterson.
An Act relating to children; repealing 10 O.S. 1971, Section 73, which creates a lien on real property of certain accused persons; and providing an effective date.

HB 1077 — By Peterson.
An Act relating to conveyances; providing for filing of special improvement district assessment in office of county clerk; providing guidelines for filing, recording and indexing; requiring certain provisions; setting time limits; providing exceptions; directing codification; and providing an effective date.

HB 1176 — By Smith of the House and Wolfe of the Senate.
An Act relating to notaries public; amending 49 O.S. 1971, Section 2, as last amended by Section 2, Chapter 91, O.S.L. 1978 (49 O.S. Supp. 1978, Section 2); providing for fees, oath, signature, bond and seal of notaries public; providing effective date; and declaring an emergency.

HB 1207 — By Draper.
An Act relating to state officers and employees; repealing 74 O.S. 1971, Section 426.

HJR 1007 — By Peterson.
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.

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

PENDING SENATE ACTION — RESOLUTION

HCR 1007, introduced on Page 178, was called up for consideration.

Senator Taliaferro, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Henry be named coauthor of **HCR 1007.**

Senator Vann asked to be made a co-author of **HCR 1007,** which was the order.

Senator Taliaferro asked unanimous consent that all other members of the Senate be made coauthors of **HCR 1007,** which was the order.

HCR 1007, as coauthored, was read at length, adopted upon motion of Senator Taliaferro, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 5 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

PENDING SENATE ACTION — RESOLUTION

SCR 7, introduced on Page 183, was called up for consideration.

SCR 7 was read at length, adopted upon motion of Senator Crow, properly signed and ordered referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Cate asked unanimous consent that the second committee assignment to the Committee on Roads and Highways for **SB 199** be rescinded, and that **SB 199** be referred direct to the Calendar, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 8, 9, 71, 73, 74 and **127** and **SCR 6** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 2 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 11 and **12** were each correctly enrolled, properly signed and ordered transmitted 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 Cate 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 announcement:

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of JEANNETTE B. EDMONDSON, Edmond, as Secretary of State, to serve at the pleasure of the Governor. Mrs. Edmondson succeeds Jerome Byrd effective February 1, 1979.

GENERAL ORDER

SB 97 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 97** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 97** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 97 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Porter and Stipe.—2.

The bill and emergency passed.

SB 97 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 5,** as coauthored by Townsend of the House.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

SB 110 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 110** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 110** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 110 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—47.

Excused: Porter.—1.

The bill and emergency passed.

SB 110 was referred for engrossment.

Senator Randle presiding.

GENERAL ORDER

SB 165 by Wolfe and Keating of the Senate and Ford of the House was read and considered.

Senator Cate moved to amend **SB 165,** Page 1, Line 1, by adding after the words "Section 1." and before the word "The" the following language: "In counties having a population in excess of 250,000, according to the last preceding Federal Decennial Census,".

Senator Wolfe asked unanimous consent that further consideration of **SB 165,** with the Cate amendment attached, be deferred for this legislative day, which was the order.

GENERAL ORDER

SB 174 by Stipe was read and considered.

Upon motion of Senator Stipe, **SB 174** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 174** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 174 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Nay: Pierce.—1.

Excused: Howell, Porter and Smith.—3.

The bill passed.

Senator Howell desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45. Nay: 1. Excused: 2.

The emergency passed.

SB 174 was referred for engrossment

Senator Luton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 5 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Tinsley presiding.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, February 1, 1979, at 10:00 a.m., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 2** and **5.**

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

Upon motion of Senator Lane, the Senate adjourned at 3:00 p.m. to meet Thursday, February 1, 1979, at 10:00 a.m.

Nineteenth Legislative Day

Thursday, February 1, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Berrong, Boatner, Howard, Lane, Porter, Smith, Stipe and Wolfe.—8.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Pace and incorporated into the Journal upon request of Senators Taliaferro and Terrill.

Father in Heaven, we Your children, are often weak and afraid. We prefer that others not see us in this way, but when we approach Thee, Lord, we would rather come as Thy children. These are wise men charged by their respective electorates with serious responsibilities, but they need Thy Fatherly care and direction the same as others.

Thank You, Father, that there are men who are willing to serve our state as Senators and to serve their constituents in this capacity. Help them, Lord, to divorce self-interest from their decision-making process. Keep them always mindful that "every one of us shall give account of himself to God." (Ro. 14:12) and "teach us to so number our days, that we may apply our hearts unto wisdom." (Ps. 90:12).

In the Precious Name of Jesus, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Cate, on behalf of Senator Lane, introduced Bobby J. Waldrop, D.O., Idabel, as Doctor of the Day. Bill Herron, medical student, Tulsa, was also introduced.

Senator Vann introduced Linda Langham, R.N., Washington, as Nurse of the Day.

SECOND READING

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

SB 212 — Elections and Privileges.
SB 213 — Education, Common.
SB 214 — Environmental and Natural Resources and then to Agriculture.
SB 215 — Revenue and Taxation.
SB 216 — Public and Mental Health and then to Judiciary.
SB 217 — Banks and Banking.
SB 218 — Revenue and Taxation.
SB 219 — Insurance.
SB 220 — Education, Higher.
SB 221 — Public and Mental Health.
SB 222 — Education, Common.
SB 223 — Wildlife.
SB 224 — Roads and Highways.
SJR 22 — Rules.
SJR 23 — Constitutional Revision and Regulatory Services.

UNANIMOUS CONSENT REQUEST

Senator Watson asked unanimous consent to suspend the Rules, and that when **SJR 24** is read the second time it be referred direct to the Calendar, to which unanimous consent request objection was heard.

Senator Watson moved to suspend the Rules and that when **SJR 24** is read the second time it be referred direct to the Calendar.

Senator Crow moved to table the Watson motion to suspend the Rules, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Giles, Howell, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, Miller, Rozell, Schuelein, Terrill, Tinsley, Vann, York and Young.—27.

Nay: Cummins, Green, Keating, Keller, Lamb, Landis, McCune, Murphy, Nickles, Randle, Taliaferro and Watson.—12.

Excused: Berrong, Boatner, Howard, Lane, Pierce, Porter, Smith, Stipe and Wolfe.—9.

SECOND READING (Continued)

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

SJR 24 — Wildlife.
HB 1004 — Judiciary.
HB 1053 — Education, Higher.
HB 1075 — Social Welfare.
HB 1077 — Judiciary.
HB 1176 — Judiciary.
HB 1207 — County, State and Federal Government.
HJR 1007 — Rules.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1003** and **1228.**

HB 1003 — By Wilson of the House and Landis of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Section 356.2; modifying powers of the Oklahoma Tourism and Recreation Commission; and authorizing discount in state park fees to disabled persons under certain conditions.

HB 1228 — By Atkins of the House and Martin of the Senate.

An Act relating to mental health; amending 43A O.S. 1971, Section 15; providing for the appointment, salary, qualifications and duties of the Assistant Director, including certain modifications in his duties and qualifications; and declaring an emergency.

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

RESOLUTION

Senator Johnson introduced the following Resolution:

SCR 8 — By Johnson of the Senate and Mentzer of the House.

A Concurrent Resolution praising Guy C. Thompson; expressing condolences to his family; and directing distribution.

Senator Johnson asked unanimous consent that all other members of the Senate be made coauthors of **SCR 8,** which was the order.

SCR 8, as coauthored, was read at length, adopted upon motion of Senator Johnson and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1007.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 97, 110 and **174** and **SCR 7** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HJR 1008 by Townsend, et al, of the House and Cate and Clifton of the Senate was read and considered.

Senators Vann and Kilpatrick asked to be made coauthors of **HJR 1008,** which was the order.

Upon motion of Senator Cate, **HJR 1008,** as coauthored, was advanced.

By unanimous consent, upon request of Senator Cate, **HJR 1008,** as coauthored, was placed on third reading and final passage.

THIRD READING

HJR 1008 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Excused: Berrong, Boatner, Crow, Howard, Lane, Porter, Smith, Stipe and Wolfe.—9.

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: 40. Excused: 8.

The emergency passed.

HJR 1008 was ordered withheld pursuant to Rule 19(f).

PENDING SENATE ACTION — RESOLUTION

SR 9, introduced on Page 154, referred to Committee on Rules on Page 155, and

reported out of committee on Page 190, was called up for consideration.

SR 9 was read at length as follows, adopted upon motion of Senator Cate, and ordered referred for enrollment.

SR 9 — By Cate.

A Resolution providing for a comprehensive full-scale study and investigation of Langston University and the Board of Regents; authorizing the creation of a Special Committee of the Oklahoma State Senate to conduct the study and investigation; defining the purpose, authority and duties; authorizing employment and compensation of necessary personnel; providing for travel and expense allowance for committee members and staff; providing for service of process and witness fees; and requiring a report of findings and recommendations.

WHEREAS, serious allegations have been made regarding the operation of Langston University, particularly the handling of public monies at said University, and the control and supervision of said University by the Board of Regents for Oklahoma Agricultural and Mechanical Colleges; and

WHEREAS, such allegations raise substantial questions as to the appropriateness of certain procedures, policies and accounting practices followed by Langston University and their supervision and control; and

WHEREAS, such allegations also indicate the possibility that there may have been violations of the laws of both this state and the federal government; and

WHEREAS, there is an apparent need to investigate the total operation of Langston University and said Board of Regents, particularly regarding the procedures, policies and practices in the handling of public monies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. There is hereby created a Special Committee of the Oklahoma State Senate to be composed of seven members who shall conduct a comprehensive and detailed study and investigation of the operation, control and supervision of Langston University, including but not limited to, the procedures, policies and accounting practices and methods of handling public monies, and the supervision and control thereof, and of the Board of Regents for Oklahoma Agricultural and Mechanical Colleges.

SECTION 2. The said Committee, with the approval of the President Pro Tempore of the Senate, is hereby authorized to employ attorneys, investigators, reporters and such other personnel as may be necessary to make this study and investigation.

SECTION 3. The said Committee is hereby authorized and empowered, in order to make its study and investigation, to issue all process known to courts of record, including the power to subpoena witnesses, documents and records; administer oaths, take and record testimony; and to request punishment for contempt and disobedience of process and any contumacious or disorderly conduct as provided in Section 42 of Article V of the Constitution of the State of Oklahoma.

SECTION 4. For the purpose of serving of all process directed by the Committee the Sergeant-at-Arms and the Assistant Sergeants-at-Arms of the Senate are hereby designated as service officers to serve without additional compensation, except for necessary travel expense that may be incurred in the performance of their duties as said service officers; provided, however, that the chairman or vice chairman of the

Committee may designate such other individuals as "special process service officers" as they deem necessary and proper, and they may be compensated for their necessary travel expense.

SECTION 5. The members of the Committee and its staff shall be paid compensation from the funds appropriated for the operation of the Senate and such travel and expense allowance as is authorized by law, for necessary expenses in conducting a legislative study and investigation.

SECTION 6. Witness fees, as required by the laws of this state, shall be paid from funds appropriated for the operation of the Senate.

SECTION 7. The Committee may make such interim reports to the Senate in open session, from time to time, as the Committee shall deem advisable prior to the date that the final report of findings and recommendations is required to be submitted.

SECTION 8. The Committee, at the conclusion of its investigation, shall submit a written report to the Senate of the Oklahoma Legislature, which shall include its findings and recommendations for legislation and other necessary action.

GENERAL ORDER

SB 72 by Randle of the Senate and Davis (Don) of the House was read and considered.

Upon motion of Senator Randle, **SB 72** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 72** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 72 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Berrong, Boatner, Howard, Lane, Porter, Smith, Stipe and Wolfe.—8.

The bill and emergency passed.

SB 72 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 8 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Smith asked to be shown present, 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 York that the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session, with Senator Luton presiding.

SPECIAL COMMITTEE APPOINTMENT

Senator Luton, on behalf of President Pro Tempore Howard, advised that, pursuant to Enrolled Senate Joint Resolution 7, the following members of the Senate have been appointed to serve on the Special Committee on Insurance Companies: Senators Luton, Chairman; Birdsong, Clifton, Crutcher and Smith.

MESSAGE FROM THE HOUSE

Advising, pursuant to Enrolled Senate Joint Resolution 7, the following members of the House of Representatives have been appointed to serve on the Special Committee on Insurance Companies: Representatives Elder, Vice Chairman; Harper, Johnson (A.V.), Henry and Stephenson.

Senator York moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 5, 1979, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HJR 1008 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator York, the Senate adjourned at 10:45 a.m. to meet Monday, February 5, 1979, at 1:30 p.m.

Twentieth Legislative Day

Monday, February 5, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—48.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Charles W. Draper, First Baptist Church, Yukon, and incorporated into the Journal upon request of Senator Tinsley.

Heavenly Father, I come to You in the name of Your Son, Jesus, as a poor and needy sinner on behalf of poor and needy sinners. There is no greatness in us to recommend us to You and it is wholly by Your grace that we share the blessed hope.

I pray for an over-whelming sense of need and responsibility to rest upon this Body as it functions in the governing of our state. May we individually live so as to be found faithful on the day when Jesus comes.

I pray in His name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Boatner introduced Donald Rippee, D.O., Atoka, as Doctor of the Day. Senator Smith introduced Daniel Kary, medical student, Tulsa.

Senator Cate introduced Peggy Lipke, R.N., Norman, as Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him January 31, 1979, of Enrolled **SJR 7.**

COMMITTEE REPORTS

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

DO PASS:

SB 141 — Environmental and Natural Resources, as coauthored by McDaniel.

FIRST READING

The following were introduced and read the first time.

SB 225 — By Crutcher.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 901.16; specifying requisites for bonds of fire protection districts; and declaring an emergency.

SB 226 — By Smith of the Senate and Hopkins of the House.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 50001, as last amended by Section 1, Chapter 163, O.S.L. 1978, (68 O.S. Supp. 1978, Section 50001); reenacting provisions for certain tax levy, collection thereof, creation of Fire Marshal Fund in the State Treasury, and payment of certain determined salaries from such fund; increasing the maximum limit of the salaries for State Fire Marshal and Assistant State Fire Marshal; and declaring an emergency.

SB 227 — By Smith.

An Act relating to revenue and taxation; authorizing the governing bodies of certain municipalities to levy a certain tax; providing procedure and tax rate; permitting certain tax imposed to be deducted from certain local sales tax imposed; limiting the deduction; directing codification; repealing Section 1, Chapter 113, O.S.L. 1977 (68 O.S. Supp. 1978, Section 1402a); stating an effective date; and declaring an emergency.

SB 228 — By Howell.

An Act relating to officers; providing for liability of a school district and certain employees for student athletic injuries; and directing codification.

SB 229 —By Capps.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 22.3 and 22.5 1, as last amended by Sections 4 and 11, Chapter 209, O.S.L. 1978 (47 O.S. Supp. 1978, Sections 22.3 and 22.5 1); providing for registration of certain vehicles; providing for application; providing penalties; providing for cancellation; correcting certain conflicting provisions; providing fees; and declaring an emergency.

SECOND READING

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

HB 1003 — County, State and Federal Government.

HB 1228 — Public and Mental Health.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1009.**

HCR 1009 — By Duckett, et al. of the House and Watson of the Senate.

A Concurrent Resolution memorializing Congress to use all its power and persuasion to guarantee the sovereignty and security of the Republic of China on Taiwan and encourage the social and trade relationships existing between the United States and the Republic of China on Taiwan; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

PENDING SENATE ACTION — RESOLUTION

HCR 1008, introduced on Page 161, and reported out of committee on Page 190, was called up for consideration.

Senator Lane asked to be named a coauthor of **HCR 1008,** which was the order.

Senator Martin moved to amend **HCR 1008,** Page 2, Line 8, by adding after "Section 1." and before the word "All"

the following: "Effective March 1, 1979," which amendment was declared adopted.

Senator Crow moved to amend **HCR 1008,** Page 2, Line 14½, by adding a New Section 2 to read as follows and by renumbering the following section:

"Section 2. It is hereby expressly provided that the intent of the Legislature is that cities and towns employing brine for control of ice shall bear full financial responsibility for any damage caused thereby to streets, roads and bridges so treated."

, which amendment was declared adopted.

Senator Murphy presiding.

HCR 1008, as amended, was read at length and adopted upon motion of Senator Tinsley, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Cummins, Green, Howard, Howell, Johnson, Keller, Lamb, Lane, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Stipe, Taliaferro, Tinsley, Wolfe, York and Young.—25.

Nay: Berrong, Cain, Capps, Combs, Crutcher, Cullison, Dahl, Field, Giles, Keating, Kilpatrick, Landis, McCune, Murphy, Randle, Rozell, Schuclein, Smith, Terrill, Vann and Watson.—21.

Excused: Johnston and Luton.—2.

HCR 1008 was ordered referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Stipe asked unanimous consent that the members of the Committee on Roads and Highways be allowed to meet during session on this legislative day to consider Executive nominations, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HJR 1008.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 72 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 9 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 199 by Martin of the Senate and Duke of the House was read and considered.

Upon motion of Senator Martin, **SB 199** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 199** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 199 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson,

Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—48.

The bill and emergency passed.

MOTION TO RECONSIDER

As provided under Rule 19(b), Senator Smith moved that the vote be reconsidered whereby **SB 199** passed.

BILL WITHDRAWN — REREFERRED

Senator Lane asked unanimous consent, which was granted, that **SB 160** be withdrawn from the Calendar and rereferred to the Committee on County, State and Federal Government.

GENERAL ORDER

SB 165 by Wolfe and Keating of the Senate and Ford of the House, considered and deferred on Page 195 with the Cate motion attached, was considered further.

Senator Cate asked unanimous consent that his amendment, shown on Page 195, be withdrawn, which was the order.

Senators York and Cate moved to amend **SB 165,** Page 1, Lines 1 and 3, by substituting the word "may" for the word "shall" on Line 1, and by striking all remaining language after the word "proceedings." on Line 3 and substituting the following: "All fees collected by the court clerk in connection with such service shall be deposited in a petty cash fund in said clerk's office."

Senator Keating moved as an in-lieu amendment to the York-Cate amendment to amend **SB 165,** Page 1, Lines 1, 2 and 3, by striking the amended language and resubstituting the original language.

Senator York moved to table the Keating in-lieu amendment, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Giles, Howard, Kilpatrick, Lamb, Landis, Lane, Luton, Martin, Murphy, Rozell, Stipe, Tinsley and York.—22.

Nay: Berrong, Boatner, Cullison, Dahl, Field, Green, Howell, Johnson, Johnston, Keating, Keller, McCune, McDaniel, Miller, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe and Young.—26.

Senator Keating moved adoption of the foregoing in-lieu amendment.

Senator Berrong moved as a substitute amendment to the Keating in-lieu amendment to amend **SB 165,** Page 1, Line 1, by striking all of the first sentence and substituting the following: "The court clerk is authorized to process passports and naturalization documents."

Senator Stipe moved to amend the Berrong substitute amendment by striking the words "is authorized to" and substitute the word "shall", which amendment to the Berrong substitute amendment was declared adopted.

Senator Berrong asked unanimous consent to withdraw his substitute amendment, as amended, which was the order.

Senator Crow moved as a substitute amendment to the Keating in-lieu amendment to amend **SB 165,** Page 2, by adding a new Section 2 to read as follows:

"Section 2. In any county where passports are prepared by a court clerk, not less than 25% of the proceeds from such preparation shall be credited to the budget of said court clerk.", and by renumbering subsequent sections.

Senator Lane moved that **SB 165** be rereferred to the Committee on Judiciary for further study.

Senator Lamb moved to table the Lane motion to commit, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Clifton, Cullison, Green, Howard, Howell, Johnston, Keating, Keller, Lamb, McCune, Pierce, Randle, Schuelein, Smith, Taliaferro, Watson, Wolfe and Young.—19.

Nay: Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cummins, Dahl, Field, Giles, Johnson, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Rozell, Stipe, Terrill, Tinsley, Vann and York.—28.

Excused: Porter.—1.

Senator Lamb moved as a substitute motion to the Lane motion to rerefer **SB 165** to the Committee on Judiciary for further study and report the bill back to the Senate floor within 8 legislative days, which substitute motion was declared adopted.

GENERAL ORDER

SB 176 by Wolfe and Keating of the Senate and Smith of the House was read and considered.

Senators Taliaferro, Johnston and Smith asked to be made coauthors of **SB 176,** which was the order.

Senator Johnson moved to amend **SB 176,** Page 1, Line 1, by striking the words "shall be authorized to" and inserting the word "may", which amendment was declared adopted.

Senator Landis moved to amend **SB 176,** Page 1, Line 4, by deleting after the word "office." and before the words "The provisions" on Line 5 all language.

Senator Dahl moved as a substitute amendment to the Landis amendment to amend **SB 176,** Page 1, Line 4, by deleting after the word "office." and before the words "The provisions" on Line 5 all language and substituting the following: "A fee of $3.00 shall be charged and it shall be deposited to the County General Fund."

Senator Dahl asked unanimous consent that consideration of the foregoing amendments be deferred temporarily, which was the order.

Senator Keating moved to amend **SB 176,** Page 1, Line 2, by adding after the word "requested." the following language: "In the event that a county clerk elects to provide services over the telephone, such services shall be provided without discrimination and without regard to the origin of the call."

Senator Lane asked unanimous consent that further consideration of **SB 176,** with amendments attached, be deferred for this legislative day, which was the order.

Senator Luton presiding.

GENERAL ORDER

SB 10 by Murphy of the Senate and Morgan of the House was read and considered.

Upon motion of Senator Murphy, **SB 10** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 10** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 10 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Cate, Porter and Young.—3.

The bill passed.

Senator Young desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 46. Excused: 2.

The emergency passed.

SB 10 was referred for engrossment.

SPECIAL COMMITTEE APPOINTMENT

President Pro Tempore Howard, pursuant to the provisions of **SR 9,** appointed the following members of the Special Committee to Investigate Langston University, Senators Rozell, Chairman; Porter, Cate, Watson, Cummins, York and Schuelein.

GENERAL ORDER

SB 152 by Lane was read and considered.

Upon motion of Senator Lane, **SB 152** was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **SB 152** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Lane asked unanimous consent to amend **SB 152** on third reading by adding after the words "associate district judges" on Page 9, Line 7, the words "special judges,", which amendment was declared adopted.

SB 152 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnston, Keating, Kilpatrick, Landis, Lane, Luton, Miller, Murphy, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—28.

Nay: Berrong, Birdsong, Giles, Howell, Johnson, Lamb, McCune, Martin, Nickles, Pierce, Porter, Randle, Schuelein, Watson, Wolfe and Young.—16.

Excused: Cate, Field, Keller and McDaniel.—4.

The bill passed.

SB 152 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 Luton presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Clifton, advised and consented to the confirmation of JAMES W. ALLEN, Shawnee, as Highway Commission member to the Department of Transportation, to serve an 8-year term ending February 25, 1987. Mr. Allen succeeds Martin Clark.

The Senate, in executive session, and upon motion of Senator Terrill, advised and consented to the confirmation of JACK CARTER, Lawton, as Highway Commission member to the Department of Transportation, to serve the balance of the term of Mr. J. C. Kennedy, which term expires February 15, 1983.

The Senate, in executive session, and upon motion of Senator Johnston, advised and consented to the confirmation of ROBERT M. "BOB" MORGAN, Wewoka, as Adjutant General of the Oklahoma National Guard, to serve at the Governor's pleasure. Mr. Morgan succeeds Major General John Coffey, Jr.

The Senate, in executive session, and upon motion of Senator Capps, advised and consented to the confirmation of JOHNNY PERRY, Hobart, as Highway Commission member to the Department of Transportation, to serve the balance of the term of Mr. Glenn Southall, which term expires February 15, 1981.

Senator Cate presiding.

RESOLUTION

Senator Luton introduced the following Resolution:

SCR 9 — By Luton of the Senate and Monks of the House.

A Concurrent Resolution commemorating the sacrifices of American Prisoners of War; designating July 14, 1979, as "Oklahoma P.O.W. — M.I.A. Recognition Day"; requesting the Governor of Oklahoma to call upon the people of the state to honor America's fighting men lost in the ravages of war; and directing distribution.

SCR 9 was read at length, adopted upon motion of Senator Luton and ordered referred for engrossment.

RESOLUTION

Senator Lane introduced the following Resolution:

SR 13 — By Lane.

A Resolution urging the Governor to take action for selection of a representative health systems agency.

Senator Lane asked unanimous consent that **SR 13,** giving rise to debate, be laid over and consideration deferred for one legislative day, which was the order.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 6, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:15 p.m. to meet Tuesday, February 6, 1979, at 1:30 p.m.

Twenty-first Legislative Day

Tuesday, February 6, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—47.

Excused: Howell.—1.

Senator Luton declared a quorum present.

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

Lord Jesus, the elements of nature conspire again to show us just how helpless we really are, and we stand in awe as we realize that this earth is just a small corner of Your creation. Aware of our need, grant us the fullness of Your presence and wisdom that only You can give.

Bless these men and guide their work, I pray in the name above all others, the precious name of Jesus, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Tinsley introduced Thomas J. Carlile, D.O., Del City, as Doctor of the Day. Senator Cate introduced Bennett Gardner, medical student, Norman.

COMMITTEE REPORTS

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

DO PASS:

SB 54 — Wildlife.
SB 89 — Appropriations and Budget.
SB 122 — Appropriations and Budget.
SB 170 — Education, Higher, as co-authored by Sanders.
SJR 24 — Wildlife.

FIRST READING

The following were introduced and read the first time.

SB 230 — By Keller.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1304, and 1305, as amended by Section 1, Chapter 23, O.S.L. 1975 (68 O.S. Supp. 1978, Section 1305); levying an excise tax upon gross proceeds or gross receipts and certain sales; exempting certain sales from excise tax; exempting certain sales of groceries, drugs and public utilities from the excise tax; providing an effective date; and declaring an emergency.

SB 231 — By Terrill of the Senate and Elder of the House.

An Act relating to the Consumer Credit Code; providing for adjustment of the dollar amounts used in the Code; specifying procedure; directing codification; and declaring an emergency.

SB 232 — By York.

An Act relating to professions and occupations; providing for qualification of foreign medical school students for licensure to practice medicine; providing certain in lieu of requirements for licensure; prohibiting state hospitals from requiring additional qualifications; providing for foreign medical study in approved hospitals; and directing codification.

SECOND READING

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

SB 225 — County, State and Federal Government and then to Revenue and Taxation.

SB 226 — Revenue and Taxation and then to Appropriations and Budget.

SB 227 — Revenue and Taxation and then to Municipal Government.

SB 228 — Education, Common and then to Insurance.

SB 229 — Revenue and Taxation and then to Public Safety and Penal Affairs.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent to withdraw **SB 208** from the Committee on Insurance and reassign to the Committee on Judiciary, with the second committee assignment to the Committee on Business, Industry and Labor Relations to remain the same.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 10 and **152** and **SCR 9** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HCR 1008 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1038, 1116, 1145, 1148, 1150, 1151, 1163** and **1184.**

HB 1038 — 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 1289, as amended by Section 1, Chapter 61, O.S.L. 1976 (12 O.S. Supp. 1978, Section 1289); providing for termination of alimony payments by death or remarriage with certain exceptions; limiting alimony as a lien against property; providing cohabitation as a ground for termination of alimony; providing jurisdiction; allowing attorney fees in certain circumstances; and providing an effective date.

HB 1116 — By Townsend, et al, of the House and Clifton of the Senate.

An Act relating to schools; allowing certain students to attend state institutions of higher learning without the payment of

certain fees; directing codification; and declaring an emergency.

HB 1145 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

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.

HB 1148 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act relating to the Oklahoma 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.

HB 1150 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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.

HB 1151 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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.

HB 1163 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(State Board for Property and Casualty Rates — Appropriation — Emergency).

HB 1184 — By Davis (Don) of the House and York of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 433; and modifying provisions relating to the use of a deposition.

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

Senator Crow presiding.

GENERAL ORDER

SB 141 by Capps and McDaniel was read and considered.

Senator Capps, citing Rule 8(d), asked unanimous consent that Representative Cotner be made House author of **SB 141,** which was the order.

Upon motion of Senator Capps, **SB 141,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, **SB 141,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 141 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Field and Howell.—2.

The bill passed.

SB 141 was referred for engrossment.

BILL WITHDRAWN — REREFERRED

Senator Randle moved that **SB 134** be withdrawn from the Calendar and rereferred to the Committee on Education, Common, which motion was declared adopted.

GENERAL ORDER

SB 176, considered, coauthored and amended on Page 207, was considered further.

Senator Dahl asked unanimous consent to withdraw the amendment shown on Page 207, which was the order.

Senator Landis asked unanimous consent that his amendment, also shown on Page 207, be withdrawn, which was the order.

Senators Dahl and Landis moved to amend **SB 176,** Page 1, Line 4, by deleting after the word "office." and before the words "The provisions" on Line 5 all the language and substituting the following: "A fee of $3.00 shall be charged for telephone information and it shall be deposited to the County General Fund.", which amendment was declared failed of adoption.

The Presiding Officer asked unanimous consent that Senator Keating's amendment, shown on Page 207, be withdrawn, which was the order.

Upon motion of Senator Wolfe, **SB 176,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 176,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 176 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Watson, Wolfe, York and Young.—38.

Nay: Boatner, Cate, Crow, Field, Johnson, Landis, Lane, Terrill and Vann.—9.

Excused: Howell.—1.

The bill and emergency passed.

SB 176 was referred for engrossment.

PENDING SENATE ACTION — RESOLUTION

SR 13, introduced on Page 209, was called up for consideration.

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

Senator Lane moved to amend **SR 13,** Pages 1 and 2, by deleting the Title and Pages 1 and 2 and inserting the following:

A Resolution urging the Governor to take action for selection of a representative health systems agency; calling for the termination of funding of the Health Systems Agency, Inc.; urging communications to the Department of Health, Education and Welfare; and directing distribution.

WHEREAS, Public Law 93-641 of the United States of America provides for the recognition of nongovernment, nonprofit corporations for the purpose of advising governmental agencies in health matters; and

WHEREAS, the Oklahoma Health Systems Agency, Inc. was recognized by the Secretary of the United States Department of Health, Education and Welfare for such a purpose; and

WHEREAS, litigation has arisen in the Federal Courts over the selection of the Oklahoma Health Systems Agency, Inc.; and

WHEREAS, the U. S. Court of Appeals, Tenth Circuit, has ruled such selection to be improper and has directed that all applications seeking recognition as the Health Systems Agency for the State of Oklahoma be reviewed again by the Secretary of the U. S. Department of Health, Education and Welfare; and

WHEREAS, the Court of Appeals' decision leaves the Oklahoma Health Systems Agency, Inc. without authority to perform any official functions or to lawfully receive or expend public funds, resulting in the State of Oklahoma not having a valid, functioning Health Systems Agency; and

WHEREAS, the principal purpose of the health planning laws is to contain costs to the consumer; and

WHEREAS, the Code of Federal Regulation, 42 C.F.R. 122.109, provides that the Board of Directors of a Health Systems Agency shall be composed largely of consumers; and

WHEREAS, the Board of Directors of the Oklahoma Health Systems is composed mostly of health industry providers or persons who are related by blood or marriage or business relationships to health industry providers, contrary to both the direct provisions and the spirit of federal regulations; and

WHEREAS, the composition of the agency is, in other respects, inconsistent with federal law and applicable rules and regulations; and

WHEREAS, advice given by the Oklahoma Health Systems Agency, Inc., has reflected the interest of providers and not those of consumers; and

WHEREAS, the State of Oklahoma is best served by a single Health Systems Agency;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIRST SESSION OF THE 37TH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Governor is urged to use his good offices to encourage and assist in the creation of a new Health Systems Agency for the State of Oklahoma, whose directors will not perpetuate themselves and will be appointed by the Governor, the total number not to exceed twenty, twelve of whom shall be consumers, unrelated by blood or marriage, and not having business

relations with providers selling health care services.

SECTION 2. The Governor is urged to terminate, as soon as possible, all grant funding of the now defunct Oklahoma Health Systems Agency, Inc.

SECTION 3. The Governor is urged to advise the Secretary of the U. S. Department of Health, Education and Welfare, that:

(A) The Oklahoma Health Systems Agency, Inc. has reflected the interests of the health industry providers rather than those of the consumers of the State of Oklahoma;

(B) The State of Oklahoma is best served by a single Health Systems Agency, and the Secretary should refuse recognition to any agency that does not represent the whole state and which does not fairly represent the consumers' interest.

SECTION 4. Copies of this Resolution shall be dispatched to the Governor and the United States Secretary of Health, Education and Welfare.

Senator Keller moved that further consideration of **SR 13** be deferred for one legislative day.

Senator Lane moved to table the Keller motion to defer, which motion was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnston, Keating, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, York and Young.—34.

Nay: Berrong, Cain, Green, Johnson, Keller, Lamb, McCune, Nickles, Pierce, Randle, Terrill, Watson and Wolfe.—13.

Excused: Porter.—1.

SR 13, as amended, was read at length, adopted upon motion of Senator Lane, and ordered referred for enrollment.

RESOLUTION

Senator Dahl introduced the following Resolution:

SR 14 —By Dahl.

A Resolution recommending the Miller Brothers of the 101 Ranch be admitted to the National Cowboy Hall of Fame; and directing distribution.

WHEREAS, agriculture and ranching are among Oklahoma's most important industries; and

WHEREAS, the greatest ranch in Oklahoma history was the 101 Ranch, which covered 110,000 acres, encompassed three towns and spread over parts of four counties; and

WHEREAS, this ranch was made great through the combined efforts of Joseph Carson Miller, Zachary Taylor Miller and George Lee Miller, sons of Colonel George W. Miller; and

WHEREAS, the Miller Brothers developed many innovations in ranching and agriculture and organized the 101 Ranch Show, which had no equal in portraying the romance of the American cowboy; and

WHEREAS, the Miller Brothers were pioneers in motion pictures with western themes, and early stars like Tom Mix, Buck Jones, Hoot Gibson and William Desmond Taylor gained fame from their enterprises; and

WHEREAS, the National Cowboy Hall of Fame is dedicated to preserving the true history and romance of the Old West; and

WHEREAS, the Miller Brothers deserve to be enshrined in any monument to the American Cowboy.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma recommends the admission of **Joseph Carson Miller, Zachary Taylor** Miller, and George Lee Miller into the National Cowboy Hall of Fame for their efforts and achievements in creating and preserving the legends of the American West.

SECTION 2. Copies of this Resolution shall be dispatched to Dean Krakel, of the National Cowboy Hall of Fame and Western Heritage Center, and the following members of the Board of Directors: Jasper D. Ackerman, Joel McCrea, Albert K. Mitchell, J. B. Saunders, Joe H. Watt, J. W. Gordon, Jr., Gene Autry, H.A. "Dave" True, Jr., Robert C. Norris, J. B. Saunders, III, William G. Kerr, E. L. Gaylord, Henry C. Hitch, Jr., D. C. "Rusty" Holler, C. A. Vose, Sr., and T. Ross Clement.

Senator Nickles asked to be made a coauthor of **SR 14,** which was the order.

Senator Dahl asked unanimous consent that all other members of the Senate be made coauthors of **SR 14,** which was the order.

SR 14, as coauthored, was read at length, adopted upon motion of Senator Dahl and ordered referred for enrollment.

MOTION TO RECONSIDER VOTE

Senator Smith pressed his motion to reconsider the vote whereby **SB 199** passed, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—46.

Excused: Porter and Tinsley.—2.

THIRD READING

Senator Smith moved that the vote be reconsidered whereby **SB 199** was advanced to engrossment, which motion was declared adopted.

Senator Smith moved that the vote be reconsidered whereby **SB 199** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

GENERAL ORDER

Senator Martin moved to amend **SB 199,** Page 1, Lines 3 and 4, by placing a period after the word "districts" and striking all remaining language on Lines 3 and 4, which amendment was declared adopted.

Upon motion of Senator Martin, **SB 199,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 199,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 199 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—48.

The bill and emergency passed.

SB 199 was referred for engrossment.

GENERAL ORDER

SB 49 by Howard of the Senate and Draper of the House was read and considered.

Senator Boatner presiding.

Senator Cate moved to amend **SB 49,** Page 4, Line 17, by striking after the word "on" and before the word "shall" the language "November 8, 1978," and substituting in lieu thereof the following: "April 20, 1977,", which amendment was declared adopted.

Senator Howard moved to amend **SB 49,** Page 6, Line 2, by changing the first word on said line from "on" to "or"., which amendment was declared adopted.

Senators Murphy, Nickles and Lamb moved to amend **SB 49,** Page 10, Line 12, by striking all of Section 11 and renumbering the following sections.

Senator Howard moved to table the Murphy, et al, amendment, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Johnson, Kilpatrick, Lane, Luton, Miller, Porter, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann and York.—27.

Nay: Berrong, Capps, Green, Howell, Johnston, Keating, Keller, Lamb, Landis, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Smith, Watson, Wolfe and Young.—20.

Excused: Stipe.—1.

Senator Berrong moved to amend **SB 49,** Page 11, Line 3½, by adding after the word "act." and before Section 12, the following: "Provided, the contracting party who is not required to pay the full escalated contract price and who subsequently delivers the product of such well/wells into an interstate pipeline as "emergency sales" shall pro-rate the profits from such emergency sales to the interest-holders of wells and contracts, as their interest may appear, involved under this Section.", which amendment was declared adopted.

Senator Young moved to amend **SB 49,** Page 11, Line 3, by adding after the word "act." and before Section 12, the following: "No gas purchased under this act shall be sold by any purchaser in the interstate market.", which amendment was withdrawn upon the unanimous consent request of Senator Young.

Senator Nickles moved to amend SB 49, Page 11, by inserting before Section 12 the following section:

"SECTION 12. All price limitations as defined in this act shall terminate not later than December 31, 1984."

, and by renumbering the following sections accordingly, which amendment was declared adopted.

Upon motion of Senator Howard, **SB 49,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 49,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 49 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, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Kilpatrick, Landis, Lane, Luton, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—32.

Nay: Capps, Green, Johnston, Keating, Keller, Lamb, McCune, McDaniel, Martin, Nickles, Pierce, Smith, Watson and Wolfe.—14.

Excused: Young.—1.

*Not Voting: Berrong.—1.

The bill and emergency passed.

*Senator Berrong asked to be shown not voting on **SB 49** for reason of personal interest, as provided under Article V, Section 24 of the Constitution.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Howard moved that the vote be reconsidered whereby **SB 49** and the emergency section passed.

DECLARATION OF VOTE

Senators Boatner and Lane asked that the record show had they been present at the time of third reading and final passage of **SB 72** and **HJR 1008,** they would have voted "Aye" on said bills, which was the order.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 7, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:15 p.m. to meet Wednesday, February 7, 1979, at 1:30 p.m.

Twenty-second Legislative Day

Wednesday, February 7, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—48.

Senator Luton declared a quorum present.

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

Lord God, grant that with every day of our lives, we may be shaped more perfectly into the image of Your dear Son, in order that the Christian ideals of our forefathers may once again come sharply into focus. Beam Your light to the world through this nation, I pray in Jesus' name, 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 Capps introduced Sam Arnold III, medical student, Cordell.

Senator Watson introduced his daughter, Phyllis, and asked unanimous consent that she be granted privileges of the floor and named honorary Assistant Majority Whip for this legislative day.

COMMITTEE REPORTS

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

DO PASS:

SB 39 — County, State and Federal Government.

SB 129 — Public and Mental Health and be referred to Committee on Public Safety and Penal Affairs by previous order.

SB 136 — County, State and Federal Government.

SB 149 — Criminal Jurisprudence.

SB 162 — Criminal Jurisprudence.

DO PASS, as amended:

CS for **SB 31** — County, State and Federal Government, with the authors

changed to remove Terrill and substitute Giles.

SB 94 — Appropriations and Budget; as coauthored by Cate.

SB 98 — Appropriations and Budget.

SB 143 — Public and Mental Health, as coauthored by Combs, Crow, Johnson and Keating.

SB 144 — Public and Mental Health, and be referred to Committee on Public Safety and Penal Affairs by previous order.

SB 164 — Public and Mental Health, and be referred to Committee on Insurance by previous order.

SJR 8 — Appropriations and Budget.

FIRST READING

The following were introduced and read the first time.

SB 233 — By Crutcher.

An Act relating to game and fish; amending Section 7-204, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-204); making certain wildlife property of the state with a certain exception; and providing an effective date.

SB 234 — By Murphy.

An Act relating to children; amending 10 O.S. 1971, Section 1101, as last amended by Section 1, Chapter 79, O.S.L. 1977, and Section 1116, as amended by Section 3, Chapter 79, O.S.L. 1977 (10 O.S. Supp. 1978, Sections 1101 and 1116); modifying definitions of terms to include repeated absence from school in certain circumstances in the definition of deprived; modifying permissible disposition orders of the court upon adjunction to include certain necessary counseling and treatment and payment therefor; prohibiting placement of certain deprived children with delinquents; and stating an effective date.

SB 235 — By Murphy.

An Act relating to the financing of residential housing and creating the Oklahoma Housing Finance Authority; defining its duties, powers and responsibilities; setting out legislative findings and purposes; authorizing the issuance of notes and bonds to assist in the financing of such housing; creating the Housing Development Fund and authorizing the issuance of Fund notes to provide development costs and construction costs; providing for the terms, security, payment and taxation status of all such bonds and notes; providing that Act shall be liberally construed; making provisions of this Act severable; providing this Act controlling over inconsistent laws; and declaring an emergency.

SB 236 — By Smith.

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. 1978, Section 2457); reenacting the provisions creating county boards of equalization and county excise boards; providing for membership, qualifications, appointment and terms; declaring certain acts to be unlawful; stating penalties; adding provisions for final resolution of certain conflicts of appointments or appointees by the Oklahoma Tax Commission; and declaring an emergency.

SB 237 — By Young.

An Act relating to public health and safety; repealing Sections 1 through 6, Chapter 276, O.S.L. 1975, and Section 10, Chapter 293, O.S.L. 1976 (63 O.S. Supp. 1978, Sections 2651 through 2656 and 2651.1); abolishing procedures relating to certificates of need for offering and development of new institutional health services; and declaring an emergency.

SECOND READING

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

SB 230 — Revenue and Taxation and then to County, State and Federal Government.

SB 231 — Banks and Banking.

SB 232 — Public and Mental Health.

HB 1038 — Judiciary.

HB 1116 — Education, Higher.

HB 1145 — Appropriations and Budget.

HB 1148 — Appropriations and Budget.

HB 1150 — Appropriations and Budget

HB 1151 — Appropriations and Budget

HB 1163 — Appropriations and Budget.

HB 1184 — Judiciary.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1001, 1158, 1175, 1248, 1251** and **1252.**

HB 1001 — By Winn, et al, of the House and Berrong of the Senate.

An Act relating to insurance; amending 36 O.S. 1971, Section 110, as amended by Section 1, Chapter 334, O.S.L. 1975 (36 O.S. Supp. 1978, Section 110); exempting certain insurers from the Insurance Code; adding certain insurers and providing an effective date for compliance; expanding exemptions; and declaring an emergency.

HB 1158 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

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.

HB 1175 — By Ford of the House and York and Randle of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 131, as last amended by Section 1, Chapter 300, O.S.L. 1974 (19 O.S. Supp. 1978, Section 131); providing for election and term of office of certain county officers; prohibiting certain county officers from becoming candidates for certain offices; abolishing office of county surveyor as an elected office; providing for appointment of county surveyor by county commissioners; providing for transfer of property and records of county surveyor to county clerk; and directing codification.

HB 1248 — By Cotner, et al.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 6-105, as amended by Section 1, Chapter 61, O.S.L. 1972 (47 O.S. Supp. 1978, Section 6-105); providing for the issuance of restricted operator's license; providing certain requirements and guidelines for such license; providing for instructor's and temporary permits; providing for examinations; providing for identification licenses and adding certain time limitations and fees; and declaring an emergency.

HB 1251 — By Hopkins, et al.

An Act relating to municipalities; amending Section 34-103, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 34-103); modifying provisions for police officer assistance; providing for compensation and other benefits; and declaring an emergency.

HB 1252 — By Hopkins.

An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 1280, as amended by Section 6, Chapter 240, O.S.L. 1972 (69 O.S. Supp. 1978, Section 1280); providing for the acquisition

of outdoor advertising and property rights by the Department of Transportation under certain conditions; designating outdoor advertising a public nuisance under certain conditions; providing for the furnishing of a certain inventory; and providing for certain compensation.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 141, 176 and **199** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SRs 13 and **14** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 55 by Taliaferro of the Senate and Baughman of the House was read and considered.

Senator Landis asked to be named a coauthor of **SB 55,** which was the order.

Senator Howell moved to send **SB 55** to the Committee on Education, Common for further consideration with instructions to return to the Senate floor within 10 days.

Senator Crow presiding.

Senator Terrill moved, as a substitute motion to the Howell motion to commit, to defer consideration for this legislative day. which substitute motion was declared adopted by the Presiding Officer.

GENERAL ORDER

SB 79 by McCune was read and considered.

Senator Young moved that **SB 79** be referred to the Committee on Judiciary, which motion was declared adopted.

Senator Watson presiding.

GENERAL ORDER

SB 12 by Schuelein, Miller and Randle of the Senate and Vaughn of the House was read and considered.

Senators Howell, Dahl and Lamb asked to be named coauthors of **SB 12,** which was the order.

Senators Berrong and Schuelein moved to amend **SB 12,** Page 1, Line 2, by adding after the word "learning" and before the word "of" the following: "or a vocational education institution", which amendment was declared adopted.

Senators Berrong and Schuelein moved to amend **SB 12,** Page 2, Line 1, by adding after the word "incurred" and before the word "in" the following: "while enforcing the law and", which amendment was declared adopted.

Senator Keating moved to amend **SB 12,** Page 2, Line 1, by adding after the word "duty" and before the word "as" the following language: "while properly and without fault engaged", which amendment was declared adopted.

Senator McCune moved to amend **SB 12,** Page 2, Line 4, by inserting after the word "Investigation" and before the word "or" on Line 4, the following language: "the Department of Transportation".

Senator Crow moved to table the McCune motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—38.

Nay: Keller, McCune, McDaniel, Martin, Pierce, Porter, Stipe and Young.—8.

Excused: Howard and Terrill.—2.

Senators York and Johnston moved to amend **SB 12,** Page 2, by adding on Line 5 after the word "Control" the following: "State Capitol Police and Security Officers and all police personnel in the Capitol Improvement Authority."

Senator Lamb moved to table the York-Johnston motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Crow, Cullison, Field, Green, Johnson, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, Miller, Nickles, Pierce, Schuelein, Smith, Wolfe and Young.—22.

Nay: Birdsong, Cate, Clifton, Combs, Crutcher, Cummins, Dahl, Giles, Howard, **Howell, Johnston, Keller, Lane, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Stipe, Taliaferro, Terrill, Vann, Watson and York.—25.**

Excused: Tinsley.—1.

Senator York pressed his motion to amend, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Cain, Cate, Clifton, Crow, Cullison, Cummins, Dahl, Giles, Howard, Howell, Johnston, Keller, Kilpatrick, Lane, McDaniel, Martin, Porter, Randle, Rozell, Stipe, Taliaferro, Terrill, Vann, Watson and York.—26.

Nay: Berrong, Capps, Combs, Crutcher, Field, Green, Johnson, Keating, Lamb, Landis, Luton, McCune, Miller, Murphy, Nickles, Pierce, Schuelein, Smith, Wolfe and Young.—20.

Excused: Birdsong and Tinsley.—2.

Senator Birdsong announced that he was in the Chamber during the roll call vote on the York-Johnston amendment, and, citing the provisions of Senate Rule 33, declared that had his voting machine activator been properly functioning, he would have voted "Aye" on the adoption of the York-Johnston amendment, which was the order.

Senator Keller moved to amend **SB 12,** Page 2, Line 5, by adding after the word "Control" the following language: "and members of the National Guard or a teacher."

Senator Lamb moved to table the Keller motion to amend, which motion to table was declared adopted by the Presiding Officer.

Senator Keller moved to amend **SB 12,** Page 2, Line 2, by adding after the word "Control" the following language: "or of any county sheriff's department".

Senator Schuelein moved to table the Keller motion to amend, which motion to table was declared adopted.

Senator Cate moved to amend **SB 12,** Page 2, Line 3, by deleting after the word "Safety," the words "the Crime Bureau of", which amendment was declared adopted.

Senator Lamb moved that **SB 12** be advanced to engrossment.

Senator Stipe moved to table the Lamb motion to advance, which motion to table was declared adopted.

Senator Dahl moved to amend **SB 12,** Page 2, Line 5, by adding after the word "Control" and before the word "Enrolled" on Line 6 the following language: "Wildlife Game Rangers and State Park Rangers."

Senator Schuelein moved to table the Dahl motion to amend, which motion to table was declared failed of adoption by the Presiding Officer.

Senator Dahl pressed his motion to amend, which motion to amend was declared adopted.

Senator Stipe moved to amend **SB 12,** Page 2, Line 5, by striking the semicolon and substituting a comma and adding the following language: "Correctional Officers employed by the Department of Corrections."

Senator Young moved that **SB 12** be referred to the Committee on Judiciary.

Senator Stipe moved to table the Young motion to refer, which motion to table was declared adopted.

Senator Stipe pressed his motion to amend, which motion to amend was declared adopted.

Senator Keller moved to amend **SB 12,** Page 2, Line 5, by adding after the word "Control" the following language: "or member of the Oklahoma National Guard while on State duty."

Senator Schuelein moved to table the Keller motion to amend, which motion to table was declared adopted.

Senators Berrong and Schuelein moved to amend **SB 12,** Page 2, Line 7, by adding after the word "learning" and before the word "as" the following language: "or a vocational education institution" and on Page 2, Line 8, by adding after the word "degree" and before the semicolon the words "or certificate", which amendment was declared adopted.

Senators Berrong and Schuelein moved to amend **SB 12,** Page 2, Line 9½, by adding after the word "years." on Line 9, and before "B." the following:

"4. Completing satisfactorily the course of study from semester to semester to remain eligible to receive the benefits set forth in subsection A of this act."

, which amendment was declared adopted.

Senators Berrong and Schuelein moved to amend **SB 12,** Page 2, Line 11, by adding after the word "Education" on Line 10, and before the word "shall" on Line 11, the following: "and the Vocational and Technical Education Board", which amendment was declared adopted by the Presiding Officer.

Senator Cate moved to amend **SB 12,** Page 2, Line 12, by adding after the word "act" the following language: "and for reimbursement to the respective member institutions of The State System of Higher Education or the Department of Vocational and Technical Education of all fees and tuition waived under the provisions of this act. For that purpose, there is hereby created in the State Treasury a Law Enforcement Dependent Tuition Trust Revolving Fund, which Fund may accept gifts, grants or public funds appropriated thereto, and which shall be administered by the State Regents for Higher Education and the State Department of Vocational and Technical Education, respectively. Expenditures from said Fund shall be used exclusively for

reimbursement payments to institutions as hereinabove provided. In the event monies in said Fund are insufficient to reimburse fully such institutions, the cost of tuition and fee waiver shall be borne by the respective institutions.", which amendment was declared adopted.

Senator Schuelein asked unanimous consent to amend **SB 12,** Page 1, by crippling the Title, to which unanimous consent request objection was heard.

Senator Schuelein moved to amend **SB 12,** Page 1, by crippling the Title, which amendment was declared adopted by the Presiding Officer.

Upon motion of Senator Schuelein, **SB 12,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, **SB 12,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 12 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Vann, Watson and York.—32.

Nay: Berrong, Boatner, Crow, Giles, Johnson, Keller, McCune, Murphy, Porter, Taliaferro, Terrill, Wolfe and Young.—13.

Excused: Howard, Smith and Tinsley.—3.

The bill passed.

SB 12 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent that the second committee assignment for **HB 1019** to the Committee on Judiciary be rescinded; and that the second committee assignment for **HB 1020** to the Committee on Business, Industry and Labor Relations be rescinded also, which was the order.

Senator Luton presiding.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HCR 1008,** requesting Conference and naming Conferees as follows: Representatives Duckett, Feddersen and Vaughn.

GENERAL ORDER

SJR 24 by Watson was read and considered.

Upon motion of Senator Watson, **SJR 24** was advanced to engrossment.

Senator Watson asked unanimous consent that **SJR 24** be considered engrossed and placed on third reading and final passage, to which unanimous consent request objection was heard.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 9.**

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, February 8, 1979, at 12:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:45 p.m. to meet Thursday, February 8, 1979, at 12:30 p.m.

Twenty-third Legislative Day

Thursday, February 8, 1979

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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Cate, Keating, Smith, Stipe and Wolfe.—5.

Senator Luton declared a quorum present.

The following remarks and prayer were offered by Reverend Draper and incorporated into the Journal upon request of Senator Tinsley.

Mr. President, and Members of the Senate,

I am grateful for the privilege of sitting with this body for these days. I am not qualified to address you as legislators, but I would like to address you as men who, like all others, possess an immortal soul, the fate of which cannot be affected in any way by the advice and consent of any government on earth. Position, power, and prestige will all be laid aside in the cloakroom of the hereafter.

Scripture says, "All we like sheep have gone astray, we have turned everyone to his own way." Further, "The soul that sinneth it shall die," and "The wicked will be turned into hell, and all the nations that forget God." One day everyone of us shall stand before God in a resurrected body and face either eternal bliss, or literal, eternal and interminable agony. That, Gentlemen, is ultimate reality! The only solution to this dilemma is the blood of Jesus Christ. The Bible says, "Come, let us reason together, though your sins be as scarlet, they shall be as white as snow," and "The blood of Jesus Christ His Son cleanses us from all sin." In short, the unvarnished truth is (if you'll allow me to talk like a member of the House) "Repent, or burn in hell!" There are no exceptions! God gave His unique Son, Jesus Christ, up to the death of a criminal, and He accepts that death as payment for sin in lieu of eternal damnation, whenever an individual repents of his sins, asks forgiveness, and accepts Jesus Christ as his personal Savior. This salvation is available to all who hear the Gospel and respond in faith. I sincerely desire that you all may do so!

In Pilgrim's Progress, the best selling book in history, except for the Holy Bible, which has been in print continually for 301 years, the central character, Pilgrim, leaves his home in the City of Destruction and starts his search for the Celestial City. As he begins his journey, affixed to his back is a heavy burden that he cannot lay down. Wherever he goes the burden is there. He journeys many days through numerous hazards and spends many nights along the way, but he cannot gain relief from his burden. At length Pilgrim comes to a hill which he climbs at great effort, his burden still weighing heavily upon him. Finally, as he comes to the level ground at the top of the hill, he finds three crosses rising from the landscape. As he drops to his knees beneath the central cross where Christ died, his burden rolls off his back and down the hill of Calvary, where it disappears into the empty tomb. Pilgrim then continues along the King's Highway, journeying toward the Celestial City with new power and real peace.

Only at the cross is your burden lifted, then it is forever taken away! May you each know that relief through faith in Jesus Christ!

Father, meet the personal and individual needs of all who gather here today through Your sovereign power and Your perfect grace. I claim it in the name of Jesus. Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Rozell introduced Mike Wyly, D.O., Tahlequah, as Doctor of the Day. Senator Murphy introduced Susan Justice, medical student, Stillwater.

Senator Lamb introduced his wife, Belva.

COMMITTEE REPORT

Senator Terrill submitted the following report of the Committee on Rules and asked that consideration be deferred for this legislative day:

Mr. President:

We, your Committee on Rules, having had under consideration the Rules for the Senate of the 37th Legislature, desire to make the following proposals for amendments, in addition to the amendments shown on pages 186 through 190 of the Senate Journal:

AMENDMENT NO. 1. Rule 7. Amend subsection (j) by adding the following sentence at the end of the subsection: "No committee chairman can hear a bill until there is a Senate author."

AMENDMENT NO. 2. Rule 7. Strike subsection (q), which relates to the Employment and Administration Committee.

AMENDMENT NO. 3. Rule 25. Strike Section 25 and add the following language for a new Rule 25:

"Rule 25. The Secretary of the Senate shall, each month, provide to the Rules Committee a list of all those persons registered with the Joint Legislative Ethics Committee as lobbyists. The Senate reserves the right to prohibit lobbying before the Senate, irrespective of any such registration."

Respectfully submitted,
Al Terrill, Chairman
Gideon Tinsley, Vice Chairman

COMMITTEE REPORT

Senator Terrill submitted the following report of the Committee on Rules relating to the Joint Rules and asked that consideration be deferred for this legislative day:

Mr. President:

We, your Committee on Rules, having had under consideration the Joint Rules of the Senate and House of Representatives of the 37th Legislature, recommend the adoption of the attached Joint Rules:

JOINT RULES

JOINT SESSION — HOW CONVENED

Rule 1. When any business shall require a Joint Session of the Senate and House of Representatives, the Senate, preceded by its officers, shall be conducted into the Chamber of the House and there be seated, the President of the Senate taking a seat by the side of the Speaker of the House, at his right.

OFFICERS OF JOINT SESSION

Rule 2. The President of the Senate shall be the presiding officer of the Joint Session and the Secretary of the Senate shall call the roll of the Senate, to be announced by the President of the Senate. The Clerk of the House shall call the roll of the House, which shall be announced by the Speaker of the House. Both the Secretary of the Senate and the Clerk of the House shall keep a report of the proceedings to be entered in the Journals of their respective houses.

MANNER OF PRESENTING BILLS

Rule 3. All bills, resolutions, votes, and amendments by either house, to which the concurrence of both is necessary, as well as messages, shall be presented to the other by the Clerk or Secretary of the house from which they are sent, or by the Assistant Secretary or Assistant Clerk, or by messengers.

REVENUE BILLS ORIGINATE IN HOUSE

Rule 4. All bills for raising revenue shall originate in the House. The Senate may propose amendments to revenue bills. No revenue bill shall be passed during the last five (5) days of the session. (Art. V, Section 33, Oklahoma Constitution)

CONTENTS OF BILLS

Rule 5. Every act of the Legislature shall embrace but one subject, which shall be clearly expressed in its title, except general appropriation bills, general revenue bills, and bills adopting a code, digest, or revision of statutes; and no law shall be revised, amended, or the provisions thereof extended or conferred, by reference to its title only; but so much thereof as is revised, amended, extended, or conferred shall be reenacted and published at length; provided, that if any subject be embraced in any act contrary to the provisions of this Rule, such act shall be void only as to so much of the law as may not be expressed in the title thereof. (Art. V, Section 57, Oklahoma Constitution)

ENGROSSMENT OF BILLS

Rule 6. All bills, resolutions, or memorials ordered to be engrossed shall be engrossed by the clerk of the house in which originated.

ENROLLMENT OF BILLS

Rule 7. All bills and joint resolutions must be enrolled and reported to each house by the respective house within three (3) days after their passage; provided, however, that if the reconsideration of any bill or joint

resolution is moved in either house previous to its presentation to the Governor, the respective house shall hold the same until action is had upon such motion.

MANNER OF ENROLLMENT

Rule 8. No bill, resolution, or memorial shall be sent to the Governor for his approval unless the same shall have been clearly and fairly enrolled without obliteration or interlineation. [75 Okla. Stat., Section 12a (1971)]

SIGNING OF BILLS

Rule 9. The presiding officer of each house shall, in the presence of the house over which he presides, sign all bills and joint resolutions passed by the Legislature, immediately after the same shall have been publicly read at length, and the fact of the reading and signing shall be entered upon the Journal, but the reading at length may be dispensed with by a two-thirds (⅔) vote of a quorum present, which vote, by yeas and nays, shall also be entered upon the Journal. (Art. V, Section 35, Oklahoma Constitution)

CONFERENCE COMMITTEE

Rule 10. (a) When a bill or resolution is returned by either house to the other with amendments, and the house where the bill or resolution originated refuses to concur in said amendments, a Conference, by a majority vote of those present and voting, may be requested. Such action shall be transmitted by Message in which shall be included the names of the conferees on the part of the requesting house. Upon receipt of such Message, the other house may, in like manner, grant such Conference, notifying the requesting house by Message and stating the names of its conferees.

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

(c) No Conference Committee shall proceed with its business until such time as a quorum of each committee is present and any member of said Committee may request a roll call at any time to determine the presence of a quorum. The roll call of the Conference Committee shall be from the printed Journals of the respective houses, or from an official list furnished by the Presiding Officers of the respective houses.

(d) Only matters in disagreement between the two houses, or matters germane to the bill or resolution, shall be subject to consideration by the Conference Committee and a Conference Committee Report shall not be subject to amendment. **[An original and five (5) copies of the Report shall be submitted and shall always be in order for consideration except when the Journal is being read or the roll is being called.]**

(e) In case of agreement by a majority of the members of each house, the Conference Committee Report shall first be made, with the papers referred accompanying it, to the house which refused to concur in amendments, and there acted upon, the action taken to be immediately reported, by Message, by the Secretary or the Clerk to the other house, the papers referred accompanying the Message. The Conference Committee Report shall be signed by all members of the Committee or by a majority of those of each house. AN ORIGINAL AND EIGHT (8) COPIES OF THE REPORT SHALL BE SUBMITTED.

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

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

(h) Each bill relating to state regulated or funded retirement systems shall, before enrollment, be referred to a Joint Conference Committee on Retirement Laws whether or not amended by the second house. When such a bill has been amended by the second house, the amendments of the second house shall contain a request for such referral. When such a bill has not been amended by the second house, the second house shall attach to the bill a sheet requesting such referral. The Joint Conference Committee on Retirement Laws shall consider the bill in the same manner as other bills referred to conference committees.

ANNOUNCEMENT OF MESSAGE

Rule 11. Messages between the houses are to be sent only while the receiving house is sitting.

ADOPTION AND AMENDMENTS OF JOINT RULES; VIOLATIONS

Rule 12. (a) Joint Rules shall be adopted in Joint Session by a majority vote of the membership of each house, or such Rules may be adopted by a concurrent resolution by a majority vote of the membership of each house. Thereafter said Rules may be amended, modified, or repealed only by the adoption of a concurrent resolution by a two-thirds (⅔) vote of the membership of each house.

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

(c) Except for violation of a Joint Rule, any bill or resolution passed by one house and transmitted to the second house shall be deemed properly before said second house for consideration.

APPROPRIATION BILLS PRIVILEGED

Rule 13. Appropriation bills shall be privileged bills advanced upon the Calendar of both houses and take precedence over all other bills. **[At any time after the reading of the Journal, it shall be in order by the direction of the Appropriations committee to move that the House or Senate, as the case may be, resolve itself into a Committee of the Whole for the purpose of considering the general appropriation bill or bills of the Senate or House, and no dilatory motion will be entertained by the Presiding Officer.]**

AMENDMENT OF BILLS OR RESOLUTIONS

Rule 14. Bills or resolutions under consideration must not be interlined or defaced. All amendments offered must be in writing, upon a separate sheet of paper, showing whether House or Senate bill, the number, and the section, line, and page, or word, where the amendment begins shall be par-

ticularly noted, also the part stricken out, if any. A typewritten copy of all amendments which are adopted shall be attached to the original bill and transmitted to the other house.

COAUTHORS OF BILLS AND RESOLUTIONS

Rule 15. The addition of names, as coauthors, to any bill or resolution, by either house, shall not require the concurrence of the other; provided, however, if said name offered as a coauthor shall represent a member of the other house, then and in that event it shall require the request in writing by the member. The addition of coauthors shall not constitute an amendment to a bill or resolution.

DESIGNATION OF REGULAR SESSIONS

Rule 16. The regular session of the Legislature which convened in January, 1967, shall be designated as the "First Regular Session of the Thirty-first Oklahoma Legislature," and each Legislature subsequently convening in odd-numbered years shall be designated as the next consecutively-numbered Legislature. Beginning with the session convening in 1968, regular sessions convening in even-numbered years shall be designated as the "Second Regular Session of the . . . (same number as for the immediate prior regular session) Oklahoma Legislature."

LEGISLATIVE PROCEDURE SCHEDULE

Rule 17. (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, NOR FOR REPORTING BILLS OR JOINT RESOLUTIONS FROM COMMITTEE, EXCEPT AS PROVIDED IN SUBSECTIONS 3 AND 5 BELOW.

3. The 35th legislative day shall be the final date for reporting bills and joint resolutions from committee in the house of origin, AND THE COMMITTEE REPORT MUST BE PROPERLY FILED IN SAID HOUSE WITHIN ONE (1) LEGISLATIVE DAY THEREAFTER, IN ORDER FOR THE BILL OR JOINT RESOLUTION TO BE PLACED ON THE CALENDAR FOR CONSIDERATION IN SAID HOUSE DURING THE FIRST REGULAR SESSION. BILLS AND JOINT RESOLUTIONS SUBSEQUENTLY REPORTED FROM COMMITTEE SHALL NOT BE PLACED ON THE CALENDAR FOR CONSIDERATION IN SAID HOUSE UNTIL THE FIRST DAY OF THE SECOND REGULAR SESSION.

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

5. The 59th legislative day shall be the final date for reporting bills and joint resolutions from committee in the house opposite the house of origin, AND THE COMMITTEE REPORT MUST BE PROPERLY FILED IN SAID HOUSE WITHIN ONE (1) LEGISLATIVE DAY THEREAFTER, IN ORDER FOR THE BILL OR JOINT RESOLUTION TO BE PLACED ON THE CALENDAR FOR CONSIDERATION IN SAID HOUSE DURING THE FIRST REGULAR SESSION. BILLS AND JOINT RESOLUTIONS SUBSEQUENTLY REPORTED FROM COMMITTEE SHALL NOT BE PLACED ON THE CALENDAR FOR CONSIDERATION IN

SAID HOUSE UNTIL THE FIRST DAY OF THE SECOND REGULAR SESSION.

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

7. Upon a two-thirds (⅔) 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 the house of origin, AND THE COMMITTEE REPORT MUST BE PROPERLY FILED IN SAID HOUSE WITHIN ONE (1) LEGISLATIVE DAY THEREAFTER, IN ORDER FOR THE BILL OR JOINT RESOLUTION TO BE PLACED ON THE CALENDAR FOR CONSIDERATION IN SAID HOUSE.

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

6. The 43rd legislative day shall be the final date for reporting bills and joint resolutions from committee in the house opposite the house of origin, AND THE COMMITTEE REPORT MUST BE PROPERLY FILED IN SAID HOUSE WITHIN ONE (1) LEGISLATIVE DAY THEREAFTER, IN ORDER FOR THE BILL OR JOINT RESOLUTION TO BE PLACED ON THE CALENDAR FOR CONSIDERATION IN SAID HOUSE.

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

8. Upon a two-thirds (⅔) vote of the membership of either house, a bill can be introduced and will be exempt from all cutoff dates in the house of origin.

PENDING LEGISLATION AT ADJOURNMENT OF FIRST REGULAR SESSION

Rule 18. Any bill or joint resolution pending in the Legislature at the final adjournment of the First Regular Session of a Legislature shall carry over to the Second Regular Session with the same status as if there had been no adjournment; provided, however, that this Rule shall not apply to bills and joint resolutions pending in a Conference Committee at the time of said adjournment.

RECONSIDERATION OF BILLS AND JOINT RESOLUTIONS DURING SECOND REGULAR SESSION

Rule 19. **[Any bill or joint resolution pending at the time of final adjournment and to be carried over into the second regular session under the provisions of Rule 17, and which is not in committee at the time of said adjournment, is referred automatically to the standing committee from which it was last reported. All other bills and joint resolutions shall be referred to a standing committee by the**

presiding officer prior to the final adjournment.]

It shall not be in order for either house, by suspension of the Rules or by any other means, to reconsider in the Second Regular Session the vote by which any bill or joint resolution was defeated in the First Regular Session.

NUMBERING OF BILLS IN SECOND REGULAR SESSION

Rule 20. Bills and resolutions (a) prefiled for introduction, and (b) introduced in the Second Regular Session of a Legislature shall be numbered consecutively with the last bill and resolution, respectively, introduced in the First Regular Session of the same Legislature.

RECALL OF BILLS AND JOINT RESOLUTIONS FROM THE GOVERNOR

Rule 21. Bills and joint resolutions presented to the Governor, and on which final action by the Governor is pending, may be recalled only by a concurrent resolution introduced in the house of origin of said bill or joint resolution and adopted by both houses; provided, however, bills and joint resolutions may be recalled from the Governor upon a joint request of the Presiding Officers of both houses for the exclusive purpose of correcting typographical and grammatical errors therein when such request for recall identifies the errors to be corrected. The amendment of such bill or joint resolution recalled on request of the Presiding Officers shall be limited to the correction of errors as stated in the recall request.

FORM OF BILLS AND JOINT RESOLUTIONS TO AMEND EXISTING LAW

Rule 22. (a) All bills and joint resolutions calling for legislative action to amend any provisions of existing law shall indicate such amendments when typewritten by underlining all new matter, and when printed by the use of capital letter type, and shall show matter stricken or eliminated from existing law when typewritten by striking through such language to be repealed, and when printed by the use of italic type enclosed in brackets.

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

NUMERALS IN BILLS AND JOINT RESOLUTIONS

Rule 23. (a) In all bills and joint resolutions numerals shall be written out in words followed by the corresponding figures enclosed in parentheses.

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

JOINT HEARINGS

Rule 24. With the concurrence of the Speaker and the President Pro Tempore, joint hearings before corresponding subject-matter committees of the two houses may be held upon agreement of the chairmen of said committees, when in their judgment the interests of legislation or the expedition of business will be better served thereby.

USE OF CHAMBERS, OFFICES, AND MEETING ROOMS

Rule 25. The chambers, offices, and meeting rooms under the jurisdiction and control of the Legislature shall be used only for the official business of the Legislature during legislative session. No private organization, nonlegislative state agency or department, or the employees thereof, shall be permitted to use said chambers, offices, or meeting rooms during the interim between sessions without the consent of the Presiding Officer of the house having jurisdiction and control thereof. Committee meeting rooms under the jurisdiction and control of one house of the Legislature may, with the consent of the Presiding Officer thereof, be used for committee meetings of the other house.

DURATION OF JOINT RULES

Rule 26. Joint Rules adopted by the First Regular Session of a Legislature shall be in full force and effect during both regular sessions of the same Legislature, unless amended, modified, or repealed as provided herein.

Respectfully submitted,
Al Terrill, Chairman
Gideon Tinsley, Vice Chairman

COMMITTEE REPORTS

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

DO PASS:

SJR 13 — Constitutional Revision and Regulatory Services, and be referred to Committee on Judiciary by previous order.

DO PASS, as amended:

SB 69 — Insurance, as coauthored by Wilson.

CS for **SB 166** — Judiciary, as coauthored by Smith of the House.

CS for **SB 196** — Insurance.

CS for **SB 200** — Judiciary, as coauthored by Cain and Johnston of the Senate and Elder of the House.

SB 201 — Insurance, and be referred to Committee on Retirement and Administration by previous order.

SJR 15 — Constitutional Revision and Regulatory Services.

FIRST READING

The following were introduced and read the first time.

SB 238 — By Luton.

An Act relating to Courts; imposing certain residency requirements on candidates for the office of District Judge; and directing codification.

SECOND READING

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

SB 233 — Wildlife.

SB 234 — Education, Common and then to Social Welfare.

SB 235 — Business, Industry and Labor Relations.

SB 236 — Revenue and Taxation.

SB 237 — Public and Mental Health.

HB 1001 — Insurance and then to County, State and Federal Government.

HB 1158 — Appropriations and Budget.

HB 1175 — County, State and Federal Government and then to Elections and Privileges.

HB 1248 — Public Safety and Penal Affairs.

HB 1251 — Municipal Government.

HB 1252 — Roads and Highways.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 24 was correctly engrossed.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1048.**

HB 1048 — By Sanders and Duckett of the House and Howard of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Section 804, as amended by Section 1, Chapter 59, O.S.L. 1975 (74 O.S. Supp. 1978, Section 804); providing for appointment, qualifications, removal, terms of office and compensation of members of the State Personnel Board; providing for appointment of alternate members; allowing presence at official meetings of alternate members of the Board to be counted for purposes of reaching a quorum; providing for their powers, duties and compensation; providing for conduct of certain hearings; providing an effective date; and declaring an emergency.

The above numbered **HB** was read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 12 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 9 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 1010** and **1011.**

HCR 1010 — By Draper of the House and Howard of the Senate.

A Concurrent Resolution adopting the Joint Rules for the Thirty-seventh Legislature.

HCR 1011 — By Townsend, et al, of the House and Stipe of the Senate.

A Concurrent Resolution praising United States Senator S. I. Hayakawa of California; memorializing the Oklahoma Congressional Delegation to assist Senator Hayakawa to repeal 23 U.S.C. Section 154, requiring a maximum highway speed limit of fifty-five miles per hour; and directing distribution.

Consideration of the Resolutions was deferred for this Legislative day.

THIRD READING

SJR 24 was read for the third time at length.

Senator McDaniel moved that **SJR 24** be referred to the Committee on County, State and Federal Government, which motion was declared adopted by the Presiding Officer.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on **HCR 1008** was ordered granted, the President Pro Tempore appointing the following conferees: Senators Tinsley, Miller and Martin.

MOTION TO RECONSIDER VOTE

President Pro Tempore Howard pressed his motion to reconsider the vote whereby **SB 49** and the emergency section passed.

Senator Lane moved to table the Howard motion to reconsider, which motion to table was declared adopted by the Presiding Officer.

SB 49 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 9.**

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

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 Crow, advised and consented to the confirmation of BOB HINTON, Altus, as a member of the Oklahoma Tourism and Recreation Commission, to serve the remainder of the term of Mr. Jack Carter, term expiring July 1, 1982.

The Senate, in executive session, and upon motion of Senator Howell advised and consented to the confirmation of AL McLEMORE, Midwest City, as Secretary-Member of the State Board of Public Affairs, to serve at the pleasure of the Governor. Mr. McLemore succeeds Paul Wilburn of Oklahoma City.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, to amend the report of the Committee on Rules of Wednesday, January 31, 1979, shown on Page 186, by removing Senator Nickles as a member of the Committee on Public Safety and Penal Affairs and adding him as a member of the Committee on Business, Industry and Labor Relations.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 49 was 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 Monday, February 12, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 1:30 p.m. to meet Monday, February 12, 1979, at 1:30 p.m.

Twenty-fourth Legislative Day

Monday, February 12, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—42.

Excused: Keller, Martin, Porter, Terrill, Wolfe and Young.—6.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Richard Douglass, Pastor, Putnam City Baptist Church, Oklahoma City, and incorporated into the Journal upon request of President Pro Tempore Howard.

Dear Heavenly Father, We are so grateful for the opportunities You give us. Thank You for health, knowledge, friendships, abilities, and the capacity to work. We confess our limitations and weaknesses. We know that our strength fails, our insights are limited, and our vision small at times. Give us Your strength, wisdom, and vision so that we may truly serve You and our world. In Christ's Name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McCune introduced Stanley Rogers, D.O., Oklahoma City, as the Doctor of the Day. Senator Capps introduced Guy Merz, Elk City, student doctor.

Senator Watson introduced Juanita Proctor, R.N., Oklahoma City, 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, as amended:

CS for **SJR 6** — Public Safety and Penal Affairs and be referred to Committee on Constitutional Revision and Regulatory Services by previous order.

CS for **SJR 9** — Appropriations and Budget.

CS for **SJR 20** — Insurance.

FIRST READING

The following were introduced and read the first time.

SB 239 — By Keller.

An Act relating to cities and towns; amending Section 45-104, Chapter 256, O.S.L. 1977, as amended by Section 1, Chapter 126, O.S.L. 1978 (11 O.S. Supp. 1978, Section 45-104); providing for public improvements and plats of land; authorizing the governing body to approve or disapprove any plans, plats or replats of land; providing for planning commission investigation and report; providing for subdivision regulations; providing building permits for rural land not served by water and sewer facilities.

SB 240 — By Murphy.

An Act relating to oil and gas; requiring the removal of equipment, structures, abutments and other obstacles from certain land within six months after abandonment of an oil or gas well; providing for restoration of surface conditions of land; declaring certain acts to be prohibited, a public nuisance and a misdemeanor; providing penalty; directing codification; and declaring an emergency.

SB 241 — By Luton and Rozell.

An Act relating to schools; amending 70 O.S. 1971, Section 1-109, as amended by Section 1, Chapter 22, O.S.L. 1978 (70 O.S. Supp. 1978, Section 1-109); modifying provisions establishing length of school year by allowing five days for certain professional meetings and an additional five days for inclement weather; stating exceptions; and declaring an emergency.

SB 242 — By Howell.

An Act relating to schools; providing for certain relationships between members of the board of education of a school district and teachers employed within the school district; requiring certain conduct; providing penalty; and directing codification.

SB 243 — By Luton, Smith, Birdsong, Clifton and Crutcher of the Senate and Elder, Stephenson, Harper, Henry and Johnson (A.V.) of the House.

An Act relating to insurance; amending 36 O.S. 1971, Section 332; modifying powers and duties of the State Board for Property and Casualty Rates; empowering the Board to employ certain technicians and other persons for certain examinations or investigations; requiring certain insurers or rating organizations to pay certain fees and expenses; providing procedure for claiming such fees and expenses and determining reasonableness and assessment thereof; allowing certain assessments to be an expense of doing business; and declaring an emergency.

SB 244 — By Smith.

An Act relating to professions and occupations; amending Section 15, Chapter 104, O.S.L. 1978 (59 O.S. Supp. 1978, Section 1638); modifying exemptions to the Oklahoma Welding Act; and increasing the exemptions to include certain weld test facilities approved by Oklahoma Department of Labor.

SJR 25 — By Howell.

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; directing the Legislature to create a State Pardon and Parole Board; continuing the presently constituted Board until such creation; specifying powers of the Board and the Governor; providing for legislative authority; eliminating certain communication; providing a ballot title; and directing filing.

SECOND READING

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

SB 238 — Elections and Privileges.
HB 1048 — County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1088, 1101, 1227** and **1270.**

HB 1088 — By Monks, et al, of the House and Dahl of the Senate.

An Act relating to soldiers and sailors; amending 72 O.S. 1971, Section 63.3; providing powers and duties to the War Veterans Commission; raising the per diem allowance; setting an operative date; and declaring an emergency.

HB 1101 — By Monks, et al, of the House and Dahl of the Senate.

An Act relating to motor vehicles; designating a special license plate for Congressional Medal of Honor winners; providing for fees; providing for design of the license plate; and directing codification.

HB 1227 — By Murphy, et al, of the House and Lane of the Senate.
An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.30a; as amended by Section 47, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1978, Section 22.30a), requiring purchasers of new motor vehicles to register vehicles within twenty (20) days; providing penalties; prohibiting certain acts by certain dealers; providing penalties; and providing an effective date.

HB 1270 — By Townsend, et al.
An Act relating to amusements and sports; specifying legislative intent; defining terms; prohibiting blind bidding; providing for trade screening; imposing certain requirements on distributors; providing for availability of motion picture exhibitions; providing for license agreements; specifying certain bidding procedures; imposing penalty; directing codification; and declaring an emergency.

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

GENERAL ORDER

SB 89 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 89** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 89** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 89 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Tinsley, Vann, Watson and York.—37.

Nay: Keating and McCune.—2.

Excused: Field, Keller, Martin, Porter, Stipe, Taliaferro, Terrill, Wolfe and Young.—9.

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: 38. Nay: 2. Excused: 8.

The emergency passed.

SB 89 was referred for engrossment.

Senators Young, Porter and Keller asked to be shown present, which was the order.

GENERAL ORDER

SB 98 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 98** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 98** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 98 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—45.

Excused: Martin, Terrill and Wolfe.—3.

The bill and emergency passed.

SB 98 was referred for engrossment.

GENERAL ORDER

SB 122 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 122** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 122** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 122 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—40.

Nay: Green, Keating, McCune, Nickles and Pierce.—5.

Excused: Martin, Terrill and Wolfe.—3.

The bill and emergency passed.

SB 122 was referred for engrossment.

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

GENERAL ORDER

SB 94 by Crow, Boatner and Cate of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Cate, **SB 94** was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **SB 94** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 94 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Nay: Berrong.—1.

Excused: Martin, Porter and Wolfe.—3.

The bill and emergency passed.

SB 94 was referred for engrossment.

GENERAL ORDER

SB 136 by Randle of the Senate and Murphy of the House was read and considered.

Upon motion of Senator Randle, **SB 136** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 136** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 136 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Crow, Martin, Porter and Wolfe.—4.

The bill passed.

SB 136 was referred for engrossment.

Senator Randle presiding.

GENERAL ORDER

SB 196 by Stipe was read and considered.

Senators Stipe and Smith asked unanimous consent that the title be crippled to **SB 196,** which was the order.

Upon motion of Senator Stipe, **SB 196,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 196,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 196 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Miller, Murphy, Nickles, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Nay: Boatner, Johnson, McCune, Pierce and Schuelein.—5.

Excused: Martin, Porter and Wolfe.—3.

The bill and emergency passed.

SB 196 was referred for engrossment.

GENERAL ORDER

SB 149 by Smith of the Senate and Davis (Don) of the House was read and considered.

Senators Landis, Birdsong, Luton, Tinsley and Murphy asked to be made coauthors of **SB 149,** which was the order.

Upon motion of Senator Smith, **SB 149,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 149,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 149 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Martin, Porter, Stipe and Wolfe.—4.

The bill and emergency passed.

SB 149 was referred for engrossment.

GENERAL ORDER

SB 55, considered, coauthored and deferred on Page 224, was considered further.

Senators Howell and Taliaferro moved to amend **SB 55,** Page 2, Line 2, by striking after the word "felony" the balance of the sentence and inserting the following language: "conviction resulting from a violation of the narcotic laws of the United States or the State of Oklahoma within 5 years from the date of said conviction."

Senator Howell asked unanimous consent that consideration of the foregoing amendment be deferred temporarily, which was the order.

Senators Howell and Taliaferro moved to amend **SB 55,** Page 2, Line 11, by striking after the word "teacher" and before the

word ''be'' the word ''shall'' and restoring the word ''may'', which amendment was declared adopted.

Senators Howell and Taliaferro moved to amend **SB 55,** Page 2, Line 15, by restoring after the word ''or'' the stricken language and striking the new verbiage through the word ''crime'' on Line 16, then striking the word ''or'' on Line 16 and inserting in lieu thereof: ''and any teacher shall be dismissed at any time or not reemployed if convicted of a felony, or if convicted of a felony resulting from''.

The Presiding Officer asked unanimous consent that consideration of the foregoing amendment be deferred temporarily, which was the order.

SPECIAL INTRODUCTION

Senator Randle announced that former Congressman and Speaker of the House of Representatives, Carl Albert, had entered the Chamber, accompanied by Governor George Nigh. The Presiding Officer appointed Senators Rozell, Crutcher and Johnston as a Special Committee to escort Speaker Albert to the President's desk to address the Senate.

Speaker Albert and Governor Nigh were escorted to the President's desk by the Special Committee, whereupon Speaker Albert delivered an address to the Senate.

Senator Randle, the Presiding Officer, thanked Speaker Albert on behalf of the Senate for his words of encouragement and noted that the greater thanks is owed by the Senate to him for the years of service he gave to Oklahoma and that the position he achieved in Washington was a point of pride for all the citizens of Oklahoma. A standing ovation was given Speaker Albert.

GENERAL ORDER

SB 55, previously considered, was considered further.

Senator Howell moved adoption of his amendment, which amendment was declared adopted by the Presiding Officer.

Senator Keating moved to amend **SB 55,** Page 2, Line 18, by changing the period to a comma and adding the following: ''provided the conviction was entered within the preceding ten-year period.''

Senator Keating asked unanimous consent that his amendment be changed to show the above language on Page 2, Line 4, which was the order.

Senator Keating pressed his motion to adopt his amendment, which amendment was declared adopted.

Senator Howell asked unanimous consent that the foregoing Keating amendment be amended to read ''five-year'' in lieu of ''ten-year'', as stated, in that this particular language would be in conflict with the first Howell-Taliaferro amendment, previously read and consideration deferred temporarily, to which request objection was heard.

Senator Howell asked unanimous consent that the first Howell-Taliaferro amendment be withdrawn, which was the order.

Upon motion of Senator Taliaferro, **SB 55,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **SB 55,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senators Cate and Taliaferro moved to amend **SB 55** on Third Reading by crippling the Title, which amendment was declared adopted.

SB 55 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, Combs, Crow, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Nay: Cain, Cate and Cummins.—3.

Excused: Martin, Porter, Smith and Wolfe.—4.

The bill passed.

SB 55 was referred for engrossment.

GENERAL ORDER

SB 39 by Howard of the Senate and Draper of the House was read and considered.

Upon motion of Senator Howard, **SB 39** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 39** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 39 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McDaniel, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, York and Young.—37.

Nay: Boatner, Crow, Johnson, Kilpatrick, McCune, Murphy and Tinsley.—7.

Excused: Martin, Porter, Smith and Wolfe.—4.

The bill and emergency passed.

SB 39 was referred for engrossment.

GENERAL ORDER

SB 31 by Giles of the Senate and Murphy of the House was read and considered.

Upon motion of Senator Giles, **SB 31** was advanced to engrossment.

By unanimous consent, upon request of Senator Giles, **SB 31** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 31 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick,

Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—43.

Excused: Martin, Porter, Smith, Wolfe and Young.—5.

The bill and emergency passed.

SB 31 was referred for engrossment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 13, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:45 p.m. to meet Tuesday, February 13, 1979, at 1:30 p.m.

Twenty-fifth Legislative Day

Tuesday, February 13, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—46.

Excused: Terrill and York.—2.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Douglass and incorporated into the Journal upon request of President Pro Tempore Howard.

Dear Heavenly Father: We are grateful that we can come to You in confession. Thank You for the promise that if we confess our sins You are faithful and just to forgive us of our sins and to cleanse us from all unrighteousness. We claim that cleansing and forgiveness now. We remember that You have taught us that if we confess with our mouths that Jesus is our Lord and believe in our hearts that God has raised him from the dead, we will have salvation. We confess our sins and claim Your forgiveness as we also confess Christ as our Lord. In Your Name we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Lamb introduced Ray Cordry, D.O., Enid, as Doctor of the Day.

Senator Berrong introduced Chris Williams, Fairview, as the student doctor.

Senator Cate introduced Mary Randall, R.N., and Betty Blatt, R.N., both of Norman, as Nurses of the Day; and Phyllis Gentry, Norman, the student nurse.

COMMITTEE REPORTS

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

DO PASS:

SB 27 — Education, Higher.
SB 59 — County, State and Federal Government.
SB 123 — Appropriations and Budget.

SB 125 — Appropriations and Budget.
SB 132 — County, State and Federal Government.

DO PASS, as amended:

SB 99 — Appropriations and Budget.
SB 103 — Appropriations and Budget.
SB 105 — Appropriations and Budget, as coauthored by Randle.
SB 124 — Appropriations and Budget.
SB 212 — Elections and Privileges, as coauthored by Graves.

FIRST READING

The following were introduced and read the first time.

SB 245 — By Martin of the Senate and Duke of the House.

An Act relating to waters and water rights; amending Section 9, Chapter 248, O.S.L. 1972 (82 O.S. Supp. 1978, Section 1020.9); modifying procedure for approval of an application for a permit to take and use ground water.

SECOND READING

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

SB 239 — County, State and Federal Government.
SB 240 — Oil, Gas and Energy.
SB 241 — Education, Common.
SB 242 — Education, Common and then to Elections and Privileges.
SB 243 — Insurance.
SB 244 — Business, Industry and Labor Relations.
SJR 25 — Public Safety and Penal Affairs and then to Constitutional Revision and Regulatory Services.
HB 1088 — County, State and Federal Government and then to Appropriations and Budget.
HB 1101 — Revenue and Taxation.
HB 1227 — Revenue and Taxation.
HB 1270 — Business, Industry and Labor Relations.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1152, 1156, 1250, 1253** and **HJR 1014.**

HB 1152 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

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, Norman, Oklahoma, The Oklahoma Veterans Center, Sulphur, Oklahoma, the Oklahoma Veterans Center, Talihina, Oklahoma, and making appropriations thereto; stating the purposes; providing for the transfer of funds; appropriating funds for capital outlay project; 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; authorizing certain expenditures from revolving funds; directing transfer of Oklahoma Veterans Center, Norman, Oklahoma; authorizing establishment of a Revolving Fund; creating a petty cash fund; providing lapse date; directing codification; providing severability; and declaring an emergency.

HB 1156 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Commission on Consumer Affairs and making an appropriation thereto; stating the purpose; providing for the appointment, duties and compensa-

tion of personnel; designating Administrator's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; providing lapse date; repealing Section 3, Chapter 199, O.S.L. 1975 (14A O.S. Supp. 1978, Section 6-511) which relates to the Government Straight Line Communication Service; providing severability; and declaring an emergency.

HB 1250 — By Steward, et al.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 180.43, as amended by Section 1, Chapter 180, O.S.L. 1974 (19 O.S. Supp. 1978, Section 180.43); providing for mileage, meals and lodging expenses for sheriffs and deputies; providing for expenses of keeping and feeding prisoners; providing for use of automobiles; providing penalties; authorizing new in lieu of mileage automobile allowance; and repealing 28 O.S. 1971, Section 39.4.

HB 1253 — By Steward.

An Act relating to courts; amending 20 O.S. 1971, Section 125, as last amended by Section 1, Chapter 260, O.S.L. 1976 (20 O.S. Supp. 1978, Section 125); authorizing compensation and reimbursement of expenses for bailiffs; providing for effective date; and declaring an emergency.

HJR 1014 — By Atkins, et al, of the House and Terrill and Watson of the Senate.

A Joint Resolution relating to the sale of certain land by the Department of Mental Health; declaring a moratorium on such sales; directing the Department of Mental Health and the State Board of Mental Health to cease and desist proceedings relating to such sales; directing accounting and disposition of proceeds from sales; directing distribution; and declaring an emergency.

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

SPECIAL INTRODUCTION

Senator Lane introduced The Honorable Yngve Holmberg, Consulate General of Sweden, and asked unanimous consent, which was granted, that Mr. Holmberg be granted privileges of the floor to address the Senate. President Pro Tempore Howard escorted Consulate General Holmberg into the Chamber, whereupon he delivered a brief message to the Senate.

UNANIMOUS CONSENT REQUEST

Senator Murphy asked unanimous consent that **SB 234** be withdrawn from the Committee on Education, Common; that the second committee assignment to the Committee on Social Welfare be rescinded; and that **SB 234** be referred to the Committee on Criminal Jurisprudence, which was the order.

Senator Watson presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 31, 39, 55, 89, 94, 98, 122, 136, 149 and **196** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SJR 8 by Clifton and Cate of the Senate and Steward and Deatherage of the House was read and considered.

Upon motion of Senator Clifton, **SJR 8** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **SJR 8** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Clifton asked unanimous consent to amend **SJR 8** on third reading, to which request objection was heard.

Senator Clifton moved that the vote be reconsidered whereby **SJR 8** was advanced to engrossment, which motion was declared adopted.

Senator Clifton moved that the vote be reconsidered whereby **SJR 8** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

GENERAL ORDER

Senator Berrong moved to amend **SJR 8,** Page 3, Line 3, by adding after the word "Program." and before Section 2, the following language: "Any personnel paid from funds derived under Section 1 shall be terminated upon exhaustion of said funds or expiration of the grant, whichever first occurs.", which amendment was declared adopted.

Upon motion of Senator Clifton, **SJR 8,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **SJR 8,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 8 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, Cain, Cate, Clifton, Crow, Cullison, Dahl, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Landis, Luton, Murphy, Porter, Randle, Taliaferro, Tinsley and Vann.—22.

Nay: Boatner, Capps, Combs, Crutcher, Cummins, Field, Giles, Johnson, Keller, Lamb, Lane, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Watson, Wolfe and Young.—24.

Excused: Terrill and York.—2.

The resolution failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Young moved that the vote be reconsidered whereby **SJR 8** failed of passage.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 4,** as coauthored by Denman.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

SJR 15 by Smith of the Senate and Wiseman of the House was read and considered.

Upon motion of Senator Smith, **SJR 15** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SJR 15** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 15 was read for the third time at length, as follows:

SJR 15 — By Smith of the Senate and Wiseman 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 11A of Article V of the Oklahoma Constitution; mandating the apportionment of the Legislature; changing certain time limitations for apportionment; providing for Apportionment Commission; requiring said Commission to apportion Legislature under certain circumstances; providing ballot title; directing filing; and requiring submission to the people at the next statewide election.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 11A of Article V of the Constitution of the State of Oklahoma to read as follows:

Section 11A. The apportionment of the Legislature shall be accomplished by the Legislature according to the provisions of this article, within **[ninety (90)]** THIRTY (30) legislative days after the convening of the **[first]** SECOND regular session of the legislature following each Federal Decennial Census. If the legislature shall fail or refuse to make such apportionment within the time provided herein, then such apportionment shall be accomplished by an Apportionment Commission composed of the Attorney General, Superintendent of Public Instruction and the State Treasurer of the State of Oklahoma according to the provisions of this article.

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 11A of Article V of the Constitution of the State of Oklahoma which mandates apportionment of the Legislature and apportionment of the Legislature by the Apportionment Commission upon failure of the Legislature to apportion within ninety (90) legislative days after the convening of the first regular session of the Legislature following each Federal Decennial Census, by extending the time for said apportionment within thirty (30) legislative days after the convening of the second regular session of the Legislature following each Federal Decennial Census.

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES, FOR THE AMENDMENT

☐ NO, AGAINST THE AMENDMENT

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

SECTION 4. The proposed amendment to the Constitution of the State of Oklahoma as set forth in SECTION 1 of this Resolution shall be submitted to the people of

Oklahoma at the next statewide election for their approval or rejection as and in the manner provided by law.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—46.

Excused: Terrill and York.—2.

The Resolution was declared passed.

SJR 15 was ordered referred for engrossment.

GENERAL ORDER

SJR 9 by Howard of the Senate and Draper of the House was read and considered.

Senator Crow asked to be made a coauthor of **SJR 9,** which was the order.

Upon motion of Senator Crow, **SJR 9,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SJR 9,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 9 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—46.

Excused: Terrill and York.—2.

The resolution and emergency passed.

SJR 9 was referred for engrossment.

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

RESOLUTION

Senator Luton introduced the following Resolution, consideration of which was deferred for this legislative day.

SCR 10 — By Luton.
A Concurrent Resolution declaring legislative intent to exempt gross receipts from the conduct of bingo games by qualifying charitable organizations from sales tax.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 14, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:10 p.m. to meet Wednesday, February 14, 1979, at 1:30 p.m.

Twenty-sixth Legislative Day

Wednesday, February 14, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—46.

Excused: Field and Young.—2.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Douglass and incorporated into the Journal upon request of President Pro Tempore Howard.

Dear Father: I come to You today to pray in behalf of people who have the responsibility of providing leadership for our state and nation. Bless with wisdom and strength those who have this task. Father, I know that those who lead pay a high price, as do their families. As these people pay the price of loneliness, fatigue, criticism, rejection, pressure, perplexity, and self-sacrifice, grant them Your presence and peace. In the Name of Christ, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Cummins introduced J. Michael Ritze, D.O., Broken Arrow, as the Doctor of the Day; Senator Howard introduced Don Hammons, Tulsa, as the student doctor.

Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, as the Nurse of the Day.

Senator Boatner introduced former Senator John Massey, Durant, and welcomed him to the Senate Chamber.

Senator Taliaferro introduced members of his family: his wife; his son and daughter-in-law, Steven and Pam, and their son, Brian Matthew; and his daughter Cynthia. Senator Taliaferro asked unanimous consent, which was granted, that his grandson, Brian Matthew, be granted privileges of the floor and named honorary Chief Sergeant-at-Arms.

Senator Nickles introduced his wife, Linda, and their daughter, Kim, and asked unanimous consent, which was granted,

that Kim be named as honorary President Pro Tempore.

Senator Murphy introduced his wife, Peggy.

Senator Boatner presiding.

SPECIAL REPORT

Senator Terrill submitted the Final Report of the Special Committee on Criminal Justice System and moved that the Senate receive said Report, which motion was declared adopted.

COMMITTEE REPORT

Senator Terrill moved that the proposed amendments to the Senate Rules, shown on Pages 186-190, Page 230, and Page 239 of the Journal, be adopted, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—46.

Excused: Porter and Young.—2.

Senator Terrill moved that the Senate adopt the proposed Joint Rules shown on Page 231 of the Journal, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—46.

Excused: Porter and Young.—2.

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 26** — Criminal Jurisprudence, and be referred to Committee on Public Safety and Penal Affairs by previous order.
SB 90 — Appropriations and Budget.
SB 96 — Appropriations and Budget.
SB 101 — Appropriations and Budget.
SB 165 — Judiciary.

FIRST READING

The following were introduced and read the first time.

SB 246 — By Smith.

An Act relating to banks and banking; amending 6 O.S. 1971, Sections 201, as last amended by Section 3, Chapter 66, O.S.L. 1977, 209, as amended by Section 2, Chapter 208, O.S.L. 1977, 802, as last amended by Section 1, Chapter 66, O.S.L. 1976, 803, as last amended by Section 1, Chapter 150, O.S.L. 1978, 901, 1404, as last amended by Section 1, Chapter 174, O.S.L. 1977, and 1405, as amended by Section 16, Chapter 109, O.S.L. 1975 (6 O.S. Supp. 1978, Sections 201, 209, 802, 803, 1404 and 1405), and 68 O.S. 1971, Section 812, as last amended by Section 1, Chapter 150, O.S.L. 1975 (68 O.S. Supp. 1978, Section 812); reenacting provisions establishing a Banking Department, Bank-

ing Commissioner, Banking Board, other officers and employees, their appointment, qualifications, removal, successors, salaries and expenses; placing certain employees under the Merit System; authorizing delegation of certain powers; requiring oath of office and bond; modifying experience and training requirements for certain assistants to the Commissioner; providing for adoption of seal, affixing seal and fees therefor; reenacting certain required examinations by the Commissioner, reports by banks, forms and procedure for examinations and reports, and penalties and procedures for failure to make reports; modifying frequency of certain examinations by Commissioner and of certain reports by banks and time of transmittal of certain reports; reenacting limitations on maximum indebtedness of certain banks, with exceptions; modifying provisions to allow certain certificates of deposit as security for certain obligations; reenacting provisions authorizing, defining and limiting certain banks to make or purchase certain real estate loans; modifying certain required appraised value and duration of real estate loans as a first lien or when added to an unpaid balance of a second lien; allowing banks to make certain loans secured by residential property; changing certain limitations on total amount of real estate loans of a bank; revising certain requirements of real estate loan exceptions; modifying provisions governing payment of deposit, interest or dividends of accounts in name of two or more persons, specifying procedures for certain payable on a death accounts; changing amounts of indebtedness and security for certain loans to managing officers of a bank and reenacting penalties for violations thereof; including any trust company to be subject to the provisions establishing certain unlawful acts of banks, officers, directors, affiliates or employees of a bank; modifying procedures for delivering or transferring securities or assets of a decedent and making a trust company subject to such procedures; establishing requirements for privacy and confidentiality of records of customers of financial institutions; providing short title; defining terms; prohibiting release or disclosure of financial information to certain governmental authorities; providing procedures; stating exceptions; providing for reimbursement of certain costs; and directing codification.

SB 247 — By Boatner.

An Act relating to public corporations; providing a short title; stating legislative intent; defining terms; creating the Oklahoma Home Development and Assistance Program and its Board of Directors; providing for membership, appointment, terms, officers, powers, duties, meetings and quorum of the Board; requiring certain records of the Board be public; requiring disclosure of certain interests; providing powers of the Executive Director; providing for home facility loans, home improvement loans, and assistance in home facility development; making certain requirements as to mortgages and loans to lenders; providing certain limitations on distributions of monies; making certain requirements as to home facility improvements, single family facilities, and multifamily facilities; providing certain eligibility requirements; authorizing issuance of bonds and notes under certain conditions; providing for certain special funds; requiring Revolving Fund; requiring surplus inure to state; providing for validity of any pledge; stating certain remedies available to bond holders; declaring all bonds issued by Board to be negotiable instruments and to be eligible for investment; providing for refunding of bonds; declaring nonliability of state and members of the Board for bonds; providing for certain tax exemptions; stating certain agreements between the state and the Board; and directing codification.

SECOND READING

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

SB 245 — Environmental and Natural Resources.

HB 1152 — Appropriations and Budget.

HB 1156 — Appropriations and Budget.

HB 1250 — Appropriations and Budget.

HB 1253 — Judiciary and then to Appropriations and Budget.

HJR 1014 — Public and Mental Health and then to County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1016, 1078, 1229, 1233** and **1241** and **HJR 1016.**

HB 1016 — By Peterson.

An Act relating to counties and county officers; providing for incorporation by reference to previously recorded documents or paragraphs; limiting application of provision; directing codification; and providing an effective date.

HB 1078 — By Peterson.

An Act relating to civil procedure; amending Section 1, Chapter 15, O.S.L. 1975, as amended by Section 1, Chapter 216, O.S.L. 1977 (12 O.S. Supp. 1978, Section 1770); providing for entry of judgments rendered under Small Claims Procedure Act on docket; providing for liens and releases; adding certain procedures for liens on real property; and providing an effective date.

HB 1229 — By Craighead and Henry of the House and Young and Keating of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-111; creating a Health Facilities Advisory Council; providing powers, duties, membership and terms of office; and adding public representative members.

HB 1233 — By Draper of the House and Kilpatrick of the Senate.

An Act relating to state government; repealing 74 O.S. 1971, Sections 356.6 through 356.18, 356.20 and Section 20, Chapter 152, O.S.L. 1972, as last amended by Section 1, Chapter 309, O.S.L. 1978 (74 O.S. Supp. 1978, Section 1819), which relate to authority of the Oklahoma Tourism and Recreation Commission to issue negotiable bonds; and declaring an emergency.

HB 1241 — By Davis (Don).

An Act relating to corporations; amending 18 O.S. 1971, Section 810; prohibiting certain conduct of directors, shareholders and officers; and modifying provisions with regard to membership in more than one professional corporation.

HJR 1016 — By Camp and Steward.

A Joint Resolution directing the Oklahoma State Regents for Higher Education to prescribe standards for course numbering among all State Education Institutions within the Oklahoma State System of Higher Education.

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

PENDING SENATE ACTION — RESOLUTIONS

SCR 10, introduced on Page 256, was called up for consideration.

Senator Luton, citing Rule 8(d), asked unanimous consent that Representative Monks be named House author of **SCR 10,** which was the order.

SCR 10, as coauthored, was read at length, adopted upon motion of Senator Luton, and ordered referred for engrossment.

HCR 1009, introduced on Page 204, was called up for consideration.

HCR 1009 was read at length, adopted upon motion of Senator Watson, properly signed and ordered returned to the Honorable House, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—39.

Nay: Boatner, Cain, Crow, Crutcher, Kilpatrick, Smith and Stipe.—7.

Excused: Field and Young.—2.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SJRs 9 and **15** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 4 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING SENATE ACTION — RESOLUTION

HCR 1010, introduced on Page 238, was called up for consideration.

HCR 1010 was read at length, adopted upon motion of President Pro Tempore Howard, properly signed and ordered returned to the Honorable House.

HCR 1011, introduced on Page 238, was called up for consideration.

HCR 1011 was read at length, adopted upon motion of Senator Stipe, properly signed and ordered returned to the Honorable House, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Nay: Boatner and Murphy.—2.

Excused: Crow and Young.—2.

GENERAL ORDER

SB 170 by Schuelein of the Senate and Sanders of the House was read and considered.

Upon motion of Senator Schuelein, **SB 170** was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, **SB 170** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 170 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field,

Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—47.

Excused: Young.—1.

The bill and emergency passed.

SB 170 was referred for engrossment.

GENERAL ORDER

SB 69 by Landis of the Senate and Wilson of the House was read and considered.

Upon motion of Senator Landis, **SB 69** was advanced to engrossment.

By unanimous consent, upon request of Senator Landis, **SB 69** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Landis moved that the vote be reconsidered whereby **SB 69** was advanced to engrossment, which motion was declared adopted.

Senator Landis moved that the vote be reconsidered whereby **SB 69** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

GENERAL ORDER

SB 69 was considered further.

Senators Keller and Keating moved to amend **SB 69,** Page 2, Line 16, by adding after the word "license" the following language: "or where the terms and conditions by which cancellation can be made are provided for in the policy in bold print sufficient to be brought to the attention of the policyholder."

Senator Landis moved as in lieu motion to rerefer **SB 69** to the Committee on Insurance for further consideration and that the said committee report **SB 69** back to the Senate Floor within five legislative days, which in lieu motion was declared adopted.

Senator Keller asked unanimous consent that his foregoing amendment be withdrawn, which was the order.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 6,** as coauthored by Henry.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

SB 212 by Stipe of the Senate and Graves of the House was read and considered.

Senators Berrong, Field and Capps asked to be made coauthors of **SB 212,** which was the order.

Senator Howell moved to amend **SB 212,** Page 2, Line 4, by striking after the word "state." the period and adding the following: "except in election disputes arising out of elections conducted in counties having a population in excess of 500,000."

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

Senator Lamb moved to table the Howell motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Crutcher, Cullison, Dahl, Giles,

Green, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Nickles, Pierce, Rozell, Stipe, Tinsley, Vann, Watson and Wolfe.—27.

Nay: Cain, Cate, Clifton, Combs, Crow, Cummins, Field, Howard, Howell, Johnson, Kilpatrick, Martin, Randle, Schuelein, Taliaferro, Terrill, York and Young.—18.

Excused: Murphy, Porter and Smith.—3.

Senator Lamb moved to amend **SB 212,** Page 2, Line 4, by inserting after the word "law" and before the word "in" the following: "or public hearing", which amendment was declared adopted.

Upon motion of Senator Stipe, **SB 212,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 212,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 212 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—38.

Nay: Cain, Combs, Howard, Howell, Johnson, Kilpatrick, Randle, Schuelein and York.—9.

Excused: Porter.—1.

The bill passed.

SB 212 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 4.**

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

GENERAL ORDER

SB 143 by Martin, Combs, Crow, Johnson and Keating of the Senate and Atkins of the House was read and considered.

Upon motion of Senator Martin, **SB 143** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 143** 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Nay: Smith and Young.—2.

Excused: Pierce and Porter.—2.

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: 45. Nay: 2. Excused: 1.

The emergency passed.

SB 143 was referred for engrossment.

GENERAL ORDER

SB 132 by Smith was read and considered.

Senator Keller moved to amend **SB 132,** Page 3, Line 8, by striking after the word "than" the word "three" and substituting in lieu thereof the word "five" and conforming Line 9 on Page 3, which amendment was declared adopted.

Upon motion of Senator Smith, **SB 132,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 132,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 132 was read for the third time at length.

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

Aye: Cate, Combs, Crow, Cullison, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lane, McCune, Murphy, Randle, Smith, Wolfe and York.—18.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Crutcher, Cummins, Dahl, Field, Giles, Johnson, Lamb, Landis, Luton, McDaniel, Martin, Miller, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann and Watson.—28.

Excused: Porter and Young.—2.

The bill failed.

GENERAL ORDER

SB 162 by Wolfe was read and considered.

Upon motion of Senator Wolfe, **SB 162** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 162** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 162 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Stipe, Tinsley, Watson, Wolfe and York.—33.

Nay: Boatner, Capps, Cullison, Field, Giles, Johnson, Lamb, Landis, Martin, Schuelein, Taliaferro, Terrill and Vann.—13.

Excused: Porter and Young.—2.

The bill passed.

SB 162 was referred for engrossment.

GENERAL ORDER

SB 27 by Murphy was read and considered.

Upon motion of Senator Murphy, **SB 27** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 27** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 27 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—46.

Excused: Porter and Young.—2.

The bill passed.

SB 27 was referred for engrossment.

GENERAL ORDER

SB 54 by Tinsley was read and considered.

Senator Johnson moved to amend **SB 54,** Page 3, Line 5½, by adding a new paragraph to read as follows:

"Any person possessing a written statement by an employee of the Oklahoma Department of Wildlife or Lake Patrol of the Oklahoma Department of Public Safety approving an exception of one day each week from the attending provisions of this act may be exempt for religious or other reasons."

, which amendment was declared adopted.

Upon motion of Senator Tinsley, **SB 54,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, **SB 54,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 54 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, Cain, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Landis, Luton, McCune, Miller, Murphy, Rozell, Schuelein, Stipe, Tinsley and York.—27.

Nay: Boatner, Capps, Crow, Crutcher, Giles, Keller, Lamb, Lane, McDaniel, Martin, Nickles, Pierce, Randle, Smith, Taliaferro, Terrill, Vann, Watson and Wolfe.—19.

Excused: Porter and Young.—2.

The bill passed.

SB 54 was referred for engrossment.

GENERAL ORDER

SB 99 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 99** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 99** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 99 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—43.

Nay: Nickles and Wolfe.—2.

Excused: Howell, Porter and Young.—3.

The bill and emergency passed.

SB 99 was referred for engrossment.

GENERAL ORDER

SB 103 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 103** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 103** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 103 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—41.

Nay: Berrong, Keating, McCune, Nickles and Wolfe.—5.

Excused: Porter and Young.—2.

The bill and emergency passed.

SB 103 was referred for engrossment.

GENERAL ORDER

SB 105 by Crow, Boatner and Randle of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 105** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 105** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Crow asked unanimous consent that further consideration of **SB 105** be deferred temporarily, which was the order.

GENERAL ORDER

SB 123 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 123** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 123** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 123 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—45.

Nay: Wolfe.—1.

Excused: Porter and Young.—2.

The bill and emergency passed.

SB 123 was referred for engrossment.

THIRD READING

SB 105 was considered further.

SB 105 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, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—34.

Nay: Berrong, Combs, Giles, Green, Lamb, Landis, McCune, Nickles, Pierce, Schuelein, Stipe and Wolfe.—12.

Excused: Porter and Young.—2.

The bill and emergency passed.

SB 105 was referred for engrossment.

GENERAL ORDER

SB 124 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 124** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 124** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 124 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—46.

Excused: Porter and Young.—2.

The bill and emergency passed.

SB 124 was referred for engrossment.

GENERAL ORDER

SB 125 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 125** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 125** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 125 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Nay: Landis.—1.

Excused: Porter and Young.—2.

The bill and emergency passed.

SB 125 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 Boatner presiding.

RESOLUTION

Senators McDaniel, Lane and Capps introduced the following Resolution, consideration of which was deferred for this legislative day.

SCR 11 —By McDaniel, Lane and Capps.

A Concurrent Resolution expressing intent of the Legislature that foundation program aid and incentive aid funds not be withheld on the basis of class size in certain classes for the first through the sixth grades; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, February 15, 1979, at 12:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:30 p.m. to meet Thursday, February 15, 1979, at 12:30 p.m.

Twenty-seventh Legislative Day

Thursday, February 15, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—44.

Excused: Dahl, Keller, Terrill and Wolfe.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Douglass and incorporated into the Journal upon request of President Pro Tempore Howard.

Dear Lord: We thank You for giving us our lives and for matching them with the time in which we live. We are aware that the one life You have given each of us is limited. We know that no one person can accomplish everything that needs to be done in our world. Grant that each of us will accomplish everything within our range of possibility with the lives You have given us. If our lives are not long, please save them from being little. Take our lives and make of them everything You had in mind for them to be. In the Name of Christ we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Boatner introduced the Doctor of the Day, David W. Simpson, D.O., Durant.

Senator Cate introduced Patsy O'Brien, R.N., Norman, the Nurse of the Day.

Senator Cummins introduced his daughter, Kim, who has been a page during the week, and asked that she be made honorary Minority Floor Leader for this day.

COMMITTEE REPORTS

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

DO PASS:

SB 44 — Business, Industry and Labor Relations, and be referred to Committee on Judiciary by previous order.

SB 150 — Business, Industry and Labor Relations (amended by Revenue and Taxation Committee).

SB 189 — Business, Industry and Labor Relations.

SB 190 — Business, Industry and Labor Relations.

SB 191 — Business, Industry and Labor Relations.

DO PASS, as amended:

SB 6 — Business, Industry and Labor Relations.

SB 183 — Education, Common, as co-authored by Randle, and be referred to the Committee on County, State and Federal Government by previous order.

FIRST READING

The following were introduced and read the first time.

SB 248 — By Luton.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 501, as amended by Section 1, Chapter 220, O.S.L. 1978, Section 3, Chapter 220, O.S.L. 1978, 505, as amended by Section 7, Chapter 220, O.S.L. 1978, Section 5, Chapter 220, O.S.L. 1978 (68 O.S. Supp. 1978, Sections 501, 502.1, 505 and 522.1) and 527; defining certain terms; levying a certain tax on diesel fuel; providing a certain date for payment of a certain tax; providing for certain reports; providing certain limitations when tax payments are delinquent; providing certain requirements for filing reports; permitting certain procedures for distributors; providing penalties; levying additional excise tax on diesel fuel; exempting fuels for certain purposes from taxation; and declaring an emergency.

SB 249 — By Johnson of the Senate and Townsend of the House.

An Act relating to game and fish; providing a waterfowl hunting stamp; providing a fee; directing use of funds from fee collection; providing certain collection and remittance procedures; permitting regulation of issuance of the stamp; providing a contest to determine artwork on the stamp; directing codification; providing an operative date; and declaring an emergency.

SJR 26 — By Clifton.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection proposed amendments to the Oklahoma Constitution to provide for statewide funding of common schools; amending Article X, Section 9, of the Oklahoma Constitution by eliminating an ad valorem tax allocation for school district purposes and increasing the ad valorem millage to be apportioned between county, city and town with certain regulations; amending Article X by adding a new section to be designated Section 9D authorizing the Legislature to enact laws for funding common schools on a statewide basis by assessment of state sales tax and increasing corporate income taxes; providing for ballot title; and directing filing.

SECOND READING

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

SB 246 — Banks and Banking.

SB 247 — Banks and Banking and then to County, State and Federal Government.

HB 1016 — County, State and Federal Government and then to Judiciary.

HB 1078 — Judiciary.

HB 1229 — Public and Mental Health.

HB 1233 — County, State and Federal Government.

HB 1241 — Business, Industry and Labor Relations.

HJR 1016 — Education, Higher.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1082, 1108, 1178, 1306** and **1308.**

HB 1082 — By Peterson.

An Act relating to civil procedure; amending 12 O.S. 1971, Sections 735, 759 and 814; providing execution must be issued within five years or judgment becomes dormant; providing certain exceptions; providing for recording of executions; providing for appraisal; providing for costs; providing for execution to sheriff of another county; clarifying certain provisions; repealing 12 O.S. 1971, Section 706.1; and providing an effective date.

HB 1108 — By Reimer and Bengtson.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 164a; providing educational requirements; providing a standard of education in an accredited school or college of chiropractic; providing for approval by the Oklahoma Board of Chiropractic Examiners; and declaring an emergency.

HB 1178 — By Morgan, et al.

An Act relating to property; amending Section 7-306, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-306), and 80 O.S. 1971, Section 1; providing for the consent for certain purposes and requiring the consent for certain purposes of the State Legislature for acquisition of land in Oklahoma by the federal government; providing for notice and approval of certain plans by the State Legislature; and declaring an emergency.

HB 1306 — By Smith and Combs of the House and Wolfe of the Senate.

An Act relating to fees; amending 28 O.S. 1971, Section 31, as last amended by Section 8, Chapter 212, O.S.L. 1978 (28 O.S. Supp. 1978, Section 31); providing for court clerk fees for services; providing effective date; and declaring an emergency.

HB 1308 — By Twidwell.

An Act relating to motor vehicles; repealing 47 O.S. 1971, Sections 22.1, as last amended by Section 7, Chapter 304, O.S.L. 1978, 22.2, as last amended by Section 10, Chapter 270, O.S.L. 1978 and 22.5, as last amended by Section 8, Chapter 304, O.S.L. 1978 (47 O.S. Supp. 1978, Sections 22.1, 22.2 and 22.5), which provide for certain conflicting provisions of duplicate sections of the Motor Vehicle License and Registration Act; and declaring an emergency.

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

PENDING SENATE ACTION — RESOLUTION

SCR 11, introduced on Page 268, was called up for consideration.

Senator Boatner asked to be named a coauthor of **SCR 11,** which was the order.

Senator McDaniel, citing Rule 8(d), asked unanimous consent that Representative Abbott be named House author of **SCR 11,** which was the order.

SCR 11, as coauthored, was read at length, adopted upon motion of Senator McDaniel and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1009, 1010** and **1011.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 27, 54, 99, 103, 105, 123, 124, 125, 143, 162, 170 and **212** and **SCR 10** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 6 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 90 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 90** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 90** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 90 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Dahl, Keller, Stipe, Terrill and Wolfe.—5.

The bill and emergency passed.

SB 90 was referred for engrossment.

GENERAL ORDER

SB 96 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 96** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 96** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 96 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Dahl, Howard, Keller, Stipe, Terrill and Wolfe.—6.

The bill and emergency passed.

SB 96 was referred for engrossment.

GENERAL ORDER

SB 101 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 101** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 101** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 101 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Nay: Keating.—1.

Excused: Dahl, Howard, Keller, Stipe, Terrill and Wolfe.—6.

The bill and emergency passed.

SB 101 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 6.**

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

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

RESOLUTION

Senator Smith introduced the following Resolution, consideration of which was deferred for this legislative day:

SCR 12 — By Smith.
A Concurrent Resolution expressing intent of the Legislature; allowing sale of certain goods for delivery, use and consumption in certain foreign countries not to be subject to certain sales tax; requiring certain acts by the Tax Commission; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 19, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 1:10 p.m. to meet Monday, February 19, 1979, at 1:30 p.m.

Twenty-eighth Legislative Day

Monday, February 19, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—46.

Excused: Porter and Wolfe.—2.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Archie Rivers, Pastor, South Heights Baptist Church, Sapulpa, and incorporated into the Journal upon request of Senator Young.

O God our Father, we pray that You will give us the long view of the work You have called us to do in Your world. Make us conscious of Your willingness not only to guide us as a nation but as individuals. Help us to never doubt Thy power or Thy willingness to direct us. Help us 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. We pray that Your will and Your program will be carried out above party and personality for the good of Oklahoma and America. Through Jesus Christ our Lord.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Rozell introduced Steve Baldwin, D.O., Wagoner, as the Doctor of the Day.

Senator Keating introduced Miss Minta Zulkey, Tulsa, the student doctor.

Senator Vann introduced Margie Richison, R.N., Norman, as the Nurse of the Day.

Senator Combs introduced his son, Michael, and asked that he be made honorary Majority Whip for this legislative day.

Senator York introduced his son, Yancy, along with Mike Coats and Darren Derryberry, and asked that the young men be named honorary Sergeants-at-Arms.

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 7 — Education, Common.

CS for **SB 25** — Environmental and Natural Resources, as coauthored by Capps.

SB 128 — County, State and Federal Government.

SB 205 — Education, Common.

HB 1179 — Agriculture, as coauthored by Landis, Giles, Dahl and Taliaferro.

FIRST READING

The following were introduced and read the first time.

SB 250 — By Lane.

An Act relating to motor vehicles; providing for the use and release of traffic violations; providing for the assessment of traffic violation points; and directing codification.

SB 251 — 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 252 — By Birdsong.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 1325, as amended by Section 1, Chapter 64, O.S.L. 1973 (22 O.S. Supp. 1978, Section 1325); permitting the disposition of certain property in the possession of a sheriff; requiring application to conduct sale; providing notice of hearing; providing order and return of sale; requiring application, notice, hearing, order and disposition for money or legal tender in the possession of a sheriff; providing for deposit of certain monies in a certain fund; providing for use of certain funds; and providing an effective date.

SB 253 — By Boatner.

An Act relating to public lands; directing the Commissioners of The Land Office to adopt rules and regulations and take whatever other action is necessary to implement the provisions of Section 6 of Article XI of the Oklahoma Constitution; and directing codification.

SB 254 — By Boatner of the Senate and Barker of the House.

An Act relating to the Banking Department; amending 6 O.S. 1971, Sections, 201 as last amended by Section 3, Chapter 66, O.S.L. 1977, 211, as last amended by Section 3, Chapter 208, O.S.L. 1977, and 2008 (6 O.S. Supp. 1978, Sections 201 and 211) and 18 O.S. 1971, Sections 381.13 and 381.15, as amended by Section 2, Chapter 236, O.S.L. 1975 (18 O.S. Supp. 1978, Section 381.15); establishing the Banking Department; providing for a Commissioner, Deputy Commissioner, assistants and other employees; allowing appointment of additional Banking Department officers; providing for appointments, qualifications, removal and successors; providing for Merit System employees; providing for salaries and travel expenses; providing for a Department seal; providing for collection of fees from banks and trust companies, credit unions and savings and loan associations; and depositing fees in the General Revenue Fund.

SB 255 — By Taliaferro.

An Act relating to civil procedure; amending Section 1, Chapter 74, O.S.L. 1976, as amended by Section 1, Chapter 156, O.S.L. 1978 (12 O.S. Supp. 1978, Section 158.1); and modifying provisions for service and return of process in civil cases by private process services.

SB 256 — By Taliaferro of the Senate and Willis of the House.

An Act relating to the Corporation Commission; amending 17 O.S. 1971, Section 158.27; modifying certain powers and juris-

diction of the Corporation Commission; exempting certain cooperatives and associations from powers of the Commission, with exceptions; and permitting certain cooperatives and associations to elect to be subject to certain powers and jurisdiction of the Commission and stating procedures therefor.

SB 257 — By Randle of the Senate and Cleveland of the House.

An Act relating to public health and safety; defining terms; creating an emergency telephone communication system; providing for a single emergency telephone number; providing for planning and coordination of system by the Department of Public Safety; providing for implementation and funding by local public agencies and public safety agencies; requiring an annual report to the Legislature; directing codification; and declaring an emergency.

SB 258 — By York.

An Act relating to elections; amending Section 3-106, Chapter 153, O.S.L. 1974, as amended by Section 1, Chapter 57, O.S.L. 1978 (26 O.S. Supp. 1978, Section 3-106); providing for the purchase of automated mechanical or electronic voting machines or devices; imposing certain requirements; modifying provisions for certain payments made to counties by the State Election Board; directing codification; repealing Section 3, Chapter 57, O.S.L. 1978 (26 O.S. Supp. 1978, Section 9-120); providing for severability; and declaring an emergency.

SB 259 — By Howell.

An Act relating to cities and towns; providing for the elimination of town wards under certain conditions; and directing codification.

SB 260 — By Howell.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 421; and increasing penalty for conspiracy.

SB 261 — By Terrill.

An Act relating to schools; amending 70 O.S. 1971, Section 6-123, as amended by Section 2, Chapter 193, O.S.L. 1973 (70 O.S. Supp. 1978, Section 6-123); creating a Professional Standards Board; modifying membership; and providing for appointment of members.

SB 262 — By Nickles.

An Act relating to children; amending 10 O.S. 1971, Section 60.6, as last amended by Section 4, Chapter 297, O.S.L. 1974 (10 O.S. Supp. 1978, Section 60.6); requiring the consent of the parents before a child is adopted; providing exceptions; adding an additional exception; and providing an effective date.

SB 263 — By Nickles of the Senate and Milacek of the House.

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.

SJR 27 — By Stipe, Smith, Lane, Cate and Cain of the Senate and Murphy of the House.

A Joint Resolution relating to higher education; expressing legislative intent that the State Regents assign a special function to the University of Oklahoma for the establishment of the Carl Albert Congressional Research and Studies Center; making an appropriation therefor; making appropriation nonfiscal; and declaring an emergency.

SECOND READING

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

SB 248 — Revenue and Taxation.
SB 249 — Wildlife.

SJR 26 — Education, Common and then to Constitutional Revision and Regulatory Services.

HB 1082 — Judiciary.

HB 1108 — Public and Mental Health.

HB 1178 — County, State and Federal Government and then to Wildlife.

HB 1306 — Judiciary.

HB 1308 — Public Safety and Penal Affairs and then to County, State and Federal Government.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 90, 96 and **101** and **SCR 11** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 200 by Keating, Cain and Johnston of the Senate and Elder of the House was read and considered.

Senator Martin moved to amend **SB 200,** Page 2, Line 1, by changing the semicolon to a comma after the word "property" and adding the following language: "and which purchaser must be a citizen of the United States;", which amendment was declared adopted.

Senator Keating moved to amend **SB 200,** Page 2, Line 1, by striking before the word "property" the word "residential", which amendment was declared adopted.

Upon motion of Senator Keating, **SB 200,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **SB 200,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 200 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, Cain, Cate, Clifton, Combs, Cullison, Cummins, Green, Howell, Keating, Keller, Kilpatrick, Lamb, McCune, Martin, Murphy, Nickles, Pierce, Randle, Watson, York and Young.—23.

Nay: Boatner, Capps, Crow, Crutcher, Dahl, Field, Giles, Howard, Johnson, Landis, Lane, Luton, McDaniel, Miller, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley and Vann.—22.

Excused: Johnston, Porter and Wolfe.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Keating moved that the vote be reconsidered whereby **SB 200** failed of passage.

GENERAL ORDER

SB 189 by Stipe of the Senate and Holden of the House was read and considered.

Upon motion of Senator Stipe, **SB 189** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 189** was considered engrossed and placed on third reading and final passage.

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

THIRD READING

SB 189 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Johnston, Smith and Wolfe.—3.

The bill and emergency passed.

SB 189 was referred for engrossment.

GENERAL ORDER

SB 190 by Stipe of the Senate and Holden of the House was read and considered.

Upon motion of Senator Stipe, **SB 190** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 190** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 190 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Nay: Boatner, Giles and Lane.—3.

Excused: Johnston, Smith and Wolfe.—3.

The bill and emergency passed.

SB 190 was referred for engrossment.

GENERAL ORDER

SB 191 by Stipe of the Senate and Holden of the House was read and considered.

Upon motion of Senator Stipe, **SB 191** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 191** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 191 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—39.

Nay: Crutcher, Howell, Keating, McCune, Watson and Young.—6.

Excused: Johnston, Smith and Wolfe.—3.

The bill and emergency passed.

SB 191 was referred for engrossment.

ANNOUNCEMENT RE SENATE BILLS

Senator Lane announced that, in compliance with Joint Rule 16A, the final date for reporting Senate measures out of Senate committees would be the 35th Legislative Day, March 1, 1979.

MOTION TO RECONSIDER VOTE

Senator Young asked unanimous consent that his motion to reconsider the vote whereby **SJR 8** failed of passage be extended one legislative day, 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 Luton presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Porter, advised and consented to the confirmation of WAYNE CHANDLER, Oklahoma City, as Vice Chairman of the State Board of Public Affairs, to serve at the pleasure of the Governor. Mr. Chandler succeeds Robert Lester, Norman.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of ROBERT K. GOODWIN, Tulsa, as a member of the Oklahoma Industrial Development Commission, District 1, for an unexpired term ending July 1, 1979, Mr. Goodwin succeeds David W. Holden.

The Senate, in executive session, and upon motion of Senator Tinsley, advised and consented to the confirmation of BRUCE HAYNES, El Reno, as a member of the Oklahoma Industrial Development Commission, to serve a 6-year term ending July 1, 1984. Mr. Haynes succeeds himself.

The Senate, in executive session, and upon motion of Senator Keating, upon written request of Senator Wolfe, advised and consented to the confirmation of WARREN HENDERSON, Tulsa, as Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, to serve coterminous with the Governor, ending January 1, 1983. Mr. Henderson succeeds Richard Hervey.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 20, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:30 p.m. to meet Tuesday, February 20, 1979, at 1:30 p.m.

Twenty-ninth Legislative Day

Tuesday, February 20, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Pierce and Stipe.—2.

Senator Luton declared a quorum present.

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

Our Heavenly Father: We Thank Thee for the privilege of coming in to Thy presence at this moment in prayer.

Memories of duties unperformed haunt us and we pray we shall be sensitive to the opportunities that knock upon the door of our hearts. Help us to never be satisfied with failure. Draw close to us now and lead us by Thy Spirit until our wills lose their weakness in reunion with Thee.

Through Jesus Christ, Our Lord, in whose name we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Randle introduced Fred C. LeMaster, D.O., Tulsa, as Doctor of the Day; and also introduced Richard Seal, Tulsa, the student doctor.

Senator Cate introduced Larry Church, 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:

SB 43 — Judiciary, as coauthored by Lamb and Keating of the Senate and Steward of the House, and be referred to Committee on Revenue and Taxation by previous order.

SB 81 — Appropriations and Budget, as coauthored by Craighead (amended by Committee on Education, Higher).

SB 112 — Appropriations and Budget.

SB 139 — Agriculture, and be referred to Committee on Appropriations and Budget by previous order.

SB 153 — County, State and Federal Government, and be referred to Committee on Appropriations and Budget by previous order.

SB 183 — County, State and Federal Government (amended by Committee on Education, Common).

SB 201 —Retirement and Administration (amended by Committee on Insurance).

SB 214 — Environmental and Natural Resources, and be referred to Committee on Agriculture by previous order.

DO PASS, as amended:

SB 82 — County, State and Federal Government, and be referred to Committee on Appropriations and Budget by previous order.

SB 106 — Appropriations and Budget, as coauthored by Randle.

SB 146 — County, State and Federal Government, as coauthored by Hopkins, and be referred to Committee on Public Safety and Penal Affairs by previous order.

SB 221 — Public and Mental Health.

CS for **SB 238** — Elections and Privileges, as coauthored by Elder.

FIRST READING

The following were introduced and read the first time.

SB 264 — By Landis.

An Act relating to public health and safety; amending Section 7, Chapter 257, O.S.L. 1974 (63 O.S. Supp. 1978, Section 2457); modifying requirements for certain inspections of certain manufactured homes; mandating certain inspections and reports thereof by the State Fire Marshal; requiring certain inspectors to assist the State Fire Marshal; and authorizing certain ex-officio Board members to take certain actions.

SB 265 — By Young.

An Act relating to cities and towns; amending Section 49-120, Chapter 256, O.S.L. 1977, as amended by Section 2, Chapter 280, O.S.L. 1978 (11 O.S. Supp. 1978, Section 49-120); providing conditions and procedures for Firemen's Relief and Pension Fund; providing for distribution of tax for benefit of Municipal Firemen's Relief and Pension Funds; repealing superseded duplication Sections; repealing Sections 49-120, 49-121 and 49-133, Chapter 256, O.S.L. 1977; providing operative date; and declaring an emergency.

SB 266 — By Young.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 2-305, as amended by Section 4, Chapter 365, O.S.L. 1975 (47 O.S. Supp. 1978, Section 2-305); specifying conditions of retirement and certain benefits available under the Retirement and Pension Fund of the Department of Public Safety; providing operative date; and declaring an emergency.

SB 267 — By Howell.

An Act relating to elections; modifying manner of election of Governor and Lieutenant Governor; providing for joint filing of a declaration of candidacy; imposing certain requirements for such filing; providing for disqualification and withdrawal; modifying the printing of certain ballots; directing codification; and declaring an emergency.

SB 268 — By Clifton.

An Act relating to children; amending 10 O.S. 1971, Sections 57, 60.17 and 60.18; mandating certain court records, files and information and certain records and information of the Office of the State Registrar of Vital Statistics be confidential, not subject to public inspection, and preserved in certain files; stating exceptions, including certain orders of the court of rendition, written authorization of certain adoptees and election of adopting parents;

declaring release of certain information by certain persons to constitute a misdemeanor; providing certain procedures of certain state and county officers; requiring certain court procedures in adoption cases; providing for retroactivity of certain provisions; and stating an effective date.

SB 269 — By Terrill.

An Act relating to public health and safety; amending Section 5, Chapter 217, O.S.L. 1973, as amended by Section 1, Chapter 216, O.S.L. 1976 (63 O.S. Supp. 1978, Section 1-112); creating the Oklahoma Health Planning Commission; providing for membership and powers; expanding the Commission's duties; providing for a State Health Coordinating Council; providing for membership, terms and compensation; providing for a State Health Manpower Committee and its composition; providing for an annual report; providing for the appointment of certain personnel; providing for office space; providing for the Commission's cost of maintenance; providing for certain employees of the Oklahoma State Health Planning Agency; and creating a Revolving Fund.

SB 270 — By Terrill.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-317, as amended by Section 2, Chapter 110, O.S.L. 1978 (63 O.S. Supp. 1978, Section 1-317); modifying procedures relating to filing of death certificates; providing that physician in attendance at time of death sign death certificate; and declaring an emergency.

SB 271 — By Terrill of the Senate and Atkins of the House.

An Act relating to public health and safety; amending 63 O.S. 1971, Sections 938 and 944, as amended by Sections 7 and 13, Chapter 246, O.S.L. 1972 (63 O.S. Supp. 1977, Sections 938 and 944); expanding types of deaths which must be investigated; modifying conditions under which an autopsy must be performed; and declaring an emergency.

SB 272 — By Terrill.

An Act relating to the Corporation Commission; amending Section 18 of Article IX of the Oklahoma Constitution; expanding certain powers and duties; providing short title; defining terms; prohibiting the construction of certain facilities, under certain conditions; providing for a certificate of convenience and necessity; requiring a certain hearing; requiring certain findings; providing for appeal; providing for a certain report; imposing certain powers and duties on a certain commission; prescribing scope of act; directing codification; and declaring an emergency.

SB 273 — By Terrill.

An Act relating to insurance; prescribing educational requirements for certain insurance agents; specifying application of act; directing codification; and declaring an emergency.

SB 274 — By Lane.

An Act relating to public health and safety; amending 63 O.S. 1971, Sections 950 and 951, as amended by Sections 19 and 20, Chapter 246, O.S.L. 1972 (63 O.S. Supp. 1978, Sections 950 and 951); authorizing performance of autopsies at certain places; requiring payment of fees; authorizing Chief Medical Examiner to transport autopsy subjects; requiring payment of transportation services; and declaring an emergency.

SB 275 — By Lane.

An Act relating to state government; amending 74 O.S. 1971, Sections 914 and 917, as last amended by Sections 4 and 6, Chapter 207, O.S.L. 1976 (74 O.S. Supp. 1978, Sections 914 and 917); specifying conditions for retirement under Oklahoma Public Employees Retirement System including reemployment conditions; providing for payment of vested benefits with

certain limitations; providing effective date; and declaring an emergency.

SB 276 — By Lane.

An Act relating to state government; amending 74 O.S. 1971, Sections 914 and 917, as last amended by Sections 4 and 6, Chapter 207, O.S.L. 1976 (74 O.S. Supp. 1978, Sections 914 and 917); specifying conditions for retirement under Oklahoma Public Employees Retirement System including reemployment conditions; providing for payment of vested benefits with certain limitations; providing effective date; and declaring an emergency.

SB 277 — By Randle of the Senate and Draper of the House.

An Act relating to schools; amending 70 O.S. 1971, Section 17-105, as last amended by Section 4, Chapter 238, O.S.L. 1978, and Sections 10 and 11, Chapter 238, O.S.L. 1978 (70 O.S. Supp. 1978, Sections 17-105, 17-116.1 and 17-116.2); expanding age for maximum retirement and for the making of contributions; fixing eligibility for retirement benefits; providing a method of computation of benefits; providing for vesting of benefits; providing procedures for and methods of computing disability retirement; allowing certain optional plans; specifying powers of a certain governing board; providing for voluntary Federal Social Security Program coverage; providing certain increases in certain retirement benefits; requiring certain contributions, benefits and deductions; changing the maximum annual compensation for certain purposes; stating special provisions for certain members; providing an effective date; and declaring an emergency.

SB 278 — By Young.

An Act relating to cities and towns; providing procedures and qualifications for Police Pension and Retirement Systems; amending Section 50-114, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 50-114); specifying conditions for service pensions for police officers and their spouses under certain conditions; providing operative date; and declaring an emergency.

SB 279 — By Terrill.

An Act relating to schools; amending 70 O.S. 1971, Section 6-104, as last amended by Section 1, Chapter 240, O.S.L. 1977 (70 O.S. Supp. 1978, Section 6-104); providing for sick leave; modifying provisions for emergency leave; providing for personal business leave; providing for sick leave benefits; providing for jury service; and providing for non-teaching personnel.

SB 280 — By Terrill.

An Act relating to schools; amending 70 O.S. 1971, Section 6-104, as last amended by Section 1, Chapter 240, O.S.L. 1977 (70 O.S. Supp. 1978, Section 6-104); modifying provisions for sick leave; providing for emergency leave; providing for sick leave benefits; providing for jury service; and providing for non-teaching personnel.

SJR 28 — By Terrill.

An Act relating to public utilities; defining terms; establishing the Oklahoma Public Utilities Commission; stating qualifications and terms of office of members; providing for first commission; providing for vacancies; requiring oath; providing for removal; providing for election of members from districts; describing districts; providing for organization; requiring a quorum of members; transferring certain powers, duties and responsibilities of Corporation Commission; providing for office space and expenses and employment of necessary staff; directing codification; providing an effective date; and declaring an emergency.

SECOND READING

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

SB 250 — Public Safety and Penal Affairs.

SB 251 — Environmental and Natural Resources.

SB 252 — County, State and Federal Government.

SB 253 — Constitutional Revision and Regulatory Services.

SB 254 — Banks and Banking and then to County, State and Federal Government.

SB 255 — Judiciary.

SB 256 — County, State and Federal Government.

SB 257 — Public and Mental Health.

SB 258 — Elections and Privileges.

SB 259 — Municipal Government.

SB 260 — Criminal Jurisprudence.

SB 261 — Education, Common.

SB 262 — Social Welfare.

SB 263 — Public and Mental Health.

SJR 27 — Education, Higher.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1187, 1286** and **1349.**

HB 1187 — By Weichel and Hill.

An Act relating to agriculture; amending 2 O.S. 1971, Sections 6-93, 6-94, as last amended by Section 1, Chapter 107, O.S.L. 1976 (2 O.S. Supp. 1978, Section 6-94), 6-102, as last amended by Section 2, Chapter 107, O.S.L. 1976 (2 O.S. Supp. 1978, Section 6-102); providing procedures for brucellosis testing; prohibiting the sale of bovine animals and providing exceptions; requiring ear tags on tested animals; providing for blood samples, ear tags and reports to the State Board of Agriculture; specifying certain information; providing exceptions to ear tagging requirements; requiring branding of certain animals; providing for fees; permitting markets to offer consignments subject to certain conditions without announcement; providing for guaranteed brucellosis-free animals; providing for release of animals on permit from the Board; providing for quarantine, and providing for issuance of permits.

HB 1286 — By Anderson and Hill.

An Act relating to agriculture; amending 2 O.S. 1971, Section 9-25, as amended by Section 3, Chapter 106, O.S.L. 1977 (2 O.S. Supp. 1978, Section 9-25); providing for reports of warehousemen; providing for certain inspections and examinations; modifying provisions regarding inspection fees; and declaring an emergency.

HB 1349 — By Hooper, Glover and Wilson of the House and Taliaferro of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.14, as last amended by Section 15, Chapter 209, O.S.L. 1978 (47 O.S. Supp. 1978, Section 22.14); providing for license registration fees of vehicles of political subdivisions; eliminating annual fee; providing for report to Tax Commission; providing for certain permanent license plates; providing an effective date; and declaring an emergency.

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

Senator Crow presiding.

PENDING SENATE ACTION — RESOLUTION

SCR 12, introduced on Page 273, was called up for consideration.

SCR 12 was read at length, adopted upon motion of Senator Smith and ordered referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent that the second committee assignment for **SB 229** to the Committee on Public Safety and Penal Affairs be rescinded, which was the order.

GENERAL ORDER

SB 128 by Young and McDaniel of the Senate and Cunningham and Morgan of the House was read and considered.

Senators Johnston, Giles, Miller, Dahl and Nickles asked to be named coauthors of **SB 128,** which was the order.

Senator Young asked unanimous consent that further consideration of **SB 128** be deferred temporarily, which was the order.

ANNOUNCEMENT

Senator Smith announced that **SB 150,** on the Senate Calendar under General Order, would be considered by the Senate on Wednesday, February 28, 1979.

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.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 189, 190 and **191** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Crow presiding.

BILL WITHDRAWN — REFERRED

Senator Luton moved that **SB 243** be withdrawn from the Committee on Insurance and referred direct to the Calendar, which motion was declared adopted by the Presiding Officer.

GENERAL ORDER

SB 128, previously considered and coauthored, was considered further.

Upon motion of Senator Young, **SB 128,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 128,** as coauthored, was considered engrossed and placed on third reading and final passage.

Senator Cate presiding.

THIRD READING

SB 128 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Vann, Watson, Wolfe, York and Young.—37.

Nay: Boatner, Landis, Luton, Schuelein, Taliaferro, Terrill and Tinsley.—7.

Excused: Howard, Pierce, Smith and Stipe.—4.

The bill and emergency passed.

SB 128 was referred for engrossment.

GENERAL ORDER

SB 165, previously considered and rereferred to the Committee on Judiciary, Pages 195 and 206, was called up for consideration.

Upon motion of Senator Wolfe, **SB 165** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 165** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 165 was read for the third time at length.

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

Aye: Berrong, Cain, Cate, Clifton, Combs, Cullison, Cummins, Green, Howard, Howell, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McCune, Miller, Murphy, Nickles, Porter, Schuelein, Tinsley, Watson, Wolfe and Young.—27.

Nay: Birdsong, Boatner, Capps, Crow, Crutcher, Dahl, Field, Giles, Johnson, Kilpatrick, McDaniel, Martin, Randle, Rozell, Taliaferro, Terrill, Vann and York.—18.

Excused: Pierce, Smith and Stipe.—3.

The bill passed.

Senators Randle, Capps, Giles, Crutcher 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: 13. Excused: 3.

The emergency passed.

SB 165 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Young pressed his motion to reconsider the vote whereby **SJR 8** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Porter, Randle, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—34.

Nay: Crow, Crutcher, Field, Giles, Johnson, Keller, Lane, Miller, Rozell, Schuelein and Wolfe.—11.

Excused: Pierce, Smith and Stipe.—3.

THIRD READING

SJR 8 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, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Green, Howard, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, Martin, Miller, Murphy, Nickles, Porter, Randle, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—33.

Nay: Boatner, Crutcher, Giles, Howell, Johnson, Keller, Lane, McDaniel, Rozell, Schuelein and Wolfe.—11.

Excused: Field, Pierce, Smith and Stipe.—4.

The resolution passed.

Senators Boatner, Giles and Rozell desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 36. Nay: 8. Excused: 4.

The emergency passed.

SJR 8 was referred for engrossment.

MESSAGE FROM THE HOUSE

Transmitting following Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and adoption of Measure as amended: Engrossed **HCR 1008.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HCR 1008** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HCR 1008,** and Engrossed Senate Amendments thereto, by Duckett, Feddersen, Cotner, Combs and Briscoe of the House and Tinsley, Birdsong and Lane of the Senate, entitled:

A Concurrent Resolution requesting the various state agencies to suspend their rules for the use of saltwater for de-icing purposes; and directing distribution.

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. 2.

2. That the Senate recede from Engrossed Senate Amendment No. 1.

3. That the following Conference Committee Amendments be adopted:

a. Page 1, Line 31, after the word "purposes" and before the word "under" strike the words and figures "for the next forty-five (45) days" and insert the words "until March 10".

b. Page 1, Line 30, after the word "saltwater" and before the word "for" insert the words "by municipalities exclusively".

c. Page 1, Line 34, delete the period "." and add the following words: "or any evidence of radioactivity.".

d. Amend the title on Line 12, after the word "SALTWATER" and before the word "FOR" by inserting the word "EXCLUSIVELY".

e. Amend the title on Line 12, after the word "PURPOSES" and before the semicolon by inserting the following: "AND PROVIDING AN EFFECTIVE DATE".

Respectfully submitted,

FOR THE HOUSE: Duckett, Feddersen and Vaughn.

FOR THE SENATE: Tinsley, Martin and Miller.

RESOLUTION

Senators Luton, Smith, Clifton, Birdsong and Crutcher introduced the following Resolution:

SCR 13 — By Luton, Smith, Clifton, Birdsong and Crutcher of the Senate and Elder, Harper, Johnson (A.V.), Henry and Stephenson of the House.

A Concurrent Resolution strongly urging the Insurance Commissioner and the State Board for Property and Casualty Rates to not increase rates for a certain period of time; requesting reports if this request is not honored; and directing distribution.

Senator Luton asked for immediate consideration of **SCR 13,** which was the order.

Senator Luton moved to amend **SCR 13,** Page 2, Lines 3 and 4, by striking the period on Line 3 and all the language before the word "that" on Line 4 and substituting the following: "and directs", and amending the title to conform, which amendment was declared adopted.

SCR 13, as amended, was read at length, adopted upon motion of Senator Luton and ordered referred for engrossment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 21, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:10 p.m. to meet Wednesday, February 21, 1979, at 1:30 p.m.

Thirtieth Legislative Day

Wednesday, February 21, 1979

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, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Johnston, Porter and Smith.—4.

Senator Luton declared a quorum present.

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

Our Father, we do not live long until we understand the things which are wrong with our world are the things that are wrong with us, as individuals. We say that we believe in God and yet we doubt God's promises. We say that in God we trust, yet we worry and try to manage our own affairs. We say that we believe that You have the answers to all of our problems, and yet we fail to consult Thee.

Forgive us Lord, for our lack of Faith!

Reach down and change the inner man within us that we may go forward with Thee.

In the name of Jesus Christ, our Lord, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Miller introduced former Senator Joe M. Whitaker, Eufaula, and welcomed him to the Senate Chamber.

Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, as the Nurse of the Day.

Senator Berrong introduced Dr. Robert Bush, Thomas, as the Doctor of the Day and Kevin Slade, Tulsa, as the student doctor.

COMMITTEE REPORTS

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

DO PASS:

SB 17 — Roads and Highways.

SB 58 — Roads and Highways, as coauthored by Landis of the Senate and Glover of the House.

SB 217 — Banks and Banking, as coauthored by Murphy of the Senate and Denman of the House.

SB 225 — County, State and Federal Government, as coauthored by Taylor, and be referred to Committee on Revenue and Taxation by previous order.

SJR 12 — Roads and Highways, as coauthored by Glover of the House.

SJR 17 — Roads and Highways.

HB 1252 — Roads and Highways, as coauthored by Stipe.

DO PASS, as amended:

SB 3 — Environmental and Natural Resources.

CS for **SB 18** — Criminal Jurisprudence, and be referred to Committee on Rules by previous order.

CS for **SB 48** — Banks and Banking, and be referred to Committee on Business, Industry and Labor Relations by previous order. Five roll call votes on amendments and on bill.

SB 104 — Appropriations and Budget, as coauthored by Rozell.

SB 208 — Judiciary, as coauthored by Clifton, Lamb, and Young of the Senate and Twidwell and Camp of the House, and be referred to Committee on Business, Industry and Labor Relations by previous order.

FIRST READING

The following were introduced and read the first time.

SB 281 — By Cummins.

An Act relating to game and fish; amending Section 7-401, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-401); declaring certain substances shall not be deposited, thrown, placed or permitted in certain waters with certain exceptions; providing penalty; providing reports from certain industries; authorizing certain corrective action; and declaring an emergency.

SB 282 — By Keller.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 301 and 302; modifying provisions pertaining to the prevention or disturbance of legislative meetings; providing for certain unauthorized conduct; providing for the prevention of the discharge of duties by legislative personnel; providing penalty; directing codification; and declaring an emergency.

SB 283 — By Crow.

An Act relating to waters and water rights; ratifying the Red River Compact; stating purpose and policy; defining terms; apportioning the water of the Red River between the signatory states; creating the Red River Compact Commission and providing for its administration; providing powers and duties for the Commission; providing provision concerning pollution; providing for the termination and amendment of the Compact; providing for the appointment of Commissioners and their compensation; providing an effective date for the Compact; directing codification; and declaring an emergency.

SB 284 — By McCune.

An Act relating to schools; amending 70 O.S. 1971, Section 16-102, as last amended by Section 1, Chapter 229, O.S.L. 1977 (70 O.S. Supp. 1978, Section 16-102); modifying procedures for adoption of textbooks by State Textbook Committee; requiring State Superintendent of Public Instruction to prepare certain lists; requiring State Textbook Committee to request certain textbooks; and, requiring State Text Book Committee to consider certain text books.

SB 285 — By Randle of the Senate and Morgan of the House.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 581, 584 and 588; modifying definition of the practice of optometry; expanding requirements for issuance of a certificate to practice optometry; modifying prohibited acts; providing penalty; and providing an effective date.

SB 286 — By York.

An Act relating to insurance; prohibiting accident and health insurance contracts that exclude coverage for chiropractic treatment; directing codification; and declaring an emergency.

SB 287 — By Keating.

An Act relating to civil procedure; amending Section 1, Chapter 74, O.S.L. 1976, as amended by Section 1, Chapter 156, O.S.L. 1978 (12 O.S. Supp. 1978, Section 158.1); authorizing the licensing of private process servers with certain limitations; providing certain qualifications; providing fees; authorizing licensing and renewal requirements; providing notice; requiring bond; providing hearing; providing proof of service of process; providing revocation of license; requiring district court clerk to keep a list of private process servers; and providing an effective date.

SECOND READING

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

SB 264 — Public and Mental Health and then to Business, Industry and Labor Relations.

SB 265 — Retirement and Administration.

SB 266 — Retirement and Administration.

SB 267 — Elections and Privileges and then to County, State and Federal Government.

SB 268 — Social Welfare and then to Judiciary.

SB 269 — Public and Mental Health.

SB 270 — Public and Mental Health.

SB 271 — Public and Mental Health.

SB 272 — Oil, Gas and Energy.

SB 273 — Insurance and then to Business, Industry and Labor Relations.

SB 274 — Public and Mental Health.

SB 275 — Retirement and Administration.

SB 276 — Retirement and Administration.

SB 277 — Retirement and Administration.

SB 278 — Retirement and Administration.

SB 279 — Education, Common.

SB 280 — Education, Common.

SJR 28 — County, State and Federal Government.

HB 1187 — Agriculture.

HB 1286 — Agriculture.

HB 1349 — Revenue and Taxation and then to Public Safety and Penal Affairs.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1046, 1070, 1083, 1242, 1278** and **1329** and **HJR 1026.**

HB 1046 — By Bengtson.

An Act relating to state officers and employees; requiring the adoption of certain rules and regulations; prohibiting the sale or distribution of certain insulating material, under certain conditions; requiring a certain certificate from the State Fire Marshal; imposing penalty; directing codification; and providing an effective date.

HB 1070 — By Duke, et al, of the House and Kilpatrick of the Senate.

An Act relating to revenue and taxation; amending Sections 1, 2 and 3, Chapter 313, O.S.L. 1974 (68 O.S. Supp. 1978, Sections 2407.1, 5002 and 5003); providing additional homestead exemption and relief for

persons with certain incomes; increasing the gross household income limitations of persons claiming property tax relief; defining certain terms; imposing certain duties on the Oklahoma Tax Commission in administering property tax relief; requiring claims and supporting proof; and providing an effective date.

HB 1083 — By Peterson.

An Act relating to liens; amending 40 O.S. 1971, Section 224, as amended by Section 1, Chapter 247, O.S.L. 1972 (40 O.S. Supp. 1978, Section 224), and 68 O.S. 1971, Sections 230, 231 and 234; providing for recording of certain liens of state with county clerk rather than with court clerk; providing for collection of contributions under provisions of Oklahoma Employment Security Act; providing for interest on past due collection; providing procedures for enforcement, refunds and appeals; providing certain procedures for certain other state tax liens and warrants; and providing an effective date.

HB 1242 — By Davis (Don) and Craighead of the House and Terrill of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 14-105; modifying provisions concerning loads on motor vehicles by requiring vehicles loaded with certain loose material to have covers over such loads; and providing exceptions.

HB 1278 — By Trent, et al.

An Act relating to criminal procedure; amending 22 O.S. 1971, Sections 991a, as last amended by Section 1, Chapter 223, O.S.L. 1978, and 991c, as amended by Section 3, Chapter 160, O.S.L. 1976 (22 O.S. Supp. 1978, Sections 991a and 991c); specifying sentencing powers of the court; directing the court to give first consideration to restitution programs as alternatives to fines or incarceration; modifying deferred judgment procedure; and declaring an emergency.

HB 1329 — By Davis (Don), Camp, Holaday and Wilson of the House and Crow of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1307; relating to payment of sales tax; specifying persons to pay tax; providing certain guidelines related to sales tax; adding new provisions for a credit for bad debts; providing an effective date; and declaring an emergency.

HJR 1026 — By Sanders and Hill of the House and Tinsley of the Senate.

A Joint Resolution relating to game and fish; and 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.

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 1016.**

HCR 1016 — By Hobson and Monks of the House and Cate of the Senate.

A Concurrent Resolution requesting patience in the collection of utility bills caused by severe winter weather; urging arrangements for payments; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

GENERAL ORDER

SB 6 by Howell was read and considered.

Senator Howell, citing Rule 8(d), asked unanimous consent that Representative Steward be named House author of **SB 6,** which was the order.

Upon motion of Senator Howell, **SB 6,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 6,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 6 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Birdsong, Johnston, Porter, Smith and Stipe.—5.

The bill passed.

SB 6 was referred for engrossment.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HCR 1008** was called up for consideration.

The **CCR** on **HCR 1008** was adopted upon motion of Senator Tinsley.

HCR 1008, as amended in Conference, was read at length and adopted upon motion of Senator Tinsley.

HCR 1008, together with the Conference Committee Report thereon, was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 128 and **165** and **SJR 8** and **SCRs 12** and **13** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

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

GENERAL ORDER

SB 106 by Crow, Boatner and Randle of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Randle, **SB 106** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 106** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 106 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Birdsong, Porter and Stipe.—3.

The bill and emergency passed.

SB 106 was referred for engrossment.

Senator Randle presiding.

GENERAL ORDER

SB 112 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senator Crow asked unanimous consent, which was granted, that further consideration of **SB 112** be deferred for this legislative day.

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

GENERAL ORDER

SB 238 by Luton of the Senate and Elder of the House was read and considered.

Senator Luton asked unanimous consent that further consideration of **SB 238** be deferred for this legislative day, which was the order.

GENERAL ORDER

SB 243 by Luton, Smith, Birdsong, Clifton and Crutcher of the Senate and Elder, Stephenson, Harper, Henry and Johnson (A.V.) of the House was read and considered.

Senator Berrong moved to amend **SB 243,** Page 3, Line 14, by adding after the word "filings" and before the word "made" the language: "for rate increases", which amendment was declared adopted.

Senator Berrong moved to amend **SB 243,** Page 5, Line 12, by striking after the word "business" and before Section 2, the language: "only to the extent or ratio that the rate filed is allowed by the Board."

Senator Luton moved to table the Berrong motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Howard, Johnson, Johnston, Keating, Kilpatrick, Lane, Luton, McDaniel, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Wolfe, York and Young.—30.

Nay: Berrong, Crutcher, Dahl, Field, Giles, Green, Howell, Keller, Lamb, Landis, McCune, Martin, Nickles, Vann and Watson.—15.

Excused: Birdsong, Pierce and Stipe.—3.

Upon motion of Senator Luton, **SB 243,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 243,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Cate asked unanimous consent to amend **SB 243** on third reading by adding on Page 5, Line 12, after the word "business" and before the word "only" the words "for rate-making purposes", which was the order.

SB 243 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Nickles.—1.

Excused: Birdsong, Field, Pierce and Stipe.—4.

The bill and emergency passed.

SB 243 was referred for engrossment.

GENERAL ORDER

SB 201 by Vann and Howard of the Senate and Dunn of the House was read and considered.

Senator Vann moved to amend **SB 201,** Page 2, Line 7, by inserting after the word "than" and before the word "the" the words and figures "one half (½) of", which amendment was declared adopted.

Upon motion of Senator Vann, **SB 201,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Vann, **SB 201,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 201 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Field, Pierce and Stipe.—4.

The bill and emergency passed.

SB 201 was referred for engrossment.

GENERAL ORDER

SB 7 by Murphy was read and considered.

Senator Murphy moved to amend **SB 7,** Page 5, Line 1, by adding after the word "enrolled." and before Section 2 the following new sentence: "Provided, the credit shall not exceed the total amount required for the tuition payment.", which amendment was declared adopted.

Upon motion of Senator Murphy, **SB 7,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 7,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 7 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Giles, Green, Howell, Johnston, Keating,

Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Porter, Randle, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—33.

Nay: Boatner, Crow, Dahl, Johnson, Lane, Rozell, Schuelein, Smith and Terrill.—9.

Excused: Birdsong, Field, Howard, Nickles, Pierce and Stipe.—6.

The bill and emergency passed.

SB 7 was referred for engrossment.

GENERAL ORDER

SB 81 by Watson of the Senate and Craighead of the House was read and considered.

Upon motion of Senator Watson, **SB 81** was advanced to engrossment.

By unanimous consent, upon request of Senator Watson, **SB 81** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 81 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Birdsong, Crow, Field, Nickles, Pierce, Porter and Stipe.—7.

The bill passed.

SB 81 was referred for engrossment.

GENERAL ORDER

SB 205 by Tinsley was read and considered.

Upon motion of Senator Tinsley, **SB 205** was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, **SB 205** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 205 was read for the third time at length.

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

Aye: Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Johnston, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Taliaferro, Tinsley, Watson and York.—26.

Nay: Berrong, Boatner, Capps, Giles, Green, Johnson, Keller, Landis, Lane, Schuelein, Smith, Terrill, Vann and Young.—14.

Excused: Birdsong, Field, Keating, Nickles, Pierce, Porter, Stipe and Wolfe.—8.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Lamb moved that the vote be reconsidered whereby **SB 205** passed.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, February 22, 1979, at 12:30 p.m., which motion prevailed.

RESOLUTION

Senator Cate introduced the following Resolution, consideration of which was deferred for this legislative day.

SR 15 — By Cate.

A Resolution memorializing the Congress of the United States to permit the expiration of the Federal-State Revenue Sharing Program; urging the Oklahoma Congressional Delegation to support certain congressmen; and directing distribution.

Upon motion of Senator Lane, the Senate adjourned at 3:45 p.m., to meet Thursday, February 22, 1979, at 12:30 p.m.

Thirty-first Legislative Day

Thursday, February 22, 1979

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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Berrong, Birdsong, Cate, Howard, Keating, Nickles, Porter and Wolfe.—8.

Senator Luton declared a quorum present.

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

Lord Jesus, bless all who serve us in our government, who have dedicated their lives to the ministry of others. Those who labor so patiently with so little appreciation. Bless those who have to accept criticism, complaints, bad manners, and selfishness at the hands of a thoughtless public. Bless every humble soul who in these days of pressure, stress and strain preach sermons without words, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Reverend Rivers introduced his wife, Mrs. Ethel Rivers, to the Senate.

Senator Randle introduced W. Richard Loerke, D.O., Tulsa, as Doctor of the Day.

Senator York, on behalf of Senator Cate, introduced Kathi Straw, R.N., Norman, as Nurse of the Day.

Senator Luton, on behalf of Senator Berrong, introduced Paul Battles, Weatherford, as the student doctor.

COMMITTEE REPORTS

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

DO PASS:

SB 34 — Business, Industry and Labor Relations.

SB 181 — Business, Industry and Labor Relations, as coauthored by Sanders.

SB 194 — Business, Industry and Labor Relations.

SB 226 — Revenue and Taxation, and be referred to Committee on Appropriations and Budget by previous order.

SB 236 — Revenue and Taxation.

SB 244 — Business, Industry and Labor Relations.

DO PASS, as amended:

CS for **SB 23** — Revenue and Taxation, and be referred to Committee on Judiciary by previous order.

CS for **SB 69** — Insurance.

SB 164 — Insurance.

CS for **SB 188** — Insurance, as co-authored by Sanders.

SB 209 — County, State and Federal Government, and be referred to Committee on Appropriations and Budget by previous order.

SB 228 — Education, Common, and be referred to Committee on Insurance by previous order.

FIRST READING

The following were introduced and read the first time.

SB 288 — By Randle.

An Act relating to state government; amending 74 O.S. 1971, Section 456, as last amended by Section 1, Chapter 97, O.S.L. 1977 (74 O.S. Supp. 1978, Section 456); creating the Executive Committee of the State Legislative Council; reducing membership; providing for meetings; reducing number of members required for a quorum; providing for duties; providing for travel expenses; providing for per diem in lieu of expenses; and declaring an emergency.

SB 289 — By Combs.

An Act relating to public health and safety; defining terms; imposing certain duties on youth camp operators; creating an Advisory Council on Youth Camp Safety; specifying duties; providing for membership, terms, vacancies, compensation and assistance; providing for the adoption and enforcement of youth camp safety standards; providing for the issuance and effectiveness of a certificate of approval; specifying certain fees; providing for certain investigations; requiring certain reports; providing penalty; providing for remedial relief; authorizing certain exemptions; providing for judicial review of orders by the State Commissioner of Health; providing for certain cooperation with other state agencies; providing for the operation of youth camps; providing for medical examination, immunization and treatment; directing codification; and declaring an emergency.

SB 290 — By Martin.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 64; allowing certain fines for certain crimes; and providing an effective date.

SB 291 — By Howell.

An Act relating to professions and occupations; 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 292 — By McCune.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 198, O.S.L. 1978 (68 O.S. Supp. 1978, Section 2358); providing for adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income; providing that every resident and nonresident estate and trust having Oklahoma taxable income shall file

an Oklahoma tax return; providing procedures; providing for itemized deductions for individuals using the zero bracket amount on federal income tax returns; and declaring an emergency.

SB 293 — By York.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.1, as last amended by Section 7, Chapter 304, O.S.L. 1978 (47 O.S. Supp. 1978, Section 22.1); defining terms; and providing an effective date.

SB 294 — By Cummins.

An Act relating to public health and safety; amending Sections 2, 4, 6, 10, 12 and 15, Chapter 251, O.S.L. 1976, as amended by Sections 1, 3, 5, 9, 11 and 14, Chapter 260, O.S.L. 1978 (63 O.S. Supp. 1978, Sections 2752, 2754, 2756, 2760, 2762 and 2764); defining terms; providing certain duties for the controlled industrial waste management division of the State Department of Health; authorizing certain rules and regulations with certain exceptions; authorizing consultation with certain governmental bodies; providing certain rules and regulations remain effective; providing certain provisions be cumulative; providing for monitoring of closed facilities; providing penalties; requiring disapproval of out of state controlled industrial waste; and declaring an emergency.

SB 295 — By Smith.

An Act relating to state government; amending Section 4, Chapter 111, O.S.L. 1975 (74 O.S. Supp. 1978, Section 1524); modifying duties and powers of the Director of the Department of Economic and Community Affairs; reenacting procedures for handling certain funds, organizing the Department and appointing and compensating certain employees; and placing certain employees under the Merit System of Personnel Administration.

SB 296 — By Smith.

An Act relating to the archives and records commission; amending 74 O.S. 1971, Section 564, as last amended by Section 1, Chapter 146, O.S.L. 1978 (74 O.S. Supp. 1978, Section 564); creating Archives and Records Commission; providing for its powers, duties and personnel, including State Auditor and Inspector, exempting the Oklahoma Tax Commission; permitting members to designate representatives; and declaring an emergency.

SB 297 — By Wolfe.

An Act relating to insurance; amending 36 O.S. 1971, Section 3636, as amended by Section 1, Chapter 28, O.S.L. 1976 (36 O.S. Supp. 1978, Section 3636); specifying uninsured motorist coverage provisions; and declaring an emergency.

SB 298 — By Cullison.

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.

SECOND READING

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

SB 281 — Environmental and Natural Resources and then to Public and Mental Health.

SB 282 — County, State and Federal Government.

SB 283 — Environmental and Natural Resources.

SB 284 — Education, Common.
SB 285 — Public and Mental Health.
SB 286 — Insurance.
SB 287 — Judiciary.
HB 1046 — Business, Industry and Labor Relations.
HB 1070 — Revenue and Taxation.
HB 1083 — Judiciary.
HB 1242 — Public Safety and Penal Affairs.
HB 1278 — Criminal Jurisprudence.
HB 1329 — Revenue and Taxation.
HJR 1026 — Wildlife.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1130, 1133, 1209, 1262, 1268, 1272** and **1340.**

HB 1130 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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; limiting expenditures for salaries and wages; authorizing use of all funds appropriated for federal matching purposes; providing lapse date; providing severability; and declaring an emergency.

HB 1133 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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; amending Section 1, Chapter 299, O.S.L. 1974, as last amended by Section 3, Chapter 228, O.S.L. 1978 (20 O.S. Supp. 1978, Section 106.9), pertaining to court reporters' salaries; authorizing use of all funds appropriated for federal matching purposes; providing lapse date; providing severability; and declaring an emergency.

HB 1209 — By Duckett, et al, of the House and Boatner of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Section 1-109, as amended by Section 1, Chapter 22, O.S.L. 1978 (70 O.S. Supp. 1978, Section 1-109); requiring certain number of days, weeks and months in certain school year; stating exceptions; and declaring an emergency.

HB 1262 — By Ford, Wilson and Denman of the House and Keating of the Senate.

An Act relating to revenue and taxation; defining terms; authorizing certain local governing bodies to establish special renovation for preservation areas and individual special renovation for preservation structures; authorizing limited assessed valuations of certain renovated structures; providing applications; directing codification; and setting an effective date.

HB 1268 — By Lancaster, et al, of the House and Rozell, Luton, Cummins and Miller of the Senate.

An Act relating to agriculture; providing short title; establishing the Oklahoma Soybean Association; defining terms; providing procedure to determine membership; providing qualifications, terms, compensation and removal of members; providing for the election of officers; providing meetings; providing for the appointment of a Director; declaring powers of the Commission; providing for an assessment; declaring the allocation of a certain percentage of the assessment; establishing a referendum for the assessment; providing procedures for a referendum; providing for transfer of funds upon assessment termination; providing for deduction of the assessment on a pledge or mortgage of soybeans; providing for certain reports; providing for refunds of the assessment in certain situations; providing for the deposit of certain monies; allowing annual

audits; requiring bonds of certain officials; allowing cooperation with other organizations; providing penalties; directing codification; and declaring an emergency.

HB 1272 — By Davis (Don) of the House and York of the Senate.

An Act relating to civil procedure; permitting certain persons to testify to the authenticity of certain medical bills; directing codification; and providing an effective date.

HB 1340 — By Robinson of the House and Miller of the Senate.

An Act relating to state officers and employees; providing certain restrictions on printing and binding by state governmental entities; requiring all contracts and agreements to comply; and directing codification.

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

MOTION TO RECONSIDER VOTE

Senator Lamb, on behalf of Senator Keating, asked unanimous consent that the Keating motion to reconsider the vote whereby **SB 200** failed of passage be extended one legislative day, which was the order.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1008.**

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

GENERAL ORDER

SJR 17 by Young was read and considered.

Upon motion of Senator Young, **SJR 17** was advanced to engrossment.

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

THIRD READING

SJR 17 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Excused: Berrong, Birdsong, Cate, Field, Howard, Keating, Nickles, Porter and Wolfe.—9.

The resolution passed.

SJR 17 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent that the second committee assignment for **SB 273** to the Committee on Business, Industry and Labor Relations be rescinded, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 6, 7, 81, 106, 201 and **243** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

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.

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

RESOLUTION WITHDRAWN — REASSIGNED

Senator Lane asked unanimous consent that **SJR 18** be withdrawn from the Committee on Constitutional Revision and Regulatory Services and reassigned to the Committee on County, State and Federal Government, which was the order.

RESOLUTION

Senators Terrill, Howell and Combs introduced the following Resolution.

SCR 14 — By Terrill, Howell and Combs.

A Concurrent Resolution memorializing Congress to continue to appropriate the full amount of impact aid funds for eligible Oklahoma school district; and directing distribution.

Senator Terrill asked for immediate consideration of **SCR 14,** which was the order.

SCR 14 was read at length as follows, adopted upon motion of Senator Terrill, and ordered referred for engrossment.

SCR 14 — By Terrill, Howell and Combs.

A Concurrent Resolution memorializing Congress to continue to appropriate the full amount of impact aid funds for eligible Oklahoma school districts; and directing distribution.

WHEREAS, White House officials in the 1980 federal budget proposals have recommended that $8.6 million be trimmed from the $19 million awarded last year to Oklahoma school districts serving employees who work on tax-free federal lands; and

WHEREAS, such funds are irreplaceable because most Oklahoma school districts already have levied at the highest tax rate allowed by law; and

WHEREAS, such federal budget cut could force many school districts to reduce their teaching staffs in situations where classrooms have already reached the maximum size permitted by law; and

WHEREAS, reduction of federal impact aid to Oklahoma school districts could severely impair the educational opportunities presently afforded to Oklahoma students.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The United States Congress is hereby memorialized to continue to appropriate the full amount of impact aid funds for eligible Oklahoma school districts.

SECTION 2. Copies of this Resolution shall be transmitted to the presiding officers of the United States Congress and to each member of the Oklahoma Congressional Delegation.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 26, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 1:15 p.m. to meet Monday, February 26, 1979, at 1:30 p.m.

Thirty-second Legislative Day

Monday, February 26, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Keller, Porter and Randle.—3.

Senator Luton declared a quorum present.

The following prayer was offered by Most Reverend Charles A. Salatka, Archbishop of Archdiocese of Oklahoma City, and incorporated into the Journal upon request of Senators Keller and Keating.

Let us bow our heads in prayer — Holy God, Creator and Loving Father, we praise You for Your goodness. You have so generously sprinkled it throughout Your creation. For the reflection of Your beauty which we shall soon see in the red bud trees, we praise You. For the reflection of Your burning truth, which is glimpsed in the thoughts and actions of honest and courageous men and women, we praise You.

We ask today for this body of Senators, the gift of realism. Help them to see the true dignity and value of each of Your sons and daughters, a dignity and value which should never be compromised but rather recognized, respected and defended.

Help these lawmakers to have the realism to appreciate the responsibilities which You place on their shoulders and for which You will someday demand an accounting.

Protect, we pray You dear God, these Senators from the arrogance and pride which at times rides near those who hold the reins of power. Give them the humility which brings with it the blessed gift of clear vision.

On their deliberations today and in the coming days and weeks of this session, we invoke Your blessing. We do this in the name of Your Son, our brother and Lord, Jesus Christ, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Young, ably assisted by Senators Smith, Cain and Johnston, introduced his grandchildren, John Evan Young, Kristen Young, Michael B. Young and the "Christmas Eve Twins", Deborah Lynne Young and Jennifer Sue Young. Senator Young asked unanimous consent that the five be made honorary Pages for this legislative day.

Senator Rozell introduced Frank Walton, D.O., Wagoner, as the 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 26 — Public Safety and Penal Affairs (amended by Committee on Criminal Jurisprudence).

SB 129 — Public Safety and Penal Affairs.

SB 131 — Revenue and Taxation and be referred to Committee on Municipal Government by previous order.

SB 210 — Education, Common and be referred to Committee on Retirement and Administration by previous order. Roll call on bill.

SB 227 — Revenue and Taxation, as coauthored by York, Berrong and Howell of the Senate and Lancaster of the House, and be referred to Committee on Municipal Government by previous order.

SB 229 — Revenue and Taxation, as coauthored by Kamas.

SB 251 — Environmental and Natural Resources.

DO PASS, as amended:

SB 13 — Revenue and Taxation, as coauthored by Giles, Crow and Lamb.

SB 38 — Public Safety and Penal Affairs.

SB 56 — Education, Common, as coauthored by Stipe, and be referred to Committee on Appropriations and Budget by previous order. Roll call on bill.

SB 157 — Revenue and Taxation and be referred to Committee on County, State and Federal Government by previous order. Two roll call votes on amendment no. 2.

CS for **SB 178** — Revenue and Taxation, as coauthored by Dahl of the Senate and Kerr of the House.

SB 265 — Retirement and Administration. Roll call on bill and on amendment.

SB 266 — Retirement and Administration. Roll call on bill and on amendment.

SB 278 — Retirement and Administration. Roll call on bill and on amendment.

SJR 10 — Public Safety and Penal Affairs, as coauthored by Vaughn.

FIRST READING

The following were introduced and read the first time.

SB 299 — By Johnson and Crutcher.

An Act relating to mines and mining; amending 45 O.S. 1971, Section 723, as amended by Section 1, Chapter 231, O.S.L. 1972 and Section 14, Chapter 10, O.S.L. 1978 (45 O.S. Supp. 1978, Sections 723 and 754); defining terms; providing short title; requiring permits for coal mining; providing procedures for permit applications; requiring bonds; authorizing revisions of permits; setting reclamation requirements; providing enforcement; prohibiting conflicts of interest; providing penalties; authorizing release of certain bonds after certain procedures; providing procedures for the designation of certain areas as unsuitable for coal mining; prohibiting mining in certain areas; authorizing the Department of Mines to enter into certain agreements; providing appeals; authorizing rules

and regulations; directing codification; directing recodification; repealing Section 22, Chapter 10, O.S.L. 1978 (45 O.S. Supp. 1978, Section 762); setting an operative date; and declaring an emergency.

SB 300 — By Randle.

An Act relating to cities and towns; providing short title; specifying legislative intent; providing application of act; defining terms; requiring preparation of a municipal budget; specifying the budget's contents; providing for an estimate of revenues; providing for certain funds; providing for certain notice and hearing; providing for an adopted budget; providing for certain protests; prohibiting certain acts; providing penalty; providing for certain accounts; providing for certain fund transfers; providing for supplemental appropriations; providing for budget amendments; directing codification; providing for interpretation of the Act; providing severability; and providing an effective date.

SB 301 — By Cain.

An Act relating to state government; amending Sections 4 and 5, Chapter 256, O.S.L. 1978 (74 O.S. Supp. 1978, Sections 4004 and 4005); requiring registration of certain lobbyists; expanding contents of registration; requiring certain reports; expanding contents of such reports; and requiring the preservation of certain materials.

SB 302 — By Combs.

An Act relating to landlord and tenant; prohibiting certain actions by a landlord; protecting tenant actions; providing exceptions; directing codification; and setting an effective date.

SB 303 — By Martin.

An Act relating to public and mental health; amending 63 O.S. 1971, Sections 1-1118, 1-1119 and 1-1201; requiring the licensing of certain persons; providing exceptions; providing fees; authorizing certain rules and regulations; providing for certain offenses; providing penalties; and declaring an emergency.

SB 304 — By Howell.

An Act relating to intoxicating beverages; amending 37 O.S. 1971, Sections 507 and 527, as amended by Section 1, Chapter 13, O.S.L. 1976 (37 O.S. Supp. 1978, Section 527); creating the Oklahoma Alcoholic Beverage Control Board; providing for membership, terms and qualifications; prohibiting certain conduct; providing for transaction of business; providing for bonds; increasing per diem allowances; and reducing grounds for denial of certain licenses.

SB 305 — By Howell.

An Act relating to courts; amending 20 O.S. 1971, Sections 1202, as last amended by Section 3, Chapter 253, O.S.L. 1976, 1211, and Section 11, Chapter 55, O.S.L. 1975 (20 O.S. Supp. 1978, Sections 1202 and 1224); modifying provisions for certain transfers to the Law Library Fund; modifying provisions for expenditures from said Fund; providing for administration of the law library or branch thereof and said Fund; modifying provisions for meetings of said Board; modifying provisions for certain transfers from said fund to the State Judicial Fund; and declaring an emergency.

SB 306 — By Terrill.

An Act relating to public utilities; defining terms; establishing the Oklahoma Public Utilities Commission; stating qualifications and terms of office of members; providing for first commission; providing for vacancies; requiring oath; providing for removal; providing for election of members from districts; describing districts; providing for organization; requiring a quorum of members; transferring certain powers, duties and responsibilities of Corporation Commission; providing for office space and expenses and employment of necessary staff;

directing codification; providing an effective date; and declaring an emergency.

SB 307 — By Terrill.

An Act relating to public utilities; amending Section 34 of Article IX of the Oklahoma Constitution; modifying certain definitions; providing short title; defining certain terms; creating an Oklahoma Public Utility Control Board and an Oklahoma Public Utility Control Board Nominating Committee; providing for membership, meetings, voting, compensation and duties; prohibiting certain acts; providing for terms and qualifications for office; providing for removal from office; authorizing employment of certain personnel; providing for principal office and seal; providing for orders, transcript, exhibits and records; requiring certain reports; requiring representation by the Attorney General; specifying scope of jurisdiction; providing for administration of act; requiring the keeping of certain accounts; enumerating certain powers; providing for certain inspections, investigations, tests and examinations; requiring certain filings; providing for certain communications; providing for certain service; providing for the fixing and regulation of certain rates; providing for determination of certain expenses and revenues; providing for changes in certain rates; providing for certain notice and hearing; requiring certain disclosures; imposing certain duties on the State Legislative Council; providing for judicial review; directing codification; and declaring an emergency.

SB 308 — By Lane.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.15a, as last amended by Section 36, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1978, Section 22.15a); requiring licenses for certain vendors of motor vehicles; providing license plates for vendors; restricting use of license plates; providing procedures for issuance; providing penalties; requiring in-transit plates for certain businesses; and setting expiration date of plates.

SB 309 — By York.

An Act relating to civil procedure; providing short title; specifying legislative intent; providing for application of the Act; providing for conciliation courts; providing for sessions and assignment of judges; providing for transfer of cases; providing for substitute judges; providing for court assistance; providing for probation officers; providing for administration of certain conferences and hearings; providing for records; providing for court jurisdiction; providing for a certain petition; providing for certain fees; providing for notice and hearing on the petition; providing for certain orders and agreements; providing for conciliation services; prescribing certain qualifications; providing for divorce and separate maintenance proceedings; providing for one or more minor children; directing codification; and providing an effective date.

SB 310 — By Terrill and Watson.

An Act relating to the Physician Manpower Training Commission; providing for physician services at correctional facilities; providing for manner of funding; and directing codification.

SJR 29 — By Randle.

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 27B; providing for the indebtedness of certain political subdivisions for financing public utilities; specifying procedure; providing for a joint agency; providing for certain contracts or agreements; providing for application of certain law; providing ballot title; directing filing; and providing for a special election.

SJR 30 — By Randle.

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 by adding a new section to Article X to be designated 27C; providing for the indebtedness of certain political subdivisions; allowing road, street and highway improvements under certain conditions; providing ballot title; and directing filing.

SJR 31 — By Terrill.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 9 of Article X of the Oklahoma Constitution; providing for levy and collection of ad valorem taxes; specifying millage for school purposes; increasing amount of emergency levy; providing for a certain election; providing for computation of levy and certification of appropriations; eliminating certain provisions which have lapsed; eliminating requirement that voters at an election to approve a local support levy must be ad valorem taxpaying voters; providing a ballot title; and directing filing.

SECOND READING

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

SB 288 — County, State and Federal Government.

SB 289 — Public and Mental Health.

SB 290 — Criminal Jurisprudence.

SB 291 — Business, Industry and Labor Relations.

SB 292 — Revenue and Taxation.

SB 293 — Public Safety and Penal Affairs and then to County, State and Federal Government.

SB 294 — Public and Mental Health.

SB 295 — County, State and Federal Government.

SB 296 — County, State and Federal Government.

SB 297 — Insurance.

SB 298 — County, State and Federal Government.

HB 1130 — Appropriations and Budget.

HB 1133 — Appropriations and Budget.

HB 1209 — Education, Common.

HB 1262 — County, State and Federal Government.

HB 1268 — Agriculture.

HB 1272 — Judiciary.

HB 1340 — County, State and Federal Government and then to Business, Industry and Labor Relations.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1164, 1206, 1350, 1351** and **1366.**

HB 1164 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Securities Commission — Appropriation — Emergency).

HB 1206 — By Hobson, et al. of the House and Cate of the Senate.

An Act relating to natural gas; authorizing the Corporation Commission to perform certain duties in order to comply with the Natural Gas Policy Act of 1978; setting fees; providing for appeals; directing codification; and declaring an emergency.

HB 1350 — By Cleveland, et al.

An Act relating to revenue and taxation; providing for exemption to confidentiality for Oklahoma Tax Commission records and files related to the Gross Production Tax Code; providing certain related procedures; and directing codification.

HB 1351 — By Cleveland.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1010; providing for payment of the gross produc-

tion tax; requiring certain information on statements; setting certain dates; providing procedures relating to a penalty; and modifying penalty provisions.

HB 1366 — By Briscoe, et al, of the House and Tinsley of the Senate.

An Act relating to game and fish; authorizing the Oklahoma Wildlife Conservation Commission to charge an application fee for certain hunts; defining a certain term; directing codification; providing an operative date; and declaring an emergency.

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

RESOLUTION

Senator Stipe and Representative Peterson of the House introduced the following Resolution:

SCR 15 — By Stipe of the Senate and Peterson of the House.

A Concurrent Resolution praising Judge Kirksey Nix; expressing condolence; and directing distribution.

Senator Stipe asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SCR 15.**

SCR 15, as coauthored, was read at length, adopted upon motion of Senator Stipe, and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of **SCR 13,** as coauthored by Duckett, Harbin and Atkins.

The above numbered Resolution was referred for enrollment.

PENDING SENATE ACTION — RESOLUTION

SR 15, introduced on Page 299, was called up for consideration.

Senators Berrong, Birdsong, Capps, Clifton, Combs, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, McCune, Martin, Nickles, Pierce, Porter, Randle, Rozell, Stipe, Terrill, Tinsley, Watson, Wolfe, York and Young asked to be named coauthors of **SR 15,** which was the order.

Senator Cate asked unanimous consent to amend **SR 15** by adding after the words "Federal Revenue Sharing Programs" the words "for states" in each instance where it appears in the Resolution, which was the order.

SR 15, as coauthored and amended, was read at length as follows, adopted upon motion of Senator Cate, and ordered referred for enrollment.

SR 15 — By Cate, Berrong, Birdsong, Capps, Clifton, Combs, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, McCune, Martin, Nickles, Pierce, Porter, Randle, Rozell, Stipe, Terrill, Tinsley, Watson, Wolfe, York and Young.

A Resolution memorializing the Congress of the United States to permit the expiration of the Federal-State Revenue Sharing Programs for states; urging the Oklahoma Congressional Delegation to support certain Congressmen; and directing distribution.

WHEREAS, by the terms of its latest extension, Federal Revenue Sharing for states will expire September 30, 1980; and

WHEREAS, such expiration will save Two Billion Dollars annually in Federal

revenues, thereby reducing the Federal deficit; and

WHEREAS, massive Federal deficits contribute to inflation and endanger the American economy; and

WHEREAS, the Legislature of the State of Oklahoma is on record favoring a balanced Federal budget; and

WHEREAS, nevertheless many state government officials throughout the United States have strongly urged further extension of the Federal Revenue Sharing Program for states; and

WHEREAS, United States Senator Lloyd Bentsen of Texas, and others, have proposed that the Program be allowed to expire on September 30, 1980.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate recognizes and appreciates the efforts of Senator Lloyd Bentsen of Texas and others for working toward the expiration of the Federal Revenue Sharing Program for states on September 30, 1980.

SECTION 2. The Oklahoma Senate does hereby memorialize the members of the Oklahoma Congressional Delegation to support and assist Senator Bentsen and others in accomplishing the expiration of the Federal Revenue Sharing Program for states.

SECTION 3. Copies of this Resolution shall be distributed to Senator Lloyd Bentsen of Texas, to each member of the Oklahoma Congressional Delegation and to the United States Senate and the House of Representatives.

PENDING SENATE ACTION — RESOLUTION

HCR 1016, introduced on Page 294, was called up for consideration.

HCR 1016 was read at length, adopted upon motion of Senator Cate, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 17 and **SCR 14** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 34 by Terrill of the Senate and Murphy of the House was read and considered.

Upon motion of Senator Terrill, **SB 34** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 34** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 34 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley,

Vann, Watson, Wolfe, York and Young.—43.

Excused: Howard, Keller, Porter, Randle and Stipe.—5.

The bill and emergency passed.

SB 34 was referred for engrossment.

Senators Porter and Keller asked to be shown present, which was the order.

GENERAL ORDER

SB 236 by Smith was read and considered.

Upon motion of Senator Smith, **SB 236** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 236** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 236 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Birdsong, Pierce, Porter and Young.—4.

Excused: Lane, Randle and Stipe.—3.

The bill passed.

Senator Lane desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42. Nay: 4. Excused: 2.

The emergency passed.

SB 236 was referred for engrossment.

GENERAL ORDER

SB 104 by Crow, Boatner and Rozell of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 104** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 104** was considered engrossed and placed on third reading and final passage.

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

THIRD READING

SB 104 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Nay: Berrong, Nickles, Pierce and Wolfe.—4.

Excused: Miller and Stipe.—2.

The bill and emergency passed.

SB 104 was referred for engrossment.

GENERAL ORDER

SB 244 by Smith was read and considered.

Senator Smith moved to amend **SB 244,** Page 2, Line 14, by inserting after the word "labor" and before the word "to" the following: "on or before January 1, 1978,", which amendment was declared adopted.

Upon motion of Senator Smith, **SB 244,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 244,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 244 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Nay: Crow.—1.

Excused: Stipe.—1.

The bill passed.

SB 244 was referred for engrossment.

GENERAL ORDER

SB 3 by McDaniel was read and considered.

Senator Martin asked to be made a coauthor of **SB 3,** which was the order.

Senator McDaniel, citing Rule 8(d), asked unanimous consent, which was granted, that Representatives Cunningham and Abbott be named coauthors of **SB 3.**

Upon motion of Senator McDaniel, **SB 3,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator McDaniel, **SB 3,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 3 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—47.

Excused: Stipe.—1.

The bill passed.

SB 3 was referred for engrossment.

Senator Crow presiding.

GENERAL ORDER

SJR 12 by Taliaferro of the Senate and Glover of the House was read and considered.

Upon motion of Senator Taliaferro, **SJR 12** was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **SJR 12** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 12 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—40.

Nay: Birdsong, Crow, Johnson, Kilpatrick and Young.—5.

Excused: Smith, Stipe and Terrill.—3.

The Chair advised the Senate that Senators Terrill and Smith, having been present in the Chamber during the vote, would be shown voting "no" on **SJR 12** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 40. Nay: 7. Excused: 1.

The resolution passed.

Senators Terrill and Smith desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42. Nay: 5. Excused: 1.

The emergency passed.

SJR 12 was referred for engrossment.

GENERAL ORDER

SB 238 by Luton of the Senate and Elder of the House, previously considered on Page 296, was considered further.

Senator Young moved to amend **SB 238,** Page 1, Line 1, by inserting after the word "candidate" and before the word "for" the following: "or to fulfill an appointment according to law", which amendment was declared adopted.

Senator Young moved to amend **SB 238,** Page 1, Line 3, by striking the word "county" and inserting in lieu thereof the words "judicial district", which amendment was declared adopted.

Senator Smith moved to amend **SB 238,** Page 2, Line 2, by adding after the word "qualified" and before the period the words: "nor shall an incumbent be required to comply with such durational requirement", which amendment was declared adopted.

Upon motion of Senator Luton, **SB 238,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 238,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 238 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Nay: Schuelein and Terrill.—2.

Excused: Stipe.—1.

The bill passed.

SB 238 was referred for engrossment.

GENERAL ORDER

SB 217 by Wolfe, Smith and Murphy of the Senate and Denman of the House was read and considered.

Senator Wolfe asked unanimous consent to amend **SB 217** by crippling the title, which was the order.

Upon motion of Senator Wolfe, **SB 217,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 217,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 217 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Nay: Johnson and Schuelein.—2.

Excused: Stipe.—1.

The bill passed.

SB 217 was referred for engrossment.

RESOLUTION

Senator Stipe introduced the following Resolution:

SR 16 — By Stipe.
A Resolution praising Judge Kirksey Nix; expressing condolence; and directing distribution.

Senator Stipe asked for immediate consideration of **SR 16,** which was the order.

Senator Stipe asked unanimous consent that all other members of the Senate be named coauthors of **SR 16,** which was the order.

SR 16, as coauthored, was read at length as follows, adopted upon motion of Senator Stipe and ordered referred for enrollment.

SR 16 — By Stipe, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kel-

ler, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution praising Judge Kirksey Nix; expressing condolence; and directing distribution.

WHEREAS, the greatness of Oklahoma is based on the hearty efforts of public-spirited citizens who serve this state; and

WHEREAS, Kirksey Nix served this state as a Judge on the Court of Criminal Appeals for fifteen years; and

WHEREAS, Kirksey Nix was born the son of sharecropper father and worked his way through Southeastern State College and the University of Oklahoma; and

WHEREAS, Judge Nix served both in the House of Representatives and the Senate and compiled a record as an effective Legislator with a gift for oratory; and

WHEREAS, Kirksey Nix while in the Legislature served as the youngest Floor Leader in the United States; and

WHEREAS, Judge Nix was elected to the Court of Criminal Appeals in 1956, and served as the acknowledged expert on the Bill of Rights and the Constitution, and wrote several landmark opinions, which were frequently upheld by the Supreme Court of the United States; and

WHEREAS, upon his retirement in 1971, the Presiding Judge of the Court on the Judiciary, Judge Charles Wilson, commended Judge Nix for his "tremendous valuable service to all Americans," and his "concern for the rights of people"; and

WHEREAS, Judge Nix stood steadfast and calm during many trying hours and difficult times; and

WHEREAS, Judge Kirksey Nix leaves this state with an honorable legacy of concern for the rights of defendants, and an interest in improving the lot of prisoners in Oklahoma; and

WHEREAS, Oklahoma has lost a powerful friend of the oppressed, and needs to express its condolences to the family of Judge Nix.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Legislature of the State of Oklahoma hereby praises the life and service of Judge Kirksey Nix formerly of the Court of Criminal Appeals, the House of Representatives and the Senate. The Oklahoma Legislature hereby expresses its condolences to the family of Judge Nix.

SECTION 2. Copies of this resolution shall be dispatched to the family of Judge Kirksey Nix and the Court of Criminal Appeals of the State of Oklahoma.

GENERAL ORDER

SB 183 by Smith and Randle of the Senate and Riggs of the House was read and considered.

Senators Terrill, Lamb and Keating asked to be made coauthors of **SB 183,** which was the order.

Upon motion of Senator Smith, **SB 183,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 183,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 183 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—43.

Nay: Berrong, Crow, Field and Young.—4.

Excused: Stipe.—1.

The bill and emergency passed.

SB 183 was referred for engrossment.

Senator Watson presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 15 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 164 by Wolfe was read and considered.

Upon motion of Senator Wolfe, **SB 164** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 164** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 164 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Field, Green, Howard, Howell, Keating, Kilpatrick, Lamb, Martin, Pierce, Porter, Randle, Smith, Terrill, Vann, Watson, Wolfe, York and Young.—27.

Nay: Boatner, Capps, Combs, Dahl, Giles, Johnson, Johnston, Keller, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Rozell, Schuelein, Taliaferro and Tinsley.—20.

Excused: Stipe.—1.

The bill passed.

SB 164 was referred for engrossment.

BILL WITHDRAWN — REFERRED

Senator Lane asked unanimous consent that **SB 179** be withdrawn from the Committee on County, State and Federal Government; the second committee assignment to the Committee on Business, Industry and Labor Relations be rescinded; and **SB 179** be referred to the Committee on Rules, which was the order.

MOTION TO RECONSIDER VOTE

Senator Keating asked for consideration of his motion to reconsider the vote whereby **SB 200** failed of passage, which motion

to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Randle, Smith, Stipe, Taliaferro, Tinsley, Watson, Wolfe, York and Young.—40.

Nay: Dahl, Johnson, Landis, Rozell, Schuelein, Terrill and Vann.—7.

Excused: Martin.—1.

THIRD READING

Senator Keating moved that the vote be reconsidered whereby **SB 200** was advanced to engrossment, which motion was declared adopted.

Senator Keating moved that the vote be reconsidered whereby **SB 200** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

SB 200 was thereby placed on General Order.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent that **SB 264** be withdrawn from the Committee on Public and Mental Health and referred only to the Committee on Business, Industry and Labor Relations, the original second committee assignment, which was the order.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 27, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:40 p.m. to meet Tuesday, February 27, 1979, at 1:30 p.m.

Thirty-third Legislative Day

Tuesday, February 27, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—48.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Ernest A. Flusche, Pastor of Saint Mary's Catholic Church, Ponca City, and incorporated into the Journal upon request of Senator Nickles.

O God, in whom we live, move, and have our being, send Your blessings on us today. Endow us with the grace, wisdom, and judgment of your Son. Enlighten our minds and hearts with Your Spirit. Renew our sense of dedication and purpose so that You may be glorified in all our works. Give us Your strength so that we may be faithful servants. We ask all of these things and more through Christ, Our Lord.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Cummins introduced Carole Howard, D.O., Broken Arrow, as Doctor of the Day.

Senator Tinsley introduced Chris Vonavida, R.N., Yukon, as Nurse of the Day. Greg Constant, Oklahoma City, was the student doctor for this day.

SPECIAL INTRODUCTIONS

Senator Young asked unanimous consent, which was granted, to grant privileges of the floor to two friends from Kenya, East Africa. Senator Young was appointed to escort his friends to the Senate floor, where he introduced Zachariah and Mary Gichohi (Kamuyu), from Nakuru, Kenya, and announced that Mr. Gichohi is the Managing Director of the Gichohi Construction Company. Mr. Gichohi spoke briefly to the Senate and translated the message of greetings of his wife, Mary.

COMMITTEE REPORTS

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

DO PASS:

SB 61 — Public and Mental Health, as coauthored by Manning.
SB 147 — County, State and Federal Government.
SB 161 — County, State and Federal Government.
SB 252 — County, State and Federal Government.
SB 255 — Judiciary, as coauthored by Hooper.
SB 257 — Public and Mental Health.

DO PASS, as amended:

SB 33 — Public and Mental Health.
CS for **SB 62** — Judiciary, as coauthored by Sanders.
CS for **SB 95** — Appropriations and Budget, as coauthored by Cate.
CS for **SB 119** — Appropriations and Budget.
SB 131 — Municipal Government, as coauthored by Willis.
CS for **SB 148** — County, State and Federal Government, as coauthored by McDaniel of the Senate and Winn of the House.
CS for **SB 160** — County, State and Federal Government.
CS for **SB 186** — County, State and Federal Government.
SB 233 — Wildlife, as coauthored by Whorton.
SB 240 — Oil, Gas and Energy.
CS for **SB 245** — Environmental and Natural Resources.
SB 249 — Wildlife.
SB 258 — Elections and Privileges, as coauthored by Steward.
SB 263 — Public and Mental Health, as coauthored by Keating and Combs of the Senate.
SB 285 — Public and Mental Health. Roll call on bill and on tabled amendment.
SJR 27 — Education, Higher, as coauthored by Harbin, Mentzer, Peterson, Caldwell, Monks, Davis (Guy), Abbott, Deatherage, Duke and Hobson.

FIRST READING

The following were introduced and read the first time.

SB 311 — By Martin.
An Act relating to criminal procedure; amending 22 O.S. 1971, Section 1271; modifying provisions for assignment of defense counsel in criminal cases in certain counties; authorizing the court to require payment of legal defense in certain cases; authorizing the court to specify time or installment limitations on such payments; and stating an effective date.

SB 312 — By Keating.
An Act relating to state government; amending Section 3, Chapter 208, O.S.L. 1976 (74 O.S. Supp. 1978, Section 20h); providing conditions for payment of litigation costs in legal defense of certain state employees; providing for payments of judgments rendered; authorizing purchase of insurance under certain conditions; providing effective date; and declaring an emergency.

SB 313 — By Vann of the Senate and Townsend of the House.
An Act relating to public health and safety; amending 63 O.S. 1971, Sections 2252, 2253, 2254, 2255, 2256, 2257, 2258, as amended by Section 1, Chapter 134, O.S.L. 1976, Section 1, Chapter 82, O.S.L. 1976, 2259, 2260, 2261, 2262, as last amended by Section 14, Chapter 251, O.S.L. 1976, 2263 and 2264 (63 O.S. Supp. 1978, Sections 2258, 2258.1 and

2262); stating purpose; defining terms; creating the Solid Waste Management Advisory Committee and providing for appointment and membership; providing for duties and compensation of said advisory committee; authorizing certain agreements; providing for municipal solid waste management systems and fees therefor; providing for county solid waste management systems; providing the board of county commissioners with certain powers and duties; requiring certain permits and notice; authorizing the board of health to issue certain rules and regulations; providing for certain powers and duties of the State Health Department; prohibiting the dumping of solid waste at certain sites; providing remedies; providing for civil actions and procedures thereto; providing penalties; providing for the recycling of materials; directing codification; and declaring an emergency.

SB 314 — By Rozell of the Senate and Robinson of the House.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 587; providing for fees, salaries and expenses of Board of Optometry; increasing certain license fees and certain salaries; deleting certain outdated language; and declaring an emergency.

SB 315 — By Lamb.

An Act relating to courts; amending Section 9, Chapter 293, O.S.L. 1975, as amended by Section 1, Chapter 105, O.S.L. 1977 (20 O.S. Supp. 1978, Section 1226); authorizing the use of certain funds for county law libraries with certain limitations; providing an operative date; and declaring an emergency.

SB 316 — By Lamb.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 803, as last amended by Section 1, Chapter 1, O.S.L. 1975 (68 O.S. Supp. 1978, Section 803); and providing estate tax rates for all transfers of a decedent's net estate.

SB 317 — By Lamb.

An Act relating to public buildings and public works; amending Sections 2, Chapter 298, O.S.L. 1974, as last amended by Section 1, Chapter 74, O.S.L. 1977 and 31, Chapter 298, O.S.L. 1974 (61 O.S. Supp. 1978, Sections 102 and 131); increasing the dollar amount of contracts under the public competitive bidding of 1974; prohibiting contract splitting; defining certain terms; and declaring an emergency.

SB 318 — By Lamb.

An Act relating to labor; amending 40 O.S. 1971, Section 217.1, as amended by Section 4, Chapter 77, O.S.L. 1977 (40 O.S. Supp. 1978, Section 217); providing for contributions and payments under terms of Oklahoma Employment Security Act; adjusting certain time frames; redefining state experience factor; providing penalties; providing an effective date; directing codification; repealing 40 O.S. 1971, Section 217.1; and declaring an emergency.

SB 319 — By McDaniel.

An Act relating to state government; amending 74 O.S. 1971, Sections 356.1 through 356.13, 356.16 through 356.18 and 356.21 through 356.24; and changing certain statutory references from Oklahoma Planning and Resources Board to Oklahoma Tourism and Recreation Commission.

SB 320 — By Keating.

An Act relating to state government; providing for certain statutory defenses to actions against public officers and employees; stating public policy; limiting interpretation; defining terms; providing certain defenses for actions against state officers and employees and procedures relating thereto; directing codification; providing operative date; and declaring an emergency.

SB 321 — By Terrill of the Senate and Twidwell of the House.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1501, 1503 and 1511; expanding definitions; prescribing amounts for a certain license tax; providing for a special license; expanding conditions for issuance of a certain license; providing for the issuance of certain permits; prescribing requirements therefor; specifying costs for said permits; providing certain exemption; providing for certain permits and fees required by a county or municipality; providing penalty; providing for certain other taxes; directing codification; and providing an effective date.

SECOND READING

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

SB 299 — Environmental and Natural Resources.

SB 300 — Municipal Government.

SB 301 — County, State and Federal Government.

SB 302 — Business, Industry and Labor Relations.

SB 303 — Public and Mental Health.

SB 304 — Business, Industry and Labor Relations and then to County, State and Federal Government.

SB 305 — Judiciary.

SB 306 — Rules.

SB 307 — Rules.

SB 308 — Public Safety and Penal Affairs.

SB 309 — Judiciary.

SB 310 — Public Safety and Penal Affairs.

SJR 29 — Constitutional Revision and Regulatory Services.

SJR 30 — Constitutional Revision and Regulatory Services.

SJR 31 — Constitutional Revision and Regulatory Services and then to Elections and Privileges.

HB 1164 — Appropriations and Budget.

HB 1206 — Rules.

HB 1350 — Revenue and Taxation.

HB 1351 — Revenue and Taxation.

HB 1366 — Wildlife.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1040, 1041, 1132, 1276, 1314, 1322, 1328** and **1373.**

HB 1040 — By Duckett and Ford of the House and Green of the Senate.

An Act relating to the state capital and capitol building; amending Section 3, Chapter 161, O.S.L. 1973, as amended by Section 1, Chapter 50, O.S.L. 1975 (73 O.S. Supp. 1978, Section 176); providing for legislative liaison committee for the Oklahoma Capitol Improvement Authority and the State Board of Public Affairs; requiring advance written notice to the legislative liaison committee of the Oklahoma Capitol Improvement Authority and State Board of Public Affairs meetings; providing for information as the legislative liaison committee may require.

HB 1041 — By Duke, et al.

An Act relating to revenue and taxation; amending 37 O.S. 1971, Section 163.3 and 68 O.S. 1971, Sections 1302, 1304, and 1305, as amended by Section 1, Chapter 23, O.S.L. 1975 (68 O.S. Supp. 1978, Section 1305); providing for certain taxes on nonintoxicating beverages; exempting certain items from certain taxes; defining terms; deleting certain terms; allowing an excise tax upon gross proceeds or gross receipts on certain sales; allowing certain exemptions from the tax levied upon gross proceeds or gross receipts; imposing tax on sale of nonintoxicating beverages and sale of cigarettes; providing new exemptions for certain sales; providing an effective date; and declaring an emergency.

HB 1132 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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; authorizing employees that are to be paid from federal funds; making funds available to obtain or match federal funds; providing lapse date; providing severability; and declaring an emergency.

HB 1276 — By Duckett and Wilson of the House and Boatner of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Section 6-105, as amended by Section 3, Chapter 286, O.S.L. 1976 (70 O.S. Supp. 1978, Section 6-105); providing for substitute teachers in certain circumstances; providing for payment of substitute teachers under certain circumstances; increasing number of school days a noncertified person may be hired as a substitute teacher; requiring certificate and written contract for substitute teachers under certain circumstances; stating exceptions for certain military activity of certain teachers; and declaring an emergency.

HB 1314 — By Monks.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 1004, as amended by Section 1, Chapter 58, O.S.L. 1978, 1008, 1009 and 1013 (59 O.S. Supp. 1978, Section 1004); providing for the Oklahoma State Committee of Plumbing Examiners; providing for membership, terms, qualifications and duties; increasing compensation; increasing certain fees charged by the State Commissioner of Health; providing for duration and renewal of certain licenses; narrowing the duration of apprentice registration certificates; requiring registration of a plumber's apprentice; providing for a certificate of registration; narrowing duration of such certificate; providing for an effective date; and declaring an emergency.

HB 1322 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the Board of Trustees of University Hospital and stating the purpose; making funds available for federal matching funds; making appropriation nonfiscal; providing severability; and declaring an emergency.

HB 1328 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act making supplemental appropriations to the State Board of Education and stating the purposes; making funds available for federal matching funds; providing lapse date; providing severability; and declaring an emergency.

HB 1373 — By Davis (Guy) and Wilson of the House and Boatner of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Section 18-113, as last amended by Section 29, Chapter 370, O.S.L. 1975 (70 O.S. Supp. 1978, Section 18-113); specifying class sizes; making exceptions; providing variations; and declaring an emergency.

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

Senator Murphy presiding.

GENERAL ORDER

SB 188 by Green of the Senate and Sanders of the House was read and considered.

Upon motion of Senator Green, **SB 188** was advanced to engrossment.

By unanimous consent, upon request of Senator Green, **SB 188** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 188 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—47.

Excused: Young.—1.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Crow moved that the vote be reconsidered whereby **SB 188** passed.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1016.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 3, 34, 104, 164, 183, 217, 236, 238 and **244** and **SJR 12** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 13 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 15 and **16** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 38 by Martin was read and considered.

Senator Martin asked unanimous consent that further consideration of **SB 38** be deferred for this legislative day, which was the order.

GENERAL ORDER

SB 178 by Stipe and Dahl of the Senate and Kerr of the House was read and considered.

Senator Howard asked to be made a coauthor of **SB 178,** which was the order.

Upon motion of Senator Stipe, **SB 178,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 178,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Stipe moved that the vote be reconsidered whereby **SB 178** was advanced to engrossment, which motion was declared adopted.

Senator Stipe moved that the vote be reconsidered whereby **SB 178** was consid-

ered engrossed and placed on third reading and final passage, which motion was declared adopted.

GENERAL ORDER

Senators Combs and Smith moved to amend **SB 178,** Page 5, Line 15, by striking after the word "of" and before the word "instead" on Line 16, the words and figure "six percent (6%)" and substituting in lieu thereof the words and figure "eight percent (8%)" and conforming the language on Page 6, Line 4, which amendment was declared adopted.

Senator Howard moved to amend **SB 178,** Page 2, Line 4, through Page 5, Line 12, by deleting all of Subsection A and inserting the attached Subsection A to read as follows:

Section 2355. A. Individuals. A tax is hereby imposed upon the Oklahoma taxable income of every resident or nonresident individual, which tax shall be computed AT THE OPTION OF THE TAXPAYER UNDER ONE OF THE TWO FOLLOWING METHODS and shall apply to all taxable years ending after December 31, 1978, as follows:

METHOD 1. Single individuals and married individuals filing separately NOT DEDUCTING FEDERAL INCOME TAX:

½% tax on first $1,000.00 or part thereof
1% tax on next $1,500.00 or part thereof
2% tax on next $1,250.00 or part thereof
3% tax on next $1,250.00 or part thereof
4% tax on next $1,250.00 or part thereof
5% tax on next $1,250.00 or part thereof
6% tax on the remainder

Married individuals filing jointly and surviving spouse to the extent and in the manner that surviving spouse is permitted to file a joint return under the provisions of the Internal Revenue Code and heads of households as defined in the Internal Revenue Code NOT DEDUCTING FEDERAL INCOME TAX:

½% tax on first $2,000.00 or part thereof
1% tax on next $3,000.00 or part thereof
2% tax on next $2,500.00 or part thereof
3% tax on next $2,500.00 or part thereof
4% tax on next $2,500.00 or part thereof
5% tax on next $2,500.00 or part thereof
6% tax on the remainder.

METHOD 2. SINGLE INDIVIDUALS AND MARRIED INDIVIDUALS FILING SEPARATELY DEDUCTING FEDERAL INCOME TAX:

½% TAX ON FIRST $1,375.00 OR PART THEREOF
1% TAX ON NEXT $1,375.00 OR PART THEREOF
2% TAX ON NEXT $825.00 OR PART THEREOF
3% TAX ON NEXT $825.00 OR PART THEREOF

4% TAX ON NEXT $825.00 OR PART THEREOF
5% TAX ON NEXT $825.00 OR PART THEREOF
6% TAX ON NEXT $950.00 OR PART THEREOF
7% TAX ON NEXT $2,000.00 OR PART THEREOF
8% TAX ON NEXT $3,000.00 OR PART THEREOF
9% TAX ON NEXT $3,000.00 OR PART THEREOF
10% TAX ON NEXT $4,000.00 OR PART THEREOF
11% TAX ON NEXT $5,000.00 OR PART THEREOF
12% TAX ON NEXT $5,000.00 OR PART THEREOF
13% TAX ON NEXT $5,000.00 OR PART THEREOF
14% TAX ON NEXT $5,000.00 OR PART THEREOF
15% TAX ON NEXT $5,000.00 OR PART THEREOF
16% TAX ON NEXT $6,000.00 OR PART THEREOF
17% TAX ON THE REMAINDER

MARRIED INDIVIDUALS FILING JOINTLY AND SURVIVING SPOUSE TO THE EXTENT AND IN THE MANNER THAT A SURVIVING SPOUSE IS PERMITTED TO FILE A JOINT RETURN UNDER THE PROVISIONS OF THE INTERNAL REVENUE CODE AND HEADS OF HOUSEHOLDS AS DEFINED IN THE INTERNAL REVENUE CODE DEDUCTING FEDERAL INCOME TAX:

½% TAX ON THE FIRST $2,500.00 OR PART THEREOF
1% TAX ON THE NEXT $2,500.00 OR PART THEREOF
2% TAX ON THE NEXT $1,500.00 OR PART THEREOF
3% TAX ON THE NEXT $1,500.00 OR PART THEREOF
4% TAX ON THE NEXT $1,500.00 OR PART THEREOF
5% TAX ON THE NEXT $1,500.00 OR PART THEREOF
6% TAX ON THE NEXT $1,500.00 OR PART THEREOF
7% TAX ON THE NEXT $3,500.00 OR PART THEREOF
8% TAX ON THE NEXT $4,000.00 OR PART THEREOF
9% TAX ON THE NEXT $5,000.00 OR PART THEREOF
10% TAX ON THE NEXT $5,000.00 OR PART THEREOF
11% TAX ON THE NEXT $7,500.00 OR PART THEREOF
12% TAX ON THE NEXT $7,500.00 OR PART THEREOF
13% TAX ON THE NEXT $10,000.00 OR PART THEREOF
14% TAX ON THE NEXT $12,500.00 OR PART THEREOF
15% TAX ON THE NEXT $12,500.00 OR PART THEREOF
16% TAX ON THE NEXT $12,500.00 OR PART THEREOF
17% TAX ON THE REMAINDER

which amendment was declared adopted.

Senator Howard moved to amend **SB 178,** Page 9, Line 7, by inserting after the letter "A" and before the word "of" the following: ",Method 1,", which amendment was declared adopted.

Senator Howard moved to amend **SB 178,** Page 9, Line 7, by adding after the word "individuals." a new sentence to read as follows: "Fiduciaries are not allowed a deduction for any Federal Income Tax

paid.'', which amendment was declared adopted.

Upon motion of Senator Stipe, **SB 178,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 178,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 178 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Nay: McCune, Pierce, Porter and Young.—4.

The bill and emergency passed.

SB 178 was referred for engrossment.

BILL WITHDRAWN — REASSIGNED

Senator Lane asked unanimous consent to withdraw **HB 1340** from the Committee on County, State and Federal Government; rescind the second committee assignment to the Committee on Business, Industry and Labor Relations; and refer **HB 1340** to the Committee on Agriculture, 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 Murphy presiding.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that the second committee assignment to the Committee on County, State and Federal Government for **SB 247** be rescinded.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 13.**

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

RESOLUTION

Senators Tinsley and Lane introduced the following Resolution, consideration of which was deferred for this legislative day.

SCR 16 — By Tinsley and Lane of the Senate and Townsend of the House.

A Concurrent Resolution urging the Congress of the United States to raise the maximum speed limit; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 28, 1979, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 205 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 4:00 p.m. to meet Wednesday, February 28, 1979, at 1:30 p.m.

Thirty-fourth Legislative Day

Wednesday, February 28, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—46.

Excused: Keller and Young.—2.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Monsignor A. A. Isenbart, St. Joseph's Old Cathedral, Oklahoma City, and incorporated into the Journal upon request of Senator Cain.

Almighty God, our Heavenly Father, we humbly call upon You, Who are ever mindful of those who confidently seek Your help. We ask You to guide those in this Assembly and all our government officials to whom You have given authority to govern. Enlighten them to know the truth and to will what is good that they may seek justice and peace for their constituents. We pray that in performing their duty they may love their neighbor sufficiently to seek to serve, rather then being served.

Father, give them the wisdom and strength to do what is right as You have taught all of us what is right — that evil and wrongdoing may be avoided through their good efforts. We pray that they may be instruments of justice and peace in the world by making our state governed the best possible.

Lord, help us all to be good and responsible citizens, working together under You, our Father, for the welfare of all in this land of blessings.

Bless and protect each member of this Senate; keep them healthy and free from all evil.

We ask this in the name of Jesus, the Lord.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Smith introduced C. Z. Smith, D.O., Jenks, as the Doctor of the Day. Senator Crow introduced Sam Stauffer, Altus, the student doctor.

Senator Cate introduced Becky McCracken, R.N., Noble, as the Nurse of the Day.

Senator Landis introduced his wife, Blanche.

BILL WITHDRAWN — REREFERRED

Senator Lane asked unanimous consent, which was granted, that **SB 62** be withdrawn from the Calendar and rereferred to the Committee on Judiciary.

COMMITTEE REPORTS

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

DO PASS:

SB 23 — Judiciary (amended by Revenue and Taxation Committee).
SB 153 — Appropriations and Budget.
SB 158 — Business, Industry and Labor Relations, as coauthored by Birdsong.
SB 184 — Business, Industry and Labor Relations, as coauthored by Birdsong.
SB 226 — Appropriations and Budget.
SB 227 — Municipal Government.
SB 253 — Constitutional Revision and Regulatory Services.
SB 264 — Business, Industry and Labor Relations.
SB 270 — Public and Mental Health.
SB 282 — County, State and Federal Government.
SB 296 — County, State and Federal Government.
SJR 6 — Constitutional Revision and Regulatory Services (amended by Public Safety and Penal Affairs Committee).

DO PASS, as amended:

SB 36 — County, State and Federal Government and be referred to Committee on Revenue and Taxation by previous order.
CS for **SB 62** — Judiciary.
SB 93 — Appropriations and Budget, as coauthored by Stipe.
SB 120 — Appropriations and Budget, as coauthored by Rozell.
SB 134 — Education, Common.
SB 169 — Business, Industry and Labor Relations.
SB 179 — Rules, as coauthored by Kilpatrick and Birdsong.
SB 204 — County, State and Federal Government.
CS for **SB 211** — Wildlife.
SB 218 — Revenue and Taxation, as coauthored by Smith of the Senate.
CS for **SB 234** — Criminal Jurisprudence.
SB 260 — Criminal Jurisprudence.
CS for **SB 276** — Retirement and Administration.
SB 289 — Public and Mental Health, as coauthored by Gray (Charles).
SB 294 — Public and Mental Health, as coauthored by Lancaster.
SB 295 — County, State and Federal Government.
SB 298 — County, State and Federal Government.
SJR 23 — Constitutional Revision and Regulatory Services.
CS for **HB 1206** — Rules.

FIRST READING

The following were introduced and read the first time.

SB 322 — By Howard.

An Act relating to poor persons; amending 56 O.S. 1971, Section 189a, as amended by Section 2, Chapter 290, O.S.L. 1976 (56 O.S. Supp. 1978, Section 189a); providing for assistance to boards of county commissioners in furnishing quarters and other facilities for local units of the Department of Public Welfare; and declaring an emergency.

SB 323 — By Howard.

An Act relating to poor persons; amending 56 O.S. 1971, Section 26.16; providing for general assistance and emergency relief to certain persons having catastrophic medical or living expenses; and declaring an emergency.

SB 324 — By Martin.

An Act relating to schools; providing procedures for recall of certain elected school board officials; authorizing a special election; providing notice; providing ballot title; providing for recall election; providing for procedure if the petition is upheld or disapproved; providing procedures for resignation; providing for additional recall petitions; directing codification; and providing an effective date.

SB 325 — By Boatner.

An Act relating to oil and gas; clarifying the contractual relationship between petroleum products suppliers or petroleum products distributors and petroleum products dealers; providing for certain conditions of franchise agreements; providing a course of action for wrongful termination of franchise; and directing codification.

SB 326 — By Wolfe.

An Act relating to civil procedure; amending Section 1, Chapter 245, O.S.L. 1978 (12 O.S. Supp. 1978, Section 13); providing procedures for class actions including method for determining members of class; and providing effective date.

SECOND READING

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

SB 311 — Criminal Jurisprudence.

SB 312 — County, State and Federal Government and then to Insurance.

SB 313 — Environmental and Natural Resources and then to Public and Mental Health.

SB 314 — Business, Industry and Labor Relations.

SB 315 — Judiciary.

SB 316 — Revenue and Taxation.

SB 317 — County, State and Federal Government.

SB 318 — County, State and Federal Government and then to Business, Industry and Labor Relations.

SB 319 — County, State and Federal Government.

SB 320 — County, State and Federal Government and then to Judiciary.

SB 321 — Rules.

HB 1040 — County, State and Federal Government.

HB 1041 — Revenue and Taxation.

HB 1132 — County, State and Federal Government and then to Judiciary.

HB 1276 — Education, Common.

HB 1314 — Business, Industry and Labor Relations.

HB 1322 — Appropriations and Budget.

HB 1328 — Appropriations and Budget.

HB 1373 — Education, Common.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1087, 1191, 1208, 1232, 1255, 1343, 1409** and **1410.**

HB 1087 — By Thompson (Mick), et al, of the House and Johnson and Keller of the Senate.

An Act relating to schools; amending

Section 1, Chapter 1, O.S.L. 1977, as amended by Section 1, Chapter 303, O.S.L. 1978 (70 O.S. Supp. 1978, Section 3218); authorizing the Oklahoma State Regents for Higher Education to recommend student fees and tuition that may be collected at institutions in the Oklahoma State System of Higher Education; establishing maximum amount of fees and tuition that may be collected at institutions in the Oklahoma State System of Higher Education; establishing maximum amount of tuition for nonresident alien students; providing an effective date; and declaring an emergency.

HB 1191 — By Cowan and Townsend of the House and Keating of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Section 212; directing the State Auditor and Inspector to examine certain state accounts; allowing the State Auditor and Inspector to examine certain county and municipal books and records under certain circumstances; providing that deputies residing in certain counties cannot examine records of the county of their residence; providing for costs; and providing an effective date.

HB 1208 — By Bengtson and Manar.

An Act relating to children; amending 10 O.S. 1971, Section 1112, as last amended by Section 2, Chapter 231, O.S.L. 1978 (10 O.S. Supp. 1978, Section 1112) and Section 1, Chapter 231, O.S.L. 1978 (10 O.S. Supp. 1978, Section 1104.2); providing for the jailing of certain juveniles; providing summons procedures; requiring transfers to the juvenile division; permitting concurrent jurisdiction; providing for certification of certain juveniles as adults; adding to the crimes which when charged require jailing and may require certification as an adult of certain juveniles; requiring certain juveniles be certified under certain conditions; providing considerations; allowing appeals; and setting an effective date.

HB 1232 — By Lancaster, et al, of the House and Rozell of the Senate.

An Act relating to civil procedure; requiring the court to set reasonable attorney fees in certain cases to be taxed and collected as costs of the action; providing exceptions; directing codification; and stating an effective date.

HB 1255 — By Steward, et al.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 1431; defining burglary in the first degree; and providing an effective date.

HB 1343 — By Steward.

An Act relating to courts; amending 20 O.S. 1971, Sections 103.1, 104 and 105 1; specifying powers, duties, expenses and reimbursement procedures for certain judges and court reporters; providing an effective date; and declaring an emergency.

HB 1409 — By Fitzgibbon, et al.

An Act relating to state government; repealing Sections 1 through 6, Chapter 30, O.S.L. 1975 (74 O.S. Supp. 1978, Sections 1541 through 1546), which relate to the creation of the Special Commission on the Reorganization of State Government, its membership, its powers and its duties; providing an effective date; and declaring an emergency.

HB 1410 — By Draper, et al.

An Act relating to poor persons; repealing 56 O.S. 1971, Section 317, which relates to a committee which reviews certain programs and evaluates certain funding of the Oklahoma Public Welfare Commission; and declaring an emergency.

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

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent to suspend Rule 7(p) relating to the printing of

HB 1206, and further requested that the Senate consider **HB 1206** in multilith form, which was the order.

President Pro Tempore Howard announced that the Federal Energy Regulatory Commission had granted the State of Oklahoma a 30-day extension in order to comply with regulations imposed on states, and that **HB 1206** can be called up for consideration after the bill has been printed.

Senator Cate announced that multilith copies of **HB 1206** are available on the Clerk's desk if any Senator desired to obtain same, and that, in compliance with Rule 7(p), **HB 1206** would be printed accordingly and placed on each Senator's desk for consideration at a later date.

SPECIAL INTRODUCTIONS

Senator Clifton announced that this day is being celebrated as "Library Legislative Day" by the Oklahoma Library Association, and asked unanimous consent, which was granted, that three representatives of the Association be granted privileges of the floor to receive a citation noting the contributions made by libraries and librarians to the welfare of the state. Senator Clifton introduced Barbara Duffey, Edmond, Chairperson of the Library Development Committee; Charlie Lou Rouse, Stillwater, library delegate to the White House Conference; and Nancy Walter, Elk City, the lay delegate to the White House Conference; and presented citations to the three as representatives of the Oklahoma Library Association.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1018.**

HCR 1018 — By Shurden, et al.
A Concurrent Resolution criticizing any required conversion to a metric system; memorializing the Oklahoma Congressional Delegation to halt and abolish any required metric system conversion; and directing distribution.

Consideration of the Resolution was deferred for this Legislative Day.

PENDING SENATE ACTION — RESOLUTION

SCR 16, introduced on Page 331, was called up for consideration.

SCR 16 was read at length, adopted upon motion of Senator Tinsley, and ordered referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Boatner asked unanimous consent, which was granted, that the members of the Committee on Banks and Banking be allowed to meet in the Roy E. Grantham Lounge to consider an executive nomination.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent to suspend Joint Rule 17 and that the deadline be extended for the Committee on Business, Industry and Labor Relations to hear and report on **SB 48,** which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 178 and **205** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Randle presiding.

GENERAL ORDER

SB 38, previously considered on Page 328, was considered further.

Upon motion of Senator Martin, **SB 38** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 38** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 38 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Murphy, Nickles, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—35.

Nay: Dahl, Howell, Johnson, Johnston, Keating, McCune, Miller, Pierce, Schuelein, Watson and Wolfe.—11.

Excused: Keller and Young.—2.

The bill passed.

SB 38 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 16 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Luton presiding.

GENERAL ORDER

SB 95 by Crow, Boatner and Cate of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 95** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 95** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 95 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Nay: Pierce.—1.

Excused: Howell, Keller and Young.—3.

The bill and emergency passed.

SB 95 was referred for engrossment.

ANNOUNCEMENT

Senator Smith announced that consideration of **SB 150** would not be on this legislative day, as previously announced; and that **SB 150** would be up for Senate consideration on a day next week.

GENERAL ORDER

SB 112 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House, previously considered and deferred on Page 296, was considered further.

Senator Young moved to amend **SB 112,** Page 3, Line 5, by deleting all of Line 5, on which amendment no action was taken.

Upon motion of Senator Crow, **SB 112** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 112** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Crow asked unanimous consent to amend **SB 112** on third reading by crippling the title, which was the order.

SB 112 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—38.

Nay: Berrong, Keating, Lamb, McCune, Nickles, Pierce and Wolfe.—7.

Excused: Howell, Keller and Young.—3.

The bill and emergency passed.

SB 112 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, to suspend Joint Rule 17 to extend the deadline to allow the Committee on Appropriations and Budget to hear and report on the remaining appropriation measures.

UNANIMOUS CONSENT REQUEST

President Pro Tempore Howard asked unanimous consent to suspend Joint Rule 17 to exempt those measures introduced this week and the measures requested to be drafted prior to this week, for one week, from the cuf-off deadline for hearing and reporting from Senate committees, in that technical problems had arisen in the Division of Legal Services of the Legislative Council, which was the order.

GENERAL ORDER

SB 119 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 119** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 119** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 119 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Keller, Randle and Young.—3.

The bill and emergency passed.

SB 119 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 16.**

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

SB 285 by Randle of the Senate and Morgan of the House was read and considered.

Senators Crow and Johnston asked to be named coauthors of **SB 285,** which was the order.

Senator Keating moved to amend **SB 285,** Page 6, Line 6½, by adding a new Section 4 and renumbering subsequent sections, to read as follows:

"Section 4. All optometrists using eye medication are required to hold a current and valid certificate of proficiency in cardiopulmonary resuscitation as provided by the American Heart Association with renewal required every two years."

Senator Crow moved to table the Keating motion to amend, which motion to table was declared adopted by the Presiding Officer.

Senator Keating moved to amend **SB 285,** Page 6, Line 6½, by adding a new section 5 and renumbering subsequent sections, to read as follows:

"Section 5. All patients administered topical drugs must first have provided the optometrist with a statement concerning their allergic reaction to drugs, if any, and if any are indicated that they be referred to their physician for evaluation of the use of eye medication upon them."

Senator Crow moved to table the Keating motion to amend, which motion to table was declared adopted.

Senators Martin and Smith moved to amend **SB 285** by crippling the title, which motion to amend was tabled upon motion of Senator Crow.

Senator Cate moved to amend **SB 285,** Page 4, Line 10, by adding after the word "agents." and before the word "The" the following: "The use of any such topical pharmaceuticals by an optometrist or the obtaining of same by an optometrist shall be unlawful unless said optometrist is in possession of a current certificate as provided hereinabove. Such optometrist shall furnish evidence to any pharmacist or other supplier from whom such pharmaceuticals are sought as to his holding a current certificate."

, which amendment was declared adopted.

Senator Keating moved to amend **SB 285,** Page 2, Line 10, by adding after the word "purposes." the following: "No member of the Board is eligible to vote for such approval unless he has first completed the course in general and ocular pharmacology as provided for herein.", which amendment was declared adopted.

Upon motion of Senator Crow, **SB 285,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 285,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

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

THIRD READING

SB 285 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley and Vann.—37.

Nay: Keating, McCune, Nickles, Porter, Smith, Watson and Wolfe.—7.

Excused: Kilpatrick, Randle, York and Young.—4.

The bill passed.

SB 285 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 16 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

UNANIMOUS CONSENT REQUEST

Senator Cate asked unanimous consent, which was granted, that Joint Rule 17 be suspended for one week to allow the Committee on Banks and Banking to hear and report on **SB 247.**

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 16.**

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

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 1, 1979, at 12:00 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:15 p.m. to meet Thursday, March 1, 1979, at 12:00 p.m.

Thirty-fifth Legislative Day

Thursday, March 1, 1979

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson and Wolfe.—38.

Excused: Howard, Howell, Kilpatrick, Lane, Nickles, Porter, Randle, Tinsley, York and Young.—10.

Senator Cate declared a quorum present.

The following prayer was offered by Reverend John J. Michalicka, Chaplain, St. Anthony Hospital, Oklahoma City and incorporated into the Journal upon request of Senator Keating.

Heavenly Father, may each day and discussion begin with Your inspiration, continue with Your help, and reach perfection under Your guidance.

May we continue to be conscious that all of us are one human family, dependent on one another. May we continue to take care of our resources which are rich but limited and use them wisely and share them with one another.

In this awareness of human solidarity, by our discussions, may we continue to build that society where all will be able to give and receive, without one group making progress at the expense of the other.

Bless O Lord, this Oklahoma Senate, that they be able to reflect the values and light of the Gospel and have the courage to renounce values that do not promote justice for all.

Through Christ our Lord, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Cummins introduced his son, Greg.

Senator Lamb introduced Steve Turner, Enid, 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:

SB 40 — Insurance.
SB 43 — Revenue and Taxation.
SB 44 — Judiciary, as coauthored by Elder.
SB 64 — Revenue and Taxation.
SB 79 — Judiciary, as coauthored by Wiseman.
SB 144 — Public Safety and Penal Affairs, as coauthored by Vaughn (amended by Public and Mental Health Committee).
SB 146 — Public Safety and Penal Affairs, as coauthored by Landis (amended by County, State and Federal Government Committee).
SB 182 — Revenue and Taxation.
SB 220 — Education, Higher.
SB 225 — Revenue and Taxation.
SB 228 — Insurance (amended by Education, Common, Committee).
SB 250 — Public Safety and Penal Affairs, as coauthored by Cate.
SB 283 — Environmental and Natural Resources.
SB 310 — Public Safety and Penal Affairs.
SB 313 — Public and Mental Health (amended by Environmental and Natural Resources Committee).
SB 317 — County, State and Federal Government.
SB 319 — County, State and Federal Government.
SB 321 — Rules.
HB 1126 — Roads and Highways.
HB 1209 — Education, Common, as coauthored by Luton and Rozell.

DO PASS, as amended:

SB 11 — Insurance.
SB 42 — Revenue and Taxation.
SB 70 — Public Safety and Penal Affairs, as coauthored by Cate.
SB 138 — Public Safety and Penal Affairs.
CS for **SB 207** — Judiciary, as coauthored by Elder.
CS for **SB 215** — Revenue and Taxation, as coauthored by Taliaferro.
SB 237 — Public and Mental Health, as coauthored by Johnson of the Senate.
CS for **SB 246** — Banks and Banking, Delete Smith from the bill; show Cate as author.
SB 248 — Revenue and Taxation.
SB 261 — Education, Common.
SB 271 — Public and Mental Health.
SB 273 — Insurance.
SB 288 — County, State and Federal Government.
SB 297 — Insurance.
SB 313 — Environmental and Natural Resources and be referred to Committee on Public and Mental Health by previous order.
CS for **HB 1019** — County, State and Federal Government.
CS for **HB 1020** — County, State and Federal Government.

FIRST READING

The following were introduced and read the first time.

SB 327 — By Terrill.
An Act relating to public utilities; defining terms; establishing the Oklahoma Public Utilities Commission; stating qualifications and terms of office of members; providing for first commission; providing for vacancies; requiring oath; providing for removal; providing for election of members from districts; describing districts; providing for organization; requiring a quorum of members; transferring certain powers, duties and responsibilities of Corporation Commission; providing for office space and expenses and employment of necessary staff; directing codification: providing an effective date; and declaring an emergency.

SB 328 — By Cate.
An Act relating to banks and trust companies; providing short title; declaring purpose; defining terms; setting requirements for bank holding companies; pro-

hibiting certain acts; providing for registration and reporting by bank holding companies; prescribing powers of Commissioner; prescribing requirements concerning extended service facilities; fixing application fees; permitting drive-in and walk-up facilities; setting application requirements and application fees; prohibiting certain branch banking activities; setting penalties; declaring each day's violation a separate offense; directing codification; repealing 6 O.S. 1971, Sections 415, 501, as amended by Section 3, Chapter 31, O.S.L. 1976, and 502 (6 O.S. Supp. 1976, Section 501); and setting effective date.

SJR 32 — By Stipe.

A Joint Resolution directing the sale of certain land; and directing distribution.

SECOND READING

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

SB 322 — Social Welfare.

SB 323 — Social Welfare.

SB 324 — Education, Common and then to Elections and Privileges.

SB 325 — Oil, Gas and Energy.

SB 326 — Judiciary.

HB 1087 — Education, Higher.

HB 1191 — County, State and Federal Government.

HB 1208 — Social Welfare and then to Public Safety and Penal Affairs.

HB 1232 — Judiciary.

HB 1255 — Criminal Jurisprudence.

HB 1343 — Judiciary.

HB 1409 — County, State and Federal Government.

HB 1410 — Social Welfare.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1378, 1390** and **1395.**

HB 1378 — By Cotner of the House and Luton of the Senate.

An Act relating to insurance; amending 36 O.S. 1971, Section 2666; providing for optometric service and indemnity corporations operating non-profit optometric service plans; making the participating optometrists of mutual optometric service and indemnity corporations responsible for rendering optometric services on a contingent liability basis; providing for a stated contingent liability; and declaring an emergency.

HB 1390 — By Cotner.

An Act relating to state government; amending Section 1, Chapter 254, O.S.L. 1974 (74 O.S. Supp. 1978, Section 3501); providing for the Southern Growth Policies Agreement; making Puerto Rico and the Virgin Islands eligible parties to the interstate agreement; and increasing the number of legislative seats on the Executive Committee.

HB 1395 — 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; stating legislative findings; stating purpose; prohibiting certain acts by employees and providing penalties for violations; defining terms; providing certain powers and duties for the Public Employee Relations Board; granting public employees certain rights concerning employee organizations; limiting scope of this act; providing procedures for resolving questions of designation of appropriate unit; providing for recognition of certain employee organizations; authorizing public employers to establish certain negotiations procedures; providing for memorandum agreements; providing procedures to resolve certain disputes; specifying certain prohibited practices and providing procedures to resolve controversies over such practices; directing codification; providing severability; and stating an effective date.

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

RESOLUTION

Senator Green introduced the following Resolution.

SR 17 — By Green.
A Resolution praising Judge Allen E. Barrow; expressing condolences to his family; and directing distribution.

Senator Green asked unanimous consent that Senator Wolfe be shown as principal Senate Author of **SR 17,** which was the order.

Senator Wolfe asked unanimous consent that Senator Green be shown as first co-author of **SR 17,** which was the order.

Senators Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young asked to be named coauthors of **SR 17,** which was the order.

SR 17, as coauthored, was read at length as follows, adopted upon motion of Senator Green and ordered referred for enrollment.

SR 17 — By Wolfe, Green, Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.

A Resolution praising Judge Allen E. Barrow; expressing condolences to his family; and directing distribution.

WHEREAS, the honorable pursuit of justice through law has inspired men through the ages; and

WHEREAS, Judge Allen E. Barrow sought justice all his life through the equal administration of the law to all persons; and

WHEREAS, Judge Barrow was a full son of Oklahoma, attending Oklahoma State University, Oklahoma University and Tulsa University, before obtaining his law degree from South Eastern University at Washington, D.C.; and

WHEREAS, Judge Barrow was active in social affairs as a member of The American Legion, Sons of the American Revolution, and Phi Eta Sigma; and

WHEREAS, Judge Barrow was appointed to be Chief United States District Judge for the Northern District in Oklahoma and swiftly built a reputation as an extraordinary hard worker with a true sense of compassion; and

WHEREAS, Judge Barrow handled some of the most difficult protracted litigation ever seen in Oklahoma, including the settlement of the Mullendore estate, the reorganization of Home-Stake Investments, and the antitrust suit of Telex V.I.B.M.; and

WHEREAS, Judge Barrow was noted for his stern mercy in the handling of criminal matters, for he followed the teachings of Cervantes: "It's better that a Judge should lean on the side of compassion than severity."; and

WHEREAS, Oklahoma has truly lost a great son and a great public servant, who shall stand as a paragon of judicial virtue and wisdom for so long as any person who

ever had the opportunity to know him shall live.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate sincerely praises the life and career of Judge Allen E. Barrow, and recommends his example to young attorneys as a model of the proper pursuit of the highest ideals of Justice. The Oklahoma Senate further expresses its deep condolences to the family of Judge Barrow, and prays that their sorrows shall cease while their memories remain.

SECTION 2. Copies of this Resolution shall be dispatched to the Supreme Court of the United States, the District Court for the Northern District of Oklahoma, and the family of Judge Allen E. Barrow.

GENERAL ORDER

SB 33 by Terrill of the Senate and Murphy of the House was read and considered.

Senator Berrong moved to amend **SB 33,** Page 2, Line 6, by striking after the word "Governor" and before the words "The members" on Line 7, the following language: "from various areas in psychology", which amendment was declared adopted.

Upon motion of Senator Terrill, **SB 33,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 33,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 33 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson and Wolfe.—38.

Excused: Howard, Howell, Kilpatrick, Lane, Nickles, Porter, Randle, Tinsley, York and Young.—10.

The bill and emergency passed.

SB 33 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1015.**

HCR 1015 — By Twidwell and Thompson (Mick) of the House and Johnston of the Senate.

A Concurrent Resolution requiring the Department of Corrections to make certain reports to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; requiring the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control to assist the Department of Corrections in certain investigations for the purpose of prosecuting any employees of the Department of Corrections for certain possession or distribution of certain drugs; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 38, 95, 112, 119 and **285** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senators Nickles, Howard and Porter asked to be shown present, which was the order.

GENERAL ORDER

SB 251 by Rozell was read and considered.

Senator Keller moved to amend **SB 251,** Page 2, Line 6, by adding after the word "a" and before the word "silent" the word "more", which amendment was declared adopted.

Upon motion of Senator Rozell, **SB 251,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **SB 251,** as amended, was considered engrossed and placed on third reading and final passage.

Senator Boatner presiding.

THIRD READING

SB 251 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Giles, Green, Howard, Johnston, Keating, Keller, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Rozell, Smith, Taliaferro, Terrill and Vann.—26.

Nay: Birdsong, Boatner, Combs, Crow, Cummins, Dahl, Johnson, Nickles, Pierce, Porter, Schuelein, Stipe, Watson and Wolfe.—14.

Excused: Field, Howell, Kilpatrick, Lane, Randle, Tinsley, York and Young.—8.

The bill passed.

Senators Boatner, Schuelein, Dahl, Combs, Nickles 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.

SB 251 was referred for engrossment.

GENERAL ORDER

SB 181 by Green of the Senate and Sanders of the House was read and considered.

Upon motion of Senator Green, **SB 181** was advanced to engrossment.

By unanimous consent, upon request of Senator Green, **SB 181** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 181 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, Combs, Crow, Cullison, Cummins, Field, Giles, Green, Howard, Johnston, Keating, Keller, Lamb, Landis, Lu-

ton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Terrill, Vann, Watson and Wolfe.—31.

Nay: Boatner, Cain, Crutcher, Dahl, Johnson, Rozell, Schuelein, Smith, Stipe and Taliaferro.—10.

Excused: Howell, Kilpatrick, Lane, Randle, Tinsley, York and Young.—7.

The bill passed.

Senator Cain 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 181 was referred for engrossment.

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

GENERAL ORDER

SJR 27 by Stipe, Smith, Lane, Cate and Cain of the Senate and Murphy, Harbin, Mentzer, Peterson, Caldwell, Monks, Davis (Guy), Abbott, Deatherage, Duke and Hobson of the House was read and considered.

Senator Crow raised a point of order and requested a ruling of the Chair, citing the provisions of Senate Rule 13(b), which states in part, "all bills carrying appropriations which are referred for consideration in any Committee other than the Committee on Appropriations and Budget, shall, ***, be referred to the Committee on Appropriations and Budget for consideration of the appropriation features ***.

Senator Crow further stated that due to the fact that **SJR 27** did have an appropriation feature and, in accordance with the provisions of Rule 13(b), said joint resolution would have to be referred to the Committee on Appropriations and Budget, and pressed his motion to the Presiding Officer for a ruling of the Chair.

The Presiding Officer ruled that the provisions of Rule 13(b) would apply to **SJR 27** and ruled in favor of the Crow point of order and referred **SJR 27** to the Committee on Appropriations and Budget for further study.

GENERAL ORDER

SB 229 by Capps of the Senate and Kamas of the House was read and considered.

Upon motion of Senator Capps, **SB 229** was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, **SB 229** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 229 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Eield, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson and Wolfe.—41.

Excused: Crutcher, Kilpatrick, Lane, Randle, Tinsley, York and Young.—7.

The bill and emergency passed.

SB 229 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Crow moved to withdraw the motion to reconsider the vote whereby **SB 188** passed, which motion was declared adopted by the Presiding Officer.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 17 was correctly enrolled, properly signed and ordered transmitted 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 Boatner presiding.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 5, 1979, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 188 was referred for engrossment.

Upon motion of Senator Luton, the Senate adjourned at 4:00 p.m. to meet Monday, March 5, 1979, at 1:30 p.m.

Thirty-sixth Legislative Day

Monday, March 5, 1979

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,, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson and York.—43.

Excused: Howard, Taliaferro, Terrill, Wolfe and Young.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. J. David Griffin, Pastor, Southside Christian Church, Tulsa, and incorporated into the Journal upon request of Senator Green.

May we begin our prayer in silence for the memory and honor of the late Senator and Governor Dewey Bartlett.

Eternal God, You have graciously given us our humanity. We are grateful for the many talents, opportunities and strengths which You have bestowed upon us. In our humanity, we find ourselves on the boundary of existence. We find ourselves in situations which contain both good and evil. We find that our motives are more mixed than we would like to confess. We are torn between what appears to be justice and what we feel is compassionate. In recognizing this tension, we pray that we might have insight and fortitude to act responsibly so as to reveal the nature of our faith as we stand up to being representatives not only of a state but of a Divine Kingdom. The agenda calls for decision-makers. However, we are cognizant of the fact that some decisions have to be rescinded and remade. Sometimes actions taken have to be retraced. Father, we can be decisive because of Your grace-gift which calls us to confession, repentance and faithfulness. In the atmosphere of acceptance, we become motivated again to seek your presence in our daily business, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Murphy introduced George Gathers, M.D., Stillwater, as the Doctor of the Day.

Senator Landis introduced Ruthie A. Riddles, Duncan, President of the Oklahoma State Nursing Students' Association,

and Senator Crow introduced Sandy Frost, Altus, nurses for this day.

COMMITTEE REPORTS

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

DO PASS:

SB 242 — Elections and Privileges, as coauthored by Morgan (amended by Education, Common Committee).

SB 254 — County, State and Federal Government (amended by Banks and Banking Committee).

SB 300 — Municipal Government, as coauthored by Cain of the Senate and Craighead and Davis (Guy) of the House.

SB 315 — Judiciary, as coauthored by Elder.

HB 1250 — Appropriations and Budget, as coauthored by York and Crow.

DO PASS, as amended:

SB 56 — Appropriations and Budget.

SB 76 — Insurance.

CS for **SB 107** — Appropriations and Budget, as coauthored by Cate.

CS for **SB 108** — Appropriations and Budget, as coauthored by Randle.

CS for **SB 109** — Appropriations and Budget, as coauthored by Randle.

SB 111 — Appropriations and Budget, as coauthored by Rozell.

CS for **SB 135** — Municipal Government, as coauthored by Cain, and be referred to Committee on Revenue and Taxation by previous order.

SB 139 — Appropriations and Budget.

CS for **SB 180** — Education, Common, as coauthored by Taliaferro.

CS for **SB 192** — Judiciary, as coauthored by Brunton.

SB 193 — Education, Common.

SB 209 — Appropriations and Budget.

SB 214 — Agriculture.

CS for **SB 231** — Banks and Banking.

CS for **SB 242** — Education, Common, and be referred to Committee on Elections and Privileges by previous order.

CS for **SB 254** — Banks and Banking, as coauthored by Smith of the Senate, and be referred to Committee on County, State and Federal Government by previous order.

SB 256 — County, State and Federal Government. Roll call vote on bill.

CS for **SB 280** — Education, Common.

SB 287 — Judiciary, as coauthored by Brunton.

CS for **SB 299** — Environmental and Natural Resources, as coauthored by Thompson (Mick).

SB 305 — Judiciary, as coauthored by Graves.

SB 309 — Judiciary, as coauthored by Clifton and Keller of the Senate and Steward of the House.

FIRST READING

The following were introduced and read the first time.

SB 329 — By Stipe.

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. 1978, Section 14-108); providing for the creation, organization and operation of vocational-technical area school districts; specifying certain duties and powers of certain school boards; authorizing the State Board of Vocational and Technical Education to prescribe the membership and election of certain boards; authorizing elections for and levy of certain taxes; mandating certain reports and estimates of need, the procedures therefor and filing thereof; authorizing annexation or detachment of territory pursuant to rules and regulations of the State Board of Vocational and Technical Education; subjecting certain districts to classification, inspection and accreditation of the State Board of Education; and authorizing certain school districts to desig-

nate a county treasurer as treasurer of the school district.

SB 330 — By Martin.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-1708; authorizing the purchase of malpractice insurance for certain personnel of the State Department of Health with a certain limitation; and providing an effective date.

SB 331 — By Taliaferro.

An Act relating to game and fish; defining terms; providing for nongame wildlife; providing for endangered species; providing for management programs and projects; providing for adoption of rules and regulations; providing penalties; permitting certain conduct; providing for funding; directing codification; and repealing Sections 2-109 and 2-135, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Sections 2-109 and 2-135); and providing an effective date.

SB 332 — By Clifton.

An Act relating to civil procedure; authorizing class actions; specifying conditions under which class actions may be filed; providing procedures for such actions; directing codification; repealing Sections 1 through 6, Chapter 245, O.S.L. 1978 (12 O.S. Supp. 1978, Sections 13 through 18) and 12 O.S. 1971, Section 233; and providing an effective date.

SB 333 — By Randle.

An Act relating to cities and towns; providing short title; defining terms; specifying procedure for municipal financing of public utilities; providing for a certain ordinance; providing for certain improvements; providing for certain revenue bonds; providing for certain pledge orders; providing for payment of principal and interest; providing for certain contracts; providing for the bringing of certain actions; providing for certain rates and charges; providing for certain taxation; providing for the power of eminent domain; directing codification; providing for construction of Act; providing for severability; and providing an effective date.

SB 334 — By Randle.

An Act relating to cities and towns; providing short title; declaring legislative intent; defining terms; providing for formation of a joint utility agency; providing for an agency agreement; providing for certain filing; providing for powers and liabilities of a joint utility agency, its officers, directors and members; providing for administration of the agency; providing for officers of the agency; providing for bylaws; providing for representatives of member municipalities; providing for a registered office; providing for certain amendments; providing for dissolution; providing for certain contracts; providing for certain bonds and notes; providing for certain pledges; providing for indemnification and insurance for certain personnel; providing for principal and interest on certain bonds and notes; providing for disposition of certain monies; providing for certain investments; providing for certain taxation; providing for jurisdiction of the Corporation Commission; directing codification; providing for liberal construction; providing for severability; and providing an effective date.

SB 335 — By Murphy.

An Act relating to criminal procedure; providing pretrial diversion programs; requiring assistance to district attorneys by certain agencies; providing procedures for pretrial diversion programs; requiring confidentiality of certain information; providing penalties; requiring actions by the District Attorneys Training Coordination Council; directing codification; and providing an effective date.

SECOND READING

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

SB 327 — County, State and Federal Government and then to Oil, Gas and Energy.

SB 328 — Banks and Banking and then to County, State and Federal Government.

SJR 32 — County, State and Federal Government.

HB 1378 — Insurance and then to Business, Industry and Labor Relations.

HB 1390 — County, State and Federal Government.

HB 1395 — Business, Industry and Labor Relations and then to County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1079, 1383** and **1419.**

HB 1079 — By Bengtson and Duckett.

An Act relating to schools; amending 70 O.S. 1971, Section 17-107, as last amended by Section 2, Chapter 353, O.S.L. 1975 (70 O.S. Supp. 1978, Section 17-107); providing for investment of Teachers' Retirement System Funds; restricting such investments; providing for disposition of interest; requiring an earnings statement to certain persons; providing certain guidelines for payments from funds; providing an effective date; and declaring an emergency.

HB 1383 — By Riggs.

An Act relating to the Corporation Commission; amending Section 4, Chapter 299, O.S.L. 1978, authorizing the creation of certain positions at the Commission; providing duties, qualifications and compensation; providing limitations; and declaring an emergency.

HB 1419 — By Conaghan and Davis (Guy) of the House and Nickles of the Senate.

An Act relating to counties and county officers; authorizing county clerks to utilize certain mechanical or electronic recording instruments and to abstract orders to report minutes of the various meetings of any board to which the county clerks are required to serve as secretary or to report minutes; declaring certain items to be preserved and become official records; directing codification; stating an effective date; and declaring an emergency.

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

BILL WITHDRAWN — REFERRED

Senator Lane asked unanimous consent, which was granted, that **HB 1132** be withdrawn from the Committee on County, State and Federal Government; the second committee assignment to the Committee on Judiciary be rescinded; and **HB 1132** be referred to the Committee on Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1017.**

HCR 1017 — By Stephenson, et al.

A Concurrent Resolution memorializing Congress to enact legislation to require sellers of red meat or red meat products to indicate by meat display signs and item labels whether their produce is of domestic or foreign origin; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 33, 181, 188, 229 and **251** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 93 by Crow, Boatner and Stipe of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senator Stipe moved to amend **SB 93,** Page 4, Line 14, by striking the figures $39,000 in both columns and substituting therefor the figures $32,000 in both columns, which amendment was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Combs, Cullison, Cummins, Dahl, Field, Giles, Howell, Johnston, Landis, Lane, McDaniel, Martin, Miller, Porter, Rozell, Stipe, Tinsley, Vann and York.—23.

Nay: Cain, Cate, Clifton, Crow, Crutcher, Green, Johnson, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, Murphy, Nickles, Pierce, Randle, Schuelein, Smith and Watson.—20.

Excused: Howard, Taliaferro, Terrill, Wolfe and Young.—5.

Senator Berrong moved to amend **SB 93,** Page 8, Line 5, by adding after the words "public accountants" the words "or licensed public accountants", which amendment was declared adopted.

Upon motion of Senator Crow, **SB 93,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 93,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

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

SB 93 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson and York.—44.

Excused: Taliaferro, Terrill, Wolfe and Young.—4.

The bill and emergency passed.

SB 93 was referred for engrossment.

GENERAL ORDER

SB 120 by Crow, Boatner and Rozell of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 120** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 120** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 120 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson and York.—44.

Excused: Taliaferro, Terrill, Wolfe and Young.—4.

The bill passed.

Senator Taliaferro 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: 45. Excused: 3.

The emergency passed.

SB 120 was referred for engrossment.

Senator Crow presiding.

GENERAL ORDER

SB 40 by Cate was read and considered.

Senator Cate, citing Rule 8(d), asked unanimous consent that Representative Davis (Don) be named House author of **SB 40,** which was the order.

Upon motion of Senator Cate, **SB 40,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **SB 40,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 40 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—42.

Nay: Giles and Keller.—2.

Excused: Porter, Terrill, Wolfe and Young.—4.

The bill and emergency passed.

SB 40 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unaimous consent that the following bills and joint resolutions be shown on the Calendar by number and author only: SB 13 — By Boatner, et al; SB 79 — By McCune; SB 131 — By Smith; SB 147 — By Lane; SB 150 — By Smith, et al; SB 182 — By Nickles; CS for SB 186 — By Luton; SB 194 — By McCune; SB 233 — By Crutcher; CS for SB 246 — By Cate; SB 248 — By Luton; SB 249 — By Johnson; SB 258 — By York; SB 263 — By Nickles, et al; SB 289 — By Combs; SB 298 — By Cullison; CS for SJR 6 — By McCune; SJR 10 — By McCune; SJR 23 — By Smith; CS for HB 1019 — By Town-

send, et al, of the House and Smith of the Senate and CS for HB 1020 — By Townsend, et al, of the House and Smith of the Senate, which was the order.

GENERAL ORDER

SB 200 by Keating, et al, of the Senate and Elder of the House, previously considered on Pages 278 and 321, was considered further.

Senator Keating moved to amend **SB 200,** Page 2, Line 15, by adding after the word "mail" and before the word "a" the words "upon request", which amendment was declared adopted.

Senator Keating moved to amend **SB 200,** Page 3, by striking paragraphs 1, 3 and 4 and renumbering, which amendment was declared adopted.

Upon motion of Senator Keating, **SB 200,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **SB 200,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 200 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—41.

Nay: Johnson, Rozell and Schuelein.—3.

Excused: Porter, Terrill, Wolfe and Young.—4.

The bill passed.

SB 200 was referred for engrossment.

ANNOUNCEMENT

President Pro Tempore Howard announced that funeral services for Senator Dewey F. Bartlett, former State Senator, Governor and U.S. Senator, are to be held Tuesday, March 6, 1979, at 11:00 a.m. at Christ the King Church, Tulsa, and appointed Senators Lamb, Keating and Nickles as the official delegation from the Oklahoma State Senate to attend.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 7 and SCR 14,** as coauthored by Davis (Don), Hooper, Baughman and Craighead of the House.

The above numbered Resolutions were ordered referred for enrollment.

RESOLUTIONS

Senator Keller introduced the following Resolution, consideration of which was deferred for this legislative day.

SCR 17 — By Keller of the Senate and Sanders of the House.

A Concurrent Resolution concerning the budget of the United States; requesting appropriate action by the Congress, either acting by consent of two-thirds of both houses or, upon the application of the legislatures of two-thirds of the several states, calling a constitutional convention to propose an amendment to the federal constitution to require, with certain exceptions, that the total of all federal appropriations

may not exceed the total of all estimated federal revenues in any fiscal year; and directing distribution.

Senator Lane introduced the following Resolution, consideration of which was deferred for this legislative day.

SCR 18 — By Lane of the Senate and Murphy of the House.

A Concurrent Resolution urging Congress to reform or terminate ineffective brucellosis eradication efforts; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 6, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:15 p.m. to meet Tuesday, March 6, 1979, at 1:30 p.m.

Thirty-seventh Legislative Day

Tuesday, March 6, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Berrong, Porter and Young.—3.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Griffin and incorporated into the Journal upon request of Senator Green.

Eternal God, we pause to express our thanksgiving to You as the Creator, Sustainer and Redeemer of Life. In being granted life, we have been given the luxury of freedom, the acceptance of peers needed for us to respond to our culture, and the necessities of life which have availed us to accept fuller responsibilities in our state. As we reaffirm that You are our Creator, we also must confess that having been given life, we have accepted additional encumbrances in caring for those who hunger and thirst, for those who have been manipulated and coerced, for those who need help in the discipline of living from day to day. Our task at hand is grave indeed. It calls for the best in us. It means that in the logic and the argument, in the law and the interpretation of that law, this body must come to conclusions in a spirit of unity for the good of mankind. We pray that these men may understand the spirit of Your law as opposed to the minutiae of the law. May the holiness of personhood be placed higher than the jot and tiddle of the law. Also, we realize that biblically and historically we have a tradition that does not need to be forgotten, but needs to be enhanced by the present response to that tradition which can lead to a greater future. Merciful Father, we pray Your agenda and this senate's agenda may place in ultimacy the need for justice and compassion. In Christ's name we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Cain introduced Danny J. Cassidy, M.D., Oklahoma City, as Doctor of the Day.

Senator Dahl introduced Betty Dreesen, R.N., Guthrie, 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:

SB 293 — Public Safety and Penal Affairs, and be referred to Committee on County, State and Federal Government by previous order.

SJR 32 — County, State and Federal Government, as coauthored by Harbin.

HB 1088 — County, State and Federal Government, and be referred to Committee on Appropriations and Budget by previous order.

HB 1390 — County, State and Federal Government, as coauthored by Dahl.

FIRST READING

The following were introduced and read the first time.

SB 336 — By Terrill.

An Act relating to open meetings; amending Section 4, Chapter 214, O.S.L. 1977 (25 O.S. Supp. 1978, Section 304); modifying definitions; and declaring an emergency.

SB 337 — By Terrill.

An Act relating to children; amending 10 O.S. 1971, Section 1207, as amended by Section 1, Chapter 272, O.S.L. 1974 (10 O.S. Supp. 1978, Section 1207); modifying provisions for salary of the director of the Juvenile Bureau; providing for salaries of certain other employees; providing for certain expenses; providing for maintenance of offices; providing for reimbursement for travel expenses; and providing for certain budgetary procedures.

SB 338 — By Birdsong.

An Act relating to soldiers and sailors; amending 72 O.S. 1971, Section 63.2, as amended by Section 1, Chapter 10, O.S.L. 1976 (72 O.S. Supp. 1978, Section 63.2); and providing for the membership, bond and term of office for the War Veterans Commission.

SECOND READING

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

SB 329 — Education, Common.

SB 330 — Public and Mental Health.

SB 331 — Wildlife and then to Appropriations and Budget.

SB 332 — Judiciary.

SB 333 — Municipal Government and then to Revenue and Taxation.

SB 334 — Municipal Government and then to Revenue and Taxation.

SB 335 — Criminal Jurisprudence.

HB 1079 — Education, Common and then to Retirement and Administration.

HB 1383 — Business, Industry and Labor Relations and then to Appropriations and Budget.

HB 1419 — County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1045, 1247, 1303, 1353, 1420** and **1479.**

HB 1045 — By Bengtson and Duckett.

An Act relating to schools; amending 70 O.S. 1971, Section 17-108, as last amended by Section 6, Chapter 238, O.S.L. 1978 (70 O.S. Supp. 1978, Section 17-108); providing for contributions to the Teachers' Retirement System; providing for certain funds; and modifying provisions for collection of contributions.

HB 1247 — By Caldwell, et al, of the House and Stipe of the Senate.

(Elections — Amending 26 O.S. Supp. 1978, Section 2-129 — Compensation — Emergency).

HB 1303 — By Henry.

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; directing codification; repealing Section 1, Chapter 30, O.S.L. 1973 (23 O.S. Supp. 1978, Section 11); setting an operative date; and declaring an emergency.

HB 1353 — By Abbott, et al, of the House and Boatner of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 902, as last amended by Section 1, Chapter 207, O.S.L. 1976, 904, 907, 908, 910, as last amended by Section 2, Chapter 207, O.S.L. 1976, Section 1, Chapter 206, O.S.L. 1978, 913, as last amended by Section 5, Chapter 147, O.S.L. 1977, 914, as last amended by Section 4, Chapter 207, O.S.L. 1976, 915, as last amended by Section 5, Chapter 207, O.S.L. 1976, 917, as last amended by Section 6, Chapter 207, O.S.L. 1976, 919, as last amended by Section 5, S.J.R. No. 6, O.S.L. 1977, 920, as last amended by Section 6, S.J.R. No. 6, O.S.L. 1977, Section 9, Chapter 267, O.S.L. 1975 and Section 1, Chapter 267, O.S.L. 1975 (74 O.S. Supp. 1978, Sections 902, 910, 912.1, 913, 914, 915, 917, 919, 920, 920A and 930); defining terms for use in the Oklahoma Public Employees Retirement System; providing procedures for service or process and certain types of hearings; providing procedures for meetings of the Board of Trustees and the Investment Committee; providing for certain office procedures and fiscal matters; providing for Executive Director and other Board personnel; establishing procedures for joining system; making provisions for crediting prior and participating service; establishing procedures for elected officials' participation in system; specifying retirement requirements and limitations; specifying amounts of retirement benefits; providing termination of employment, payment and vested benefits; providing for certain payroll deductions and contributions; providing for employer contributions; establishing contribution schedule for employers; providing for cost of living increase to certain retirants; repealing 74 O.S. 1971, Sections 927, 928, and Section 7, Chapter 207, O.S.L. 1976 (74 O.S. Supp. 1978, Section 931); directing codification; providing severability; providing an effective date; and declaring an emergency.

HB 1420 — By Weichel.

An Act relating to the Uniform Consumer Credit Code; amending Section 1, Chapter 95, O.S.L. 1974 (14A O.S. Supp. 1978, Section 1-109), 14A O.S. 1971, Sections 6-501, 6-504, and Section 3, Chapter 199, O.S.L. 1975 (14A O.S. Supp. 1978, Section 6-511); changing the name of the Department of Consumer Affairs to the Department of Consumer Credit in certain sections of the code which relate to Department powers and duties; and declaring an emegency.

HB 1479 — By Ford of the House and Watson of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.5, as last amended by Section 8, Chapter 304, O.S.L. 1978 (47 O.S. Supp. 1978, Section 22.5); providing for license fees on certain motor vehicles; adjusting such fees on automobiles; setting certain minimum fees; repealing 47 O.S. 1971, Section 22.5, as last amended by Section 6, Chapter 209, O.S.L. 1978 (47 O.S. Supp. 1978, Section 22.5); and providing an effective date.

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

PENDING SENATE ACTION — RESOLUTION

SCR 18, introduced on Page 358, was called up for consideration.

Senator Stipe asked to be named a coauthor of **SCR 18,** which was the order.

SCR 18, as coauthored, was read at length, adopted upon motion of Senator Lane, and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

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

HCR 1021 — By McCorkell and Wilson.

A Concurrent Resolution declaring motor license registration fees that double as of March 1 shall be based on the cost of a twelve-month registration period; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

PENDING SENATE ACTION — RESOLUTIONS

HCR 1017, introduced on Page 354, was called up for consideration.

Senator Dahl asked unanimous consent that he be named Senate author of **HCR 1017,** which was the order.

Senator Stipe asked to be named a coauthor of **HCR 1017,** which was the order.

Senator Dahl asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **HCR 1017.**

HCR 1017, as coauthored, was read at length, adopted upon motion of Senator Dahl, properly signed and ordered returned to the Honorable House.

HCR 1018, introduced on Page 337, was called up for consideration.

Senator Rozell asked unanimous consent to be named Senate author of **HCR 1018,** which was the order.

Senator McCune asked to be named a coauthor of **HCR 1018,** which was the order.

HCR 1018, as coauthored, was read at length, adopted upon motion of Senator Rozell, properly signed and ordered returned to the Honorable House.

RESOLUTION REFERRED

The Presiding Officer moved that **SCR 17,** introduced on Page 257, be referred to the Committee on Rules, which motion was declared adopted.

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 Capps, upon the written request of Senator Berrong, advised and consented to the confirmation of JACK D. CRAIG, Leedey, as a member of the Board of Agriculture, District 1, to serve an

unexpired term ending April 26, 1981. Mr. Craig succeeds David Stratton.

The Senate, in executive session, and upon motion of Senator Field, advised and consented to the confirmation of LARRY FIELD, Guymon, as a member of the Oklahoma Tourism and Recreation Commission, to serve a 6-year term as Vice Chairman, ending July 1, 1984. Mr. Field 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 a 6-year term ending August 1, 1984. Mr. Hannah succeeds himself.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of R. A. HODDER, Oklahoma City, as a member of the Oklahoma Tourism and Recreation Commission, to serve an unexpired term ending July 1, 1983. Mr. Hodder succeeds Jerry Richardson.

The Senate, in executive session, and upon motion of Senator Field, advised and consented to the confirmation of FRANK M. OGDEN, Guymon, as a member of the Court of Bank Review, District 2, to serve a 4-year term ending June 1, 1982. Mr. Ogden succeeds Donald E. Powers.

The Senate, in executive session, and upon motion of Senator Miller, advised and consented to the confirmation of W. R. "DICK" STUBBS, Henryetta, as a member of the Oklahoma Tourism and Recreation Commission, to serve a 6-year term ending July 1, 1984. Mr. Stubbs succeeds himself.

The Senate, in executive session, and upon motion of Senator Combs, advised and consented to the confirmation of JAMES E. WALKER, Oklahoma City, as Chairman of the Oklahoma Tax Commission, to serve a 6-year term ending January 1, 1984. Mr. Walker succeeds himself.

RESOLUTION

SR 18 by Keating was introduced, and Senator Keating asked for immediate consideration, which was the order.

Senators Wolfe, Green, Keller, Lamb, McCune, Pierce, Nickles and Watson asked to be named coauthors of **SR 18,** which was the order.

Senator Keating asked unanimous consent that all other members be named coauthors of **SR 18,** which was the order.

SR 18, as coauthored, was read at length as follows, adopted upon motion of Senator Keating, and ordered referred for enrollment.

SR 18 — By Keating, Wolfe, Green, Keller, Lamb, McCune, Pierce, Nickles, Watson, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.

A Resolution praising the life of Dewey F. Bartlett; expressing condolences; directing permanent record; and directing distribution.

WHEREAS, a dark and somber day descended upon the State of Oklahoma when Dewey F. Bartlett returned to his Creator, as if all nature wept upon his departure; and

WHEREAS, Dewey F. Bartlett was not born in Oklahoma, but became a powerful

booster of his adopted state, preaching Oklahoma's wonders with the zeal of a convert; and

WHEREAS, Dewey F. Bartlett served the State of Oklahoma as a State Senate member, a Governor, and a United States Senator; and

WHEREAS, Dewey F. Bartlett was noted for his extraordinary capacity for hard work and an impressive command of details; and

WHEREAS, Dewey F. Bartlett was throughout his life an example of a moral man, impressing his preparatory school classmates, his business colleagues and politicians of all persuasions; and

WHEREAS, Dewey F. Bartlett challenged everyone around him to set new standards of excellence, and to meet those high standards, but he required no higher standards of any man than of himself; and

WHEREAS, Dewey F. Bartlett was a determined fighter for causes he believed to be just, persevering through battles that would have caused lesser men to surrender; and

WHEREAS, even as he fiercely battled for small businessmen, minorities, and a strong foreign policy, he was contending with the cancer which would take his life but not extinguish his spirit; and

WHEREAS, Dewey F. Bartlett was the recipient of many honors and awards for his contributions to Oklahoma and the nation, including the "Iron Mike" award from the United States Marine Corps and induction into the Oklahoma Hall of Fame; and

WHEREAS, throughout his life, Dewey F. Bartlett was sustained by his Faith, and bolstered by his family; and

WHEREAS, it is fitting that the Oklahoma Senate praise the life and work of this faithful and dedicated public servant.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby recognizes the contributions and accomplishments of Dewey F. Bartlett to the State of Oklahoma and the nation. The Oklahoma Legislature expresses its condolences to the surviving members of Dewey F. Bartlett's family.

SECTION 2. A copy of this Resolution shall be spread upon the pages of the permanent journals of the Senate as a permanent record of the commendations and condolences expressed herein.

SECTION 3. Copies of this Resolution shall be dispatched to the family of Dewey F. Bartlett, and to Oklahoma's Congressional Delegation.

RESOLUTION

SCR 19 by Howard was introduced and Senator Howard asked for immediate consideration, which was the order.

Senator Howard asked unanimous consent that all other members of the Senate be named coauthors of **SCR 19,** which was the order.

SCR 19, as coauthored, was read at length as follows, adopted upon motion of Senator Howard and ordered referred for engrossment.

SCR 19 — By Howard, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpat-

rick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Concurrent Resolution memorializing the federal government to urge the German Federal Republic to abolish or extend the statute of limitations on Nazi war criminals; and directing distribution.

WHEREAS, it is a reprehensible policy that would assume that the moral obligation for the mass murder of over 11,000,000 innocent victims of the "Holocaust" can be eliminated by the passage of time; and

WHEREAS, the statute of limitations of the German Federal Republic relating to Nazi war criminals is scheduled to expire on December 31, 1979; and

WHEREAS, if such statute of limitations does expire, no investigation of murder, including genocide, committed by Nazi war criminals can be initiated after that date; and

WHEREAS, if such statute of limitations does expire, thousands of Nazi war criminals who were actively involved in the calculated and brutal mass murder of millions of innocent victims will be rewarded for having evaded justice; and

WHEREAS, crimes of lesser horror than mass murder and genocide are subject to no statute of limitations either in Oklahoma or in numerous other jurisdictions; and

WHEREAS, it is the interest of all free people that new generations not be allowed to forget the dangers and consequences of the crime of genocide; and

WHEREAS, an international campaign to convince the German Federal Republic to eliminate or extend the current statute of limitations has been initiated by a broad base of concerned organizations and individuals.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The United States government is hereby memorialized to urge the German Federal Republic and the legislators of that nation to abolish or extend the statute of limitations relating to Nazi war crimes.

SECTION 2. The President and Secretary of State of the United States are hereby memorialized to communicate the contents of this Resolution on behalf of the people of Oklahoma to the following officials of the German Federal Republic: The President, the Chancellor, the Ambassador to the United States, the Chief Justice of the Supreme Court, and the national legislators.

SECTION 3. Copies of this Resolution shall be transmitted to the following national officials: The President of the United States, the Secretary of State, the Speaker of the House of Representatives, the Majority Leader of the Senate, the Chairman of the Senate Foreign Relations Committee, the National Security Council members, and each member of the Oklahoma Congressional delegation.

PENDING SENATE. ACTION — RESOLUTION

HCR 1015, introduced on Page 347, was called up for consideration.

HCR 1015 was read at length, adopted upon motion of Senator Johnston, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 40, 93, 120 and **200** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCRs 7 and **14** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1209 by Duckett, et al, of the House and Boatner, Luton and Rozell of the Senate was read and considered.

Senators Tinsley, Stipe, Howell and Schuelein asked to be named coauthors of **HB 1209,** which was the order.

Senator Schuelein moved to amend **HB 1209,** Page 2, Line 16, by striking after "1978-1979" and before the word "may" all language and substituting therefor the language "the second five days missed".

Senator Cate presiding.

Senator Luton moved to table the Schuelein amendment, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Johnston, Keller, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Rozell, Taliaferro, Tinsley, Vann, Wolfe and York.—28.

Nay: Birdsong, Cain, Crow, Green, Howell, Johnson, Keating, Kilpatrick, Landis, McCune, Nickles, Randle, Schuelein, Smith, Stipe, Terrill and Watson.—17.

Excused: Berrong, Porter and Young.—3.

Upon motion of Senator Boatner, **HB 1209,** as coauthored, was advanced.

By unanimous consent, upon request of Senator Boatner, **HB 1209,** as coauthored, was placed on third reading and final passage.

Senator Randle presiding.

THIRD READING

HB 1209 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—39.

Nay: Johnson, Keating, Keller, Kilpatrick, Nickles and Wolfe.—6.

Excused: Berrong, Porter and Young.—3.

The bill and emergency passed.

HB 1209 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

SB 179 by York, Kilpatrick and Birdsong of the Senate and Denman of the House was read and considered.

Senators Combs and Tinsley asked to be made coauthors of **SB 179,** which was the order.

Upon motion of Senator York, **SB 179,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 179,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 179 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—42.

Nay: Dahl, Howell and Rozell.—3.

Excused: Berrong, Porter and Young.—3.

The bill passed.

SB 179 was referred for engrossment.

GENERAL ORDER

SB 310 by Terrill and Watson was read and considered.

Senators Howell and Dahl asked to be named coauthors of **SB 310,** which was the order.

Senator Johnson moved to amend **SB 310,** Page 2, Line 1, by deleting after the word ''in'' and before the word ''community'' the word ''the'' and inserting the words ''or adjacent to the''.

Senator Johnson asked unanimous consent that consideration of his foregoing amendment be deferred temporarily, which was the order.

Senator Terrill moved to amend **SB 310,** Page 2, Line 6½, by adding a new Section 2 to read as follows:

''Section 2. The Commission herein described may jointly or severally with the Department of Corrections set an additional level of remuneration to those physicians participating in the program set forth in this Act.''

and by renumbering subsequent section, which amendment was declared adopted.

The Presiding Officer moved that the Johnson amendment, deferred previously, be withdrawn, which motion was declared adopted.

Senator Johnson moved to amend **SB 310,** Page 2, Line 2, by deleting after the word ''community'' all language to the period and inserting the words ''which contributes hereunder'', which amendment was declared adopted.

Upon motion of Senator Terrill, **SB 310,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 310,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 310 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Nay: Giles.—1.

Excused: Berrong, Porter and Young.—3.

The bill passed.

SB 310 was referred for engrossment.

GENERAL ORDER

SB 296 by Smith was read and considered.

Upon motion of Senator Smith, **SB 296** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 296** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 296 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—40.

Nay: Giles, Keating, Keller, McCune and Pierce.—5.

Excused: Berrong, Porter and Young.—3.

The bill and emergency passed.

SB 296 was referred for engrossment.

GENERAL ORDER

SB 295 by Smith was read and considered.

Upon motion of Senator Smith, **SB 295** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 295** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 295 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill,

Tinsley, Vann, Watson, Wolfe and York.—43.

Nay: Crow and Giles.—2.

Excused: Berrong, Porter and Young.—3.

The bill and emergency passed.

SB 295 was referred for engrossment.

GENERAL ORDER

SB 226 by Smith of the Senate and Hopkins of the House was read and considered.

Upon motion of Senator Smith, **SB 226** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 226** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 226 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Berrong, Porter and Young.—3.

The bill and emergency passed.

SB 226 was referred for engrossment.

GENERAL ORDER

SB 227 by Smith, York, Berrong and Howell of the Senate and Lancaster of the House was read and considered.

Senator Watson presiding.

Senator Keating moved to amend **SB 227,** Page 2, Line 13, by adding after the word "fabrication," and before the word "repair," the word "packaging,", which amendment was withdrawn upon the unanimous consent request of Senator Keating.

Upon motion of Senator Smith, **SB 227** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 227** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 227 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—35.

Nay: Boatner, Crow, Dahl, Field, Giles, Green, Keller, Landis, Martin and Pierce.—10.

Excused: Berrong, Porter and Young.—3.

The bill and emergency passed.

SB 227 was referred for engrossment.

GENERAL ORDER

SB 297 by Wolfe was read and considered.

Senators Howell, Green and Landis asked to be made coauthors of **SB 297,** which was the order.

Upon motion of Senator Wolfe, **SB 297,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 297,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 297 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Excused: Berrong, Cummins, Porter and Young.—4.

The bill and emergency passed.

SB 297 was referred for engrossment.

GENERAL ORDER

HB 1126 by Hopkins, et al, of the House and Stipe of the Senate was read and considered.

Senator Vann moved to amend **HB 1126,** Page 2, Line 8, by adding after the word "Commission" and before the word "and" the following language: "subject to Senate confirmation within 30 days from the date of qualifying for the salary provided herein, except that if the Senate not be in session, he should be confirmed within 30 days from the date of convening of the next session of the Legislature", which amendment was declared adopted.

Upon motion of Senator Stipe, **HB 1126,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1126,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1126 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Wolfe.—40.

Nay: Boatner, Clifton, Johnson and Murphy.—4.

Excused: Berrong, Porter, York and Young.—4.

The bill passed.

Senator York 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 1126 was referred for engrossment.

GENERAL ORDER

SB 17 by Johnston of the Senate and Morgan of the House was read and considered.

Senator Murphy asked to be named a coauthor of **SB 17,** which was the order.

Senators Young and Stipe moved to amend **SB 17,** Page 4, Line 8, by inserting after the word "Oklahoma," the following language: "or in the vicinity of the intersection of Highway 33 and the Turner Turnpike or Highway 66 in Creek County, Oklahoma,", which amendment was declared adopted.

Upon motion of Senator Johnston, **SB 17,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnston, **SB 17,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 17 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—39.

Nay: Giles, Johnson, McCune, Martin and Schuelein.—5.

Excused: Berrong, Howard, Porter and Young.—4.

The bill passed.

SB 17 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 7** and **14.**

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 7, 1979, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1209 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 Wednesday, March 7, 1979, at 1:30 p.m.

Thirty-eighth Legislative Day

Wednesday, March 7, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Berrong, Keller, Miller, Porter and York.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Griffin and incorporated into the Journal upon request of Senator Green.

Eternal Father, unless You build the house, the builders have toiled in vain. Unless You watch over the state, in vain the watchman stands guard. The meaning of life in humanity is to be congruent with Your divine purpose, Merciful Father.

We pray that You will look with mercy on those who labor in our state that their work may be crowned with Your grace. Help us to be diligent in our disciplines and to engage in our calling with respect for You, for this is the beginning of wisdom. Bind us together through common responsibilities that our state will be united. Give us the spirit of forbearance with one another, teaching us to forgive one another, even as You, through Christ, have forgiven us. Help us to do the duty which this hour demands, but grant in us grace also to have a vision of constancy of Your will above the chances and changes of our mortal life. Let us not be tempted by our weakness to evade the tasks at hand, nor be tempted by our strength to estimate ourselves too highly. Grant that Your strength may be perfect in our weakness and your mercy purify that which we have corrupted. Father, rule and overrule our affections and desires that Your kingdom may come even through the confusions of human passions. We pray for the wisdom of restraint and the justice of charity. In Christ's name we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Murphy introduced Elnora Miller, M.D., Stillwater, as the Doctor of the Day.

Senator Landis introduced Betty Apple, R.N., Duncan, 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:

SB 332 — Judiciary. Show Wolfe as principal author, with Clifton as coauthor and Steward of the House as principal House author.

SB 335 — Criminal Jurisprudence.

SECOND READING

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

SB 336 — Rules.

SB 337 — Rules.

SB 338 — County, State and Federal Government.

HB 1045 — Retirement and Administration.

HB 1247 — Business, Industry and Labor Relations.

HB 1303 — Judiciary.

HB 1353 — Retirement and Administration.

HB 1420 — Banks and Banking.

HB 1479 — Revenue and Taxation.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1002, 1047, 1080, 1129, 1134, 1135, 1149, 1153, 1155, 1159, 1297, 1385, 1436, 1439, 1450** and **1466.**

HB 1002 — By Dunn.

An Act relating to criminal procedure; amending 22 O.S. 1971, Sections 1112, as amended by Section 1, Chapter 34, O.S.L. 1976 and 1114.9, as amended by Section 2, Chapter 281, O.S.L. 1978 (22 O.S. Supp. 1978, Sections 1112 and 1114.9); providing bond schedule for certain offenses; providing an effective date; and declaring an emergency.

HB 1047 — By Bengtson, et al.

An Act relating to motor vehicles; authorizing special license plates for physically disabled persons; setting fees; regulating transfers; providing design; and directing codification.

HB 1080 — By Bengtson, et al.

An Act relating to police officers; providing that certain uniformed law enforcement officers in attendance at a public event shall have law enforcement officer powers and duties; providing for codification; and declaring an emergency.

HB 1129 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Office of the Attorney General and making appropriations thereto; stating the purposes; authorizing transfer of appropriation to a special account; amending 74 O.S. 1971, Section 19, as last amended by Section 10, Chapter 208, O.S.L. 1976 (74 O.S. Supp. 1978, Section 19), pertaining to the Evidence Fund; 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; directing codification; providing severability; and declaring an emergency.

HB 1134 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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; limiting salary and wage expenditures; providing lapse dates; providing severability; and declaring an emergency.

HB 1135 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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; limiting expenditures for salaries and wages; authorizing positions supported by federal funds; 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; providing lapse date; providing severability; and declaring an emergency.

HB 1149 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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.

HB 1153 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Western Plains Indians Arts and Crafts Commission and making an appropriation thereto; stating the purpose; providing lapse date; providing severability; and declaring an emergency.

HB 1155 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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 schedule to which Merit System grades for certain positions are to conform; providing for per diem of Banking Board members and Savihgs and Loan Board members; providing lapse date; providing severability; and declaring an emergency.

HB 1159 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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; limiting number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

HB 1297 — By Craighead and Rieger of the House and Randle of the Senate.

An Act relating to cities and towns; amending Sections 8-109, 12-111, 14-109, 14-110 and 21-103, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Sections 8-109, 12-111, 14-109, 14-110 and 21-103); providing for the filling of vacancies in certain municipal offices; restricting the call of a

special election; providing town board of trustees may appoint chief of police; providing for certain powers and references; providing guidelines for compilation of municipal penal ordinances; changing supplements to biennial publication; providing conditions prior to city annexation; eliminating certain requirements; defining terms; directing codification; and declaring an emergency.

HB 1385 — By Stephenson and Wilson of the House and Murphy of the Senate.

An Act relating to crimes and punishments; providing for the serving of sentences in the order in which they are received by a penal institution; providing for sentences which are concurrent with sentences from a federal court or another state's court; providing for revocation of parole or suspended sentence; providing for relinquishment of custody; directing codification; repealing 21 O.S. 1971, Section 61; and declaring an emergency.

HB 1436 — By Smith of the House and Clifton of the Senate.

(Courts — Amending sections in Title 20 — Emergency).

HB 1439 — By Trent, et al.

An Act relating to schools; amending 70 O.S. 1971, Section 5-117, as amended by Section 1, Chapter 166, O.S.L. 1972 (70 O.S. Supp. 1978, Section 5-117); and modifying powers and duties of boards of education of school districts to include power to convey certain title to certain nonprofit corporation at private sale.

HB 1450 — By Sanders.

An Act relating to game and fish; amending Section 7-503, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-503); prohibiting the sale or offer to sell certain species or parts thereof with certain exception; providing for use of certain proceeds; requiring confiscation of certain animals, birds, fish or parts thereof; providing bond; providing penalty; and providing an effective date.

HB 1466 — By Weichel.

(Commercial Code — Amending Sections in Titles 12A and 28 — Effective date).

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

Advising adoption of and transmitting for consideration Engrossed **HCRs 1019** and **1020.**

HCR 1019 — By Townsend of the House and Clifton of the Senate.

A Concurrent Resolution authorizing the Oklahoma Public Welfare Commission to select suitable names for institutions under its jurisdiction; and directing distribution.

HCR 1020 — By Elder, et al, of the House and Martin of the Senate.

A Concurrent Resolution memorializing Congress to take such action as is necessary to insure public transportation by train in Oklahoma; and directing distribution.

Consideration of the Resolutions was deferred for this Legislative day.

GENERAL ORDER

SB 23 by McDaniel of the Senate and Elder of the House was read and considered.

Senator Giles asked to be made a coauthor of **SB 23,** which was the order.

Upon motion of Senator McDaniel, **SB 23,** as coauthored, was advanced to engrossment.

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

THIRD READING

SB 23 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Giles, Green, Howard, Howell, Johnston, Keating, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and Wolfe.—34.

Nay: Boatner, Crow, Dahl, Johnson, Kilpatrick, Schuelein and Terrill.—7.

Excused: Berrong, Field, Keller, Miller, Porter, York and Young.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Boatner moved that the vote be reconsidered whereby **SB 23** passed.

MOTION RE HB 1126

Senator Stipe moved that the Committee on Engrossed and Enrolled Bills return **HB 1126,** considered, amended and passed on Page 370, which motion was declared adopted by the Presiding Officer.

MOTION TO RECONSIDER VOTE

Senator Stipe moved that the vote be reconsidered whereby **HB 1126** and the emergency section passed, which motion to reconsider was declared adopted, the roll thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Wolfe.—40.

Excused: Berrong, Howard, Johnston, Keller, Miller, Porter, York and Young.—8.

THIRD READING

Senator Stipe moved that the vote be reconsidered whereby **HB 1126** was advanced to engrossment, which motion was declared adopted.

Senator Stipe moved that the vote be reconsidered whereby **HB 1126** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

HB 1126 was thereby placed on General Order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 17, 179, 226, 227, 295, 296, 297 and **310** and **SCRs 18** and **19** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 18 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

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

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1209.**

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

Advising the signing of and transmitting for signature Enrolled **HCRs 1015, 1017** and **1018.**

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

GENERAL ORDER

SB 25 by McDaniel and Capps of the Senate and Hooper of the House was read and considered.

Senator McDaniel asked unanimous consent that the title to **SB 25** conform to the bill, which was the order.

Senator Lane moved that the title be crippled to **SB 25,** which motion was declared adopted by the Presiding Officer.

Senator Rozell moved to amend **SB 25,** Page 4, Line 9½, by adding a new subparagraph to read as follows:

"7. Area or origin means county of storage or diversion and the county or counties adjacent thereto."

Senator McDaniel moved to table the Rozell motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Cain, Capps, Cate, Clifton, Crow, Field, Giles, Johnston, Kilpatrick, Lamb, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Smith, Taliaferro, Terrill, Watson and Wolfe.—24.

Nay: Boatner, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Keating, Landis, Lane, Luton, Rozell, Schuelein, Stipe, Tinsley, Vann and Young.—19.

Excused: Berrong, Howard, Keller, Miller and York.—5.

Senator Crow moved to amend **SB 25,** Page 4, Line 9½, by adding a new subparagraph to read as follows:

"7. 'Surplus and excess water' is hereby defined as that water which cannot be reasonably expected to be impounded by any structure authorized and constructed by the U.S. Bureau of Reclamation or Corps of Engineers."

Senator Randle presiding.

Senator Crow asked unanimous consent that his foregoing amendment be withdrawn, which was the order.

Senator Capps moved to amend **SB 25,** Page 4, Line 10, by striking the entire language in Section 4 and replacing the language with the following:

"SECTION 4 A. There is hereby created an agency of the State of Oklahoma the Oklahoma Water Development Authority to exercise such powers as are necessary to effect the purpose of this act, together with such other powers and under such restrictions as may be prescribed by law. The Authority shall be composed of said members of the Oklahoma Water Resources Board and the officers of the Oklahoma Water Resources Board shall be the officers of the Authority. The duties assigned to each member of the Authority shall be considered additional duties to those required by virtue of their membership on the Oklahoma Water Resources Board. The members shall not receive any additional compensation for the performance of the duties required by this act, except that they shall be reimbursed their actual and necessary expenses incurred in accordance with

the State Travel Reimbursement Act. Reimbursement for such expenses shall be paid out of the funds available for the operation of the Authority.

"B. There is hereby created a Water Development Review Committee which shall have the powers and duties set forth in this act. The Water Development Review Committee shall be composed of the Governor, Lieutenant Governor, the Attorney General, the Insurance Commissioner and the State Auditor and Inspector. The members of the Water Development Review Committee shall not receive any additional compensation for the performance of their duties under the provisions of this act.

C. All activities by the Authority in regard to making grants and loans and issuance of obligations shall be subject to approval of the Water Development Review Committee."

Senator Stipe asked unanimous consent to amend the Capps amendment by striking the reference to "State Auditor and Inspector" and substituting therefor "State Treasurer", which was the order.

Senator Capps pressed his motion to amend, which amendment, as amended, was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Cain, Capps, Cate, Combs, Crow, Cullison, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lane, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley and Wolfe.—28.

Nay: Boatner, Clifton, Crutcher, Cummins, Giles, Lamb, Landis, Luton, McCune, McDaniel, Martin, Smith, Vann, Watson and Young.—15.

Excused: Berrong, Keller, Miller, Porter and York.—5.

Senator Boatner asked unanimous consent to amend the foregoing adopted Capps amendment by striking the words "actual and necessary" where it appears in the amendment, which was the order.

Senator Crow moved to amend **SB 25,** Page 4, Line 9½, by adding the following new subparagraph to read as follows:

"7. 'Surplus and excess water' is hereby defined as that water which cannot reasonably expect to be impounded by any structure authorized and constructed by the U.S. Bureau of Reclamation and Corps of Engineers or which has been previously used or allocated to any other private or governmental entity in keeping with said private or governmental entities' 50-year needs."

, which amendment was declared adopted.

Senator Capps moved to amend **SB 25,** Page 9, Line 18, by striking the entire language in Section 8 B and inserting a new paragraph B to read as follows:

"B. The Oklahoma Water Resources Board shall provide administrative guidance and the staff of the Board shall provide technical assistance to the Authority in effectuating its purpose."

, which amendment was declared adopted.

Senator Crow moved to amend **SB 25,** Page 10, Line 17½, by adding a new Section 9 to read as follows:

"Section 9. The Authority is hereby authorized and directed to acquire land for, construct and maintain any facilities which may be used in the accomplishment of the Comprehensive Water Plan for the State of Oklahoma as recommended by the Oklahoma Water Resources Board.

The Authority is further authorized to sell any revenue bonds which might be neces-

sary to accomplish projects which accomplish recommendations of the Oklahoma Water Resources Board.

The Authority is further authorized to enter into agreement with and accept funds from the government of the United States for the purpose of acquisition of land, construction and maintenance of facilities which accomplish the Comprehensive Water Plan of the State of Oklahoma.''

, and by renumbering succeeding sections.

Senator McDaniel moved to table the Crow motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Clifton, Crutcher, Cullison, Cummins, Johnson, Johnston, McDaniel, Martin, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Vann, Watson, Wolfe and Young.—19.

Nay: Birdsong, Boatner, Capps, Cate, Combs, Crow, Dahl, Field, Giles, Green, Howell, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Murphy, Pierce, Stipe, Taliaferro, Terrill and Tinsley.—24.

Excused: Berrong, Howard, Keller, Miller and York.—5.

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

Senator Crow pressed his motion to amend, which amendment was declared adopted.

Senator Nickles moved to amend **SB 25,** Page 11, Line 2, by adding after the word ''act'' and before the word ''all'' the following language: '', provided that such loans are approved by a vote of the people of the area affected by such loans.''

Senator Murphy moved to table the Nickles amendment, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Capps, Clifton, Field, Giles, Howell, Johnston, Lamb, McDaniel, Martin, Murphy, Schuelein, Taliaferro, Terrill, Tinsley and Vann.—15.

Nay: Birdsong, Boatner, Cain, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Johnson, Keating, Kilpatrick, Landis, Lane, Luton, McCune, Nickles, Pierce, Porter, Randle, Rozell, Smith, Stipe, Watson, Wolfe, York and Young.—29.

Excused: Berrong, Howard, Keller and Miller.—4.

Senator Nickles pressed his motion to adopt, which amendment was declared adopted by the Presiding Officer.

Senator Stipe moved to amend **SB 25,** Page 18, Line 14, by striking before the word ''shall'' the word ''authority'' and substituting therefor the words ''State Legislature'', which amendment was declared adopted.

Senator Stipe moved to amend **SB 25,** Page 19, Line 4, by striking after the words ''by the'' and before the word ''prior'' the word ''authority'' and substituting therefor the words ''Legislature of the State of Oklahoma'', which amendment was declared adopted.

Senator Rozell moved to amend **SB 25,** Page 11, Line 5½, by inserting after the word ''indebtedness'' and before ''Section 10'' a new sentence to read as follows: ''In making such loans, the Authority shall give priority to those projects from within the area of origin.'', which amendment was declared adopted.

Senator Cain moved to amend **SB 25,** Page 11, Line 13½, by adding a subparagraph to read as follows:

"6. An economic analysis showing the project to be cost effective."

, which amendment was declared failed of adoption.

Senator Cain moved to amend **SB 25,** Page 14, Line 10, by adding after the word "project" and before "Section 15" a new paragraph to read as follows:

"Every public body seeking to obtain funds from the Authority must have implemented recognized effective measures to increase the efficiency of water use including but not limited to:

a. Rate design and load management.
b. Reuse and recycling.
c. Plumbing codes.
d. Reduction of distribution system losses."

, which amendment was declared failed of adoption.

Senator Rozell moved to amend **SB 25,** Page 14, Line 11, by inserting after the word "in" and before the word "and" the following: "1. water storage rights", and by inserting after the word "provide" and before the word "for" on Page 14, Line 14, the following: "assistance to holders of water rights", and by deleting Lines 17 and 18 of Page 14, which amendment was declared adopted.

Senator Boatner moved to amend **SB 25,** Page 16, Line 8½, by adding a new Section 16 and renumbering succeeding sections, to read as follows:

"Section 16. It shall be unlawful for the Oklahoma Water Development Authority, rural water districts, or any division or agency thereof to buy, sell, lease or rent directly or indirectly from any officer, board member or employee of said entities."

, which amendment was declared adopted.

Senator Green presiding.

Senator Crow moved to amend **SB 25,** Page 20, Line 8½, by adding a new Section 19 to read as follows:

"Section 19. Any project funded through the provisions of this act and which has a total cost which exceeds $500,000,000.00 shall meet criteria which are designed in accordance with the 100-year needs for said project."

, and by renumbering succeeding sections, which amendment was declared adopted.

Senators Combs and Smith moved to amend **SB 25,** Page 29, Line 17, by adding after the word "Treasurer" the words ", at an interest rate that is not less than that received by the Treasurer on interest-bearing state deposits,", which amendment was declared adopted.

Senator Rozell moved to amend **SB 25,** Page 31, Line 4, by striking after the words "from the" and before the word "of" the word "basin" and inserting the word "area".

Senator McDaniel moved to table the Rozell motion to amend, which motion to table was declared failed of adoption.

Senator Rozell pressed his motion to adopt his foregoing amendment, which amendment was declared adopted.

Senator Rozell moved to amend **SB 25,** Page 31, Line 5, by adding after the period on Line 5 the following: " 'Excess or surplus water' means that amount of water which is greater than the present or reason-

ably foreseeable future water requirements needed to satisfy all beneficial uses within an area of origin.'', which amendment was declared adopted.

Senator Rozell moved to amend **SB 25,** Page 33, Line 12, by deleting after the word ''thereof'' and before Section 34, the remainder of Section 33, and adding after the word ''thereof'' the following: ''When the Authority determines that any proposed dam, reservoir, structures, or facilities, including storage, treatment, transportation and distribution facilities, have not been adequately planned to provide for the present and foreseeable future needs of the area of origin, it shall notify the responsible agency, department, or subdivision of the State of Oklahoma and take such action or enter into such agreement as may be required to assure the full protection of present and foreseeable future needs within the area of origin and the full development of the project.'', which amendment was tabled upon motion of Senator Field.

Senator Schuelein moved to amend **SB 25,** Page 37, Line 1½, by adding after the word ''sale'' a new Section 36 to read as follows:

''Section 36. This Act shall not apply to waters under the control of the Grand River Dam Authority.''

, and by renumbering subsequent sections, which amendment was declared adopted.

Upon motion of Senator McDaniel, **SB 25,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McDaniel, **SB 25,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 25 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Field, Giles, Green, Howard, Howell, Johnston, Kilpatrick, Lamb, Landis, Lane, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—34.

Nay: Cullison, Cummins, Dahl, Johnson, Luton, Rozell, Schuelein and Young.—8.

Excused: Berrong, Crutcher, Keating, Keller, Miller and Stipe.—6.

The bill and emergency passed.

SB 25 was referred for engrossment.

GENERAL ORDER

SB 150 by Smith, Young and McDaniel of the Senate and Townsend and Thompson (Mick) of the House was read and considered.

Senator Johnson asked to be made a coauthor of **SB 150,** which was the order.

Senators Cate, Berrong, McDaniel, Field, Martin, Watson, Murphy and Taliaferro moved to amend **SB 150,** Page 5, beginning on Line 4, by striking all of subsection C and substituting therefor the following language:

''C. Provided that seventy-five (75%) of all revenue derived from this act shall be deposited into a special fund of the State Treasury to be known as ''The Oklahoma State Regents for Higher Education Capital

Improvements Fund'' for appropriation by the Legislature to the State Regents for accomplishing capital improvement projects at institutions in The Oklahoma State System of Higher Education as approved by the State Regents in Campus Master Plans for refurbishing, remodeling, modernization, and major repairs to existing buildings to preserve and perpetuate their use and to **conserve energy required for heating and** cooling such buildings and to remove any barriers for the handicapped which may exist; and the remaining twenty-five percent (25%) shall be deposited into a special fund at the State Treasury to be known as the ''State Parks Capital Improvement Fund'' to be appropriated by the Legislature for use in making capital improvements at state parks. The revenues generated by this act shall continue to the above designated funds until June 30, 1990, and shall after that date be transferred to the General Revenue Fund of the State Treasury.''

Senator Terrill moved, as an in lieu to the Cate, et al, amendment, to amend **SB 150,** Page 5, Line 9, by striking the language on Line 9 and adding in lieu thereof the following: ''as follows: one half (½) of the proceeds derived to the University Renovation and Rehabilitation Fund set up in the office of the Regents of Higher Education. One half (½) to Penal System Renovation Fund set up in the Department of Corrections. Said funds are to be within the appropriation process of the Legislature and shall not be used for new construction.''

Senator Randle presiding.

Senator Lamb moved to table the Terrill in lieu amendment, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Field, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Tinsley, Wolfe and York.—34.

Nay: Crow, Dahl, Howell, McCune, Schuelein, Terrill, Vann, Watson and Young.—9.

Excused: Berrong, Crutcher, Keating, Keller and Miller.—5.

Senator Johnson moved to table the foregoing Cate, et al, amendment, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Clifton, Combs, Cullison, Cummins, Giles, Green, Johnson, Johnston, Kilpatrick, McCune, Nickles, Pierce, Porter, Schuelein, Smith, Vann, Wolfe, York and Young.—20.

Nay: Birdsong, Capps, Cate, Crow, Dahl, Field, Howard, Howell, Lamb, Landis, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Stipe, Taliaferro, Terrill and Watson.—21.

Excused: Berrong, Boatner, Crutcher, Keating, Keller, Miller and Tinsley.—7.

Senators Young and Stipe moved, as a substitute amendment to the Cate, et al, amendment, to amend **SB 150,** Page 5, Line 4, by striking all of subsection C and substituting therefor the following language:

''C. Provided that said funds shall be used as follows:

50% to State Highway Fund;
25% to County Road Fund;
and 25% to City Road Fund.''

Senator Smith moved to table the Young-Stipe amendment, which motion to table

was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lane, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Watson, Wolfe and York.—28.

Nay: Birdsong, Boatner, Cummins, Dahl, Lamb, Landis, Luton, Porter, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann and Young.—15.

Excused: Berrong, Crutcher, Keating, Keller and Miller.—5.

Senator Cate moved that his foregoing amendment be withdrawn, which motion was declared adopted by the Presiding Officer.

Senator Watson presiding.

Senators Nickles and Pierce moved to amend **SB 150,** Page 12, Line 12½, by adding the following subparagraph to read as follows:

"(u) Sale of medicines or drugs dispensed by a licensed pharmacist for the treatment of human beings by a person licensed to prescribe the medicines or drugs. This exemption does not cover proprietary or patent medicines as defined in Section 353.1 of Title 59 of the Oklahoma Statutes."

Senator Young moved to table the Nickles-Pierce amendment, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Cate, Clifton, Crow, Cullison, Field, Howard, Howell, Johnson, Lane, McDaniel, Martin, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, York and Young.—21.

Nay: Birdsong, Combs, Cummins, Dahl, Giles, Green, Johnston, Kilpatrick, Lamb, Landis, Luton, McCune, Murphy, Nickles, Pierce, Randle, Terrill, Vann, Watson and Wolfe.—20.

Excused: Berrong, Boatner, Crutcher, Keating, Keller, Miller and Porter.—7.

Senator Lamb moved that **SB 150** be advanced to engrossment, which motion to advance was declared adopted by the Presiding Officer.

By unanimous consent, upon request of Senator Smith, **SB 150,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Smith asked unanimous consent to amend **SB 150** on third reading by crippling the title, which was the order.

SB 150 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, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Field, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—32.

Nay: Boatner, Crow, Dahl, Green, Landis, Nickles, Pierce, Schuelein, Terrill and Wolfe.—10.

Excused: Berrong, Crutcher, Keating, Keller, Miller and Porter.—6.

The bill and emergency passed.

SB 150 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 Watson presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of PAUL N. CARRIS, McAlester, as a member at large of the Oklahoma Industrial Development Commission, to fill an unexpired term ending August 1, 1984. Mr. Carris succeeds Casey C. Graves.

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of ED PERRY, Holdenville, as a member of the Consumers Affairs Commission, to serve an unexpired 5-year term ending January 1, 1982. Mr. Perry succeeds Marjorie Downing.

The Senate, in executive session, and upon motion of Senator Martin, advised and consented to the confirmation of PAUL W. REED, Jr., Sulphur, as Commissioner of Public Safety, to serve coterminus with the Governor. Mr. Reed succeeds Roger Webb.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of W. T. RICHARDSON, Jr., Oklahoma City, as a member of the Oklahoma Industrial Development Commission, District 5, to serve an unexpired term ending July 1, 1983. Mr. Richardson succeeds Robert H. Alexander, Jr.

The Senate, in executive session, and upon motion of Senator Johnston, advised and consented to the confirmation of JUDGE FRANK H. SEAY, Seminole, as a member of the Court of Bank Review, to serve a 4-year term ending June 1, 1982. Judge Seay succeeds himself.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 8, 1979, at 11:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 6:00 p.m. to meet Thursday, March 8, 1979, at 11:00 a.m.

Thirty-ninth Legislative Day

Thursday, March 8, 1979

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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Berrong, Cate, Keating, Keller, Miller, Smith, Stipe and Wolfe.—8.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Griffin and incorporated into the Journal upon request of Senator Green.

Lord, make us an instrument of Your peace; not a peace that is placid, but a peace that is filled with justice and mercy. We pray that we will not be instruments of egotism, but instruments to the faithfulness of Your word. Where there is hate, let us bring love. When foregiveness is offered, may we not feel defeated, but trust so as to work for the common good. Instead of being embittered with competition, may we seek rightness and not superiority. With disputes, let there be reconciliation. When we or others are in error, may we seek truth in action and not in revenge. When we are in doubt, we pray for belief. Maturity in faith and knowledge is a constant process of growth. In the midst of confusion and frustration we seek to know Your way, Divine Father. When we despair, we seek hope. We pray that we would seek to understand others more than trying to prove our individual rightness. We commit ourselves to be your servants, your saints, your disciples. May we die to ourselves that we may live with You. As the seed must die to flower, so may we live not to ourselves, but for the service of those whom we represent. In Christ's 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 314 — Business, Industry and Labor Relations.
SB 322 — Social Welfare.
SB 323 — Social Welfare.

HB 1241 — Business, Industry and Labor Relations, as coauthored by Terrill.

SECOND READING

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

HB 1002 — Public Safety and Penal Affairs and then to Wildlife.
HB 1047 — Public Safety and Penal Affairs and then to Revenue and Taxation.
HB 1080 — Public Safety and Penal Affairs.
HB 1129 — Appropriations and Budget.
HB 1134 — Appropriations and Budget.
HB 1135 — Appropriations and Budget.
HB 1149 — Appropriations and Budget.
HB 1153 — Appropriations and Budget.
HB 1155 — Appropriations and Budget.
HB 1159 — Appropriations and Budget.
HB 1297 — Municipal Government and then to Elections and Privileges.
HB 1385 — Criminal Jurisprudence and then to Public Safety and Penal Affairs.
HB 1436 — Judiciary.
HB 1439 — Education, Common.
HB 1450 — Wildlife.
HB 1466 — Judiciary and then to Business, Industry and Labor Relations.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1162, 1214, 1220, 1239, 1274, 1302, 1318, 1320, 1425, 1440, 1443, 1471** and **1475.**

HB 1162 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Chief Mine Inspector — Appropriation — Emergency).

HB 1214 — By Denman, et al.
(State Officers and Employees — Amending 74 O.S. Supp. 1978, Section 930 — Retirement Increase — Appropriation — Emergency).

HB 1220 — By Twidwell of the House and Howell of the Senate.
An Act relating to counties and county officers; providing for the elimination of trash, weeds and certain other public nuisances in the county; specifying certain procedure; and directing codification.

HB 1239 — By Davis (Don).
An Act relating to state government; amending Section 2, Chapter 259, O.S.L. 1976 (74 O.S. Supp. 1978, Section 150.2); and expanding duties of the State Bureau of Investigation to include investigations of incidents of assault on state officers.

HB 1274 — By Davis (Don) of the House and York of the Senate.
An Act relating to civil procedure; amending 12 O.S. 1971, Section 1053, as amended by Section 1, Chapter 106, O.S.L. 1978 (12 O.S. Supp. 1978, Section 1053); providing for an action in wrongful deaths; providing for limitations on such; providing damages; modifying provisions relating to distribution of damages; and providing an effective date.

HB 1302 — By Denman.
An Act relating to insurance; authorizing the creation of nonprofit chiropractic service corporations; exempting such corporations from insurance laws unless specifically made applicable; granting certain powers and authority to chiropractic service corporations; stating requirements for such corporations; requiring a deposit for member protection; enumerating contract authority, forms and policy approval; prohibiting certain acts; providing for membership,

directors, officers, meetings, duties, privileges and elections; requiring annual statement; authorizing Insurance Commission to inspect records and related business of corporation with power of summons; providing for liability, nonliability and chiropractor-patient relationship; declaring corporations tax exempt; providing for conflict of laws; directing codification; and providing an effective date.

HB 1318 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the Water Resources Board and stating the purpose; making funds available for federal matching funds; providing lapse date; providing severability; and declaring an emergency.

HB 1320 — By Davis (Don), Deatherage and Wilson of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the Office of the Oklahoma Military Department and stating the purpose; making funds available for federal matching funds; making appropriation nonfiscal; providing severability; and declaring an emergency.

HB 1425 — By Barker, et al, of the House and Luton of the Senate.

An Act relating to landlord and tenant; amending Section 15, Chapter 257, O.S.L. 1978 (41 O.S. Supp. 1978, Section 115); authorizing security deposits; providing procedures for maintenance of accounts and return of deposits; providing certain limitations; providing procedures for cessation of landlord interests; providing penalties; securing other remedies; and providing an effective date.

HB 1440 — By Smith of the House and Wolfe of the Senate.

An Act relating to property; amending 54 O.S. 1971, Section 208; providing for acquiring and conveying of partnership property; including joint ventures; and providing an effective date.

HB 1443 — By Monks, et al.

(State Officers and Employees — Amending 74 O.S. Supp. 1978, Section 292.1 — Employees of the House — Emergency).

HB 1471 — By Taylor, et al, of the House and Johnson of the Senate.

An Act relating to mines and mining; setting a production fee; providing procedures for fees; setting penalties; imposing liens; authorizing actions; creating a Revolving Fund; directing codification; providing an effective date; and declaring an emergency.

HB 1475 — By Smith of the House and Wolfe of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Sections 22 and 25; providing for books to be kept by court clerk; providing for judgment docket; moving such docket to county clerk's office; providing operative date; and declaring an emergency.

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

GENERAL ORDER

SB 108 by Crow, Boatner and Randle of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Crow, **SB 108** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 108** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 108 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Berrong, Cate, Keating, Keller, Miller, Smith, Stipe and Wolfe.—8.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Young moved that the vote be reconsidered whereby **SB 108** and the emergency section passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 25 and **150** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

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.

Senators Stipe, Miller, Smith and Cate asked to be shown present, which was the order.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 12, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 11:45 a.m. to meet Monday, March 12, 1979, at 1:30 p.m.

Fortieth Legislative Day

Monday, March 12, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Keating, Porter, Smith, Stipe and Wolfe.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Gary Graham, First United Methodist Church, Texhoma, and incorporated into the Journal upon request of Senator Field.

God, Our Father, we come today seeking Your guidance and wisdom as we come face to face with the task of creating legislation which will affect all of our lives. As we come into this day's session, we know that there are bills to be discussed and debated which are important to our constituents and to us. Help us, Father, that as we deliberate, discuss and debate the issues of the day, that we will keep utmost in mind that You have called us to live the abundant life. May the decisions which are made today direct us toward that abundant life which in the midst of the world's chaos, tends to allude us. Grant us the presence and joy of your spirit that in all that is done, Your handiwork may be seen. In Christ's name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Capps introduced his wife, Wanda.

Senator Berrong introduced James H. Raymer, M.D., Clinton, as the Doctor of the Day.

Senator Cate introduced Peggy Lipke, R.N., Norman, as the Nurse of the Day.

SECOND READING

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

HB 1162 — Appropriations and Budget.

HB 1214 — Appropriations and Budget.

HB 1220 — County, State and Federal Government and then to Revenue and Taxation.

HB 1239 — County, State and Federal Government and then to Public Safety and Penal Affairs.

HB 1274 — Judiciary.

HB 1302 — Public and Mental Health and then to Insurance.

HB 1318 — Appropriations and Budget.

HB 1320 — Appropriations and Budget.

HB 1425 — Business, Industry and Labor Relations.

HB 1440 — Judiciary and then to Business, Industry and Labor Relations.

HB 1443 — Appropriations and Budget.

HB 1471 — County, State and Federal Government.

HB 1475 — Judiciary.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1321, 1323, 1324, 1325, 1326, 1327** and **1484.**

HB 1321 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the State Department of Agriculture and stating the purpose; creating a special fund for the Department of Agriculture; making funds available for federal matching funds; providing lapse date; directing codification; providing severability; and declaring an emergency.

HB 1323 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act redesignating purpose of an appropriation to the Department of Economic and Community Affairs; providing severability; and declaring an emergency.

HB 1324 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the State Emergency Fund and stating the purpose; making funds available for federal matching funds; making appropriation nonfiscal; providing severability; and declaring an emergency.

HB 1325 — By Davis (Don), Deatherage and Duckett of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the State Department of Health and stating the purposes; making funds available for federal matching funds; making appropriation nonfiscal; providing severability; and declaring an emergency.

HB 1326 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the State Board of Equalization and stating the purpose; making funds available for federal matching funds; providing lapse date; providing severability; and declaring an emergency.

HB 1327 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the State Board of Public Affairs and stating the purpose; making funds available for federal matching funds; providing lapse date; providing severability; and declaring an emergency.

HB 1484 — By Draper, Glover, Wilson and Steward of the House and Howard of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2355, as amended by Section 1, Chapter 53, O.S.L.

1977 and Section 2358, as last amended by Section 1, Chapter 198, O.S.L. 1978 (68 O.S. Supp. 1978, Sections 2355 and 2358); specifying formula for imposing tax on income by providing classification of taxpayers and options of taxpayers; allowing adjustment for determining taxable and adjusted gross income including federal tax paid deduction under certain circumstances; and declaring an emergency.

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

RESOLUTION

Senators Lane, Stipe and Howard introduced **SR 19,** and Senator Lane asked for immediate consideration, which was the order.

Senator Watson asked to be named a coauthor of **SR 19,** which was the order.

Senator Lane asked unanimous consent that all other members of the Senate be named coauthors of **SR 19,** which was the order.

SR 19, as coauthored, was read at length as follows, adopted upon motion of Senator Lane and ordered referred for enrollment.

SR 19 — By Lane, Stipe, Howard, Watson, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Wolfe, York and Young.

A Resolution praising Dr. William G. Thurman; expressing best wishes; and directing distribution.

WHEREAS, Oklahoma has a commitment to the improvement of health care and medical services through the Oklahoma University Health Sciences Center; and

WHEREAS, great progress in the development of the Center has occurred under the able leadership of Dr. William G. Thurman; and

WHEREAS, Dr. Thurman came to Oklahoma after serving as a faculty member of the medical schools at the University of Virginia, Cornell University, and Emory University, and was Dean of Tulane University School of Medicine before becoming Provost of the Health Sciences Center; and

WHEREAS, Dr. Thurman is not only an able administrator, but is also a noted pediatrician and served as Chairman of the Department of Pediatrics at Memorial Sloan-Kettering Cancer Center and now serves as a national adviser to the American Cancer Society, the National Institute of Health, and the Surgeon General of the United States Air Force; and

WHEREAS, Dr. Thurman is leaving the Provost's position to become President of the Oklahoma Medical Research Foundation.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises Dr. William G. Thurman for his services to the University of Oklahoma Health Sciences Center, and extends its best wishes to Dr. Thurman in his new position as President of the Oklahoma Medical Research Foundation.

SECTION 2. Copies of this Resolution shall be dispatched to Dr. William G.

Thurman, The Oklahoma University Health Sciences Center, The Board of Regents for Oklahoma University, and The Oklahoma Medical Research Foundation.

PENDING SENATE ACTION — RESOLUTION

HCR 1021, introduced on Page 362, was called up for consideration.

HCR 1021 was referred to the Committee on Rules upon motion of the Presiding Officer.

GENERAL ORDER

SB 61 by Murphy of the Senate and Manning of the House was read and considered.

Senator Taliaferro asked to be made a coauthor of **SB 61,** which was the order.

Upon motion of Senator Murphy, **SB 61,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 61,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 61 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Tinsley, Vann, Watson, York and Young.—41.

Excused: Keating, Porter, Smith, Stipe, Taliaferro, Terrill and Wolfe.—7.

The bill passed.

SB 61 was referred for engrossment.

Senators Wolfe and Keating asked to be shown present, which was the order.

GENERAL ORDER

SB 319 by McDaniel was read and considered.

Senator McDaniel, citing Rule 8(d), asked unanimous consent that Representatives Kelly and Abbott be named coauthors of **SB 319,** which was the order.

Upon motion of Senator McDaniel, **SB 319,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator McDaniel, **SB 319,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 319 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Howard, Porter, Smith, Stipe and Terrill.—5.

The bill passed.

SB 319 was referred for engrossment.

GENERAL ORDER

SB 260 by Howell was read and considered.

Senator Howell, citing Rule 8(d), asked unanimous consent that Representative Twidwell be named House author of **SB 260,** which was the order.

Upon motion of Senator Howell, **SB 260,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 260,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 260 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—39.

Nay: Cain, Howard, Lane, Martin and Wolfe.—5.

Excused: Porter, Smith, Stipe and Terrill.—4.

The bill passed.

SB 260 was referred for engrossment.

GENERAL ORDER

SB 257 by Randle of the Senate and Cleveland of the House was read and considered.

Upon motion of Senator Randle, **SB 257** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 257** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 257 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Howard, Porter, Smith, Stipe and Terrill.—5.

The bill and emergency passed.

SB 257 was referred for engrossment.

GENERAL ORDER

SB 287 by Keating of the Senate and Brunton of the House was read and considered.

Senators Schuelein and Taliaferro asked to be made coauthors of **SB 287,** which was the order.

Senator Keating, citing Rule 8(d), asked unanimous consent that Representative **Steward be named a coauthor of SB 287,** which was the order.

Senator Keating moved to amend **SB 287,** Page 4, Lines 13 and 14, by striking the words "within the geographic limits of the county", which amendment was declared adopted by the Presiding Officer.

Upon motion of Senator Keating, **SB 287,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **SB 287,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 287 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, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—39.

Nay: Boatner, Crutcher, Giles and Young.—4.

Excused: Howard, Porter, Smith, Stipe and Terrill.—5.

The bill passed.

SB 287 was referred for engrossment.

GENERAL ORDER

SB 253 by Boatner was read and considered.

Upon motion of Senator Boatner, **SB 253** was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 253** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 253 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howard, Porter, Stipe and Terrill.—4.

The bill passed.

SB 253 was referred for engrossment.

GENERAL ORDER

SB 250 by Lane and Cate was read and considered.

Upon motion of Senator Lane, **SB 250** was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **SB 250** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Lane asked unanimous consent to amend **SB 250** on third reading, to which request objection was heard.

Senator Lane moved that the vote be reconsidered whereby **SB 250** was advanced to engrossment, which motion was declared adopted.

Senator Lane moved that the vote be reconsidered whereby **SB 250** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

GENERAL ORDER

SB 250 was considered further.

Senator Lane moved to amend **SB 250** by crippling the title, which amendment was declared adopted.

Upon motion of Senator Lane, **SB 250,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **SB 250,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 250 was read for the third time at length.

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

Aye: Cummins, Field, Green, Howard, Lane, Luton, Pierce, Randle, Rozell, Schuelein, Tinsley, York and Young.—13.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Giles, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Taliaferro, Vann, Watson and Wolfe.—30.

Excused: Crow, Porter, Smith, Stipe and Terrill.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Lane moved that the vote be reconsidered whereby **SB 250** failed of passage.

GENERAL ORDER

SB 215 by Murphy and Taliaferro was read and considered.

Senators Capps and Dahl asked to be named coauthors of **SB 215,** which was the order.

Senator Rozell moved to amend **SB 215** by crippling the title, which amendment was declared adopted.

Senator Murphy moved to amend **SB 215,** Page 3, Line 14½ by inserting a new Section 2 as follows, and renumbering subsequent sections accordingly:

"SECTION 2. 1. "Project" means any engineering undertaking or work to conserve and develop surface or subsurface water resources of the State for all useful and lawful purposes by the acquisition, improvement, extension, or construction of dams, reservoirs, and other water storage projects, including underground storage

projects, filtration, and water treatment plants, including any system necessary to distribute water from storage to points of distribution, or from storage to filtration and treatment plants, and facilities for distributing water therefrom to wholesale purchasers.

2. "Investment certificate" means any authorized bond hereafter issued by the Board for the purposes set forth in this act.

3. "Eligible entity" means political subdivisions and municipal corporations of the State of Oklahoma, including counties, cities and towns, and rural water districts."

, which amendment was declared adopted.

Senator Boatner moved to amend **SB 215,** Page 6, Line 10½, by adding a new Section 3 to read as follows, and by renumbering subsequent sections:

"Section 3. It shall be unlawful to buy, sell, rent or lease from any officer, board member or employee from funds authorized by this act."

, which amendment was declared adopted.

Senator Crow presiding.

Senator Berrong moved to amend **SB 215,** Page 6, Line 17½, by adding after the figure "five percent (5%)" and before Section 4 the following: "Provided, the State Treasurer is hereby authorized, at his discretion, to sell any investment certificates so purchased with any of said sales not to be less than par, plus interest as accrued.", which amendment was declared adopted.

Upon motion of Senator Murphy, **SB 215,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 215,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 215 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, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnston, Keating, Keller, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—33.

Nay: Berrong, Boatner, Combs, Howard, Johnson, Kilpatrick, Lane, Randle, Rozell, Schuelein, Wolfe and Young.—12.

Excused: Porter, Smith and Stipe.—3.

The bill and emergency passed.

SB 215 was referred for engrossment.

GENERAL ORDER

SB 211 by Boatner was read and considered.

Senator Murphy presiding.

Senator Boatner, citing Rule 8(d), asked unanimous consent that Representative Davis (Guy) be named House author of **SB 211,** which was the order.

Upon motion of Senator Boatner, **SB 211,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 211,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 211 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Taliaferro, Tinsley, Vann and York.—36.

Nay: Cain, Dahl, Field, Giles, Schuelein, Terrill, Watson, Wolfe and Young.—9.

Excused: Porter, Smith and Stipe.—3.

The bill passed.

SB 211 was referred for engrossment.

SPECIAL COMMITTEE REPORT

Senator Terrill submitted Volumes I and II 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 by the Presiding Officer.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 49,** as amended.

HOUSE AMENDMENTS

HAs to **SB 49** were read as follows and consideration deferred.

Authors: Add the following coauthor: Hobson 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 49** 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

SB 209 by Vann of the Senate and Davis (Guy) of the House was read and considered.

Upon motion of Senator Vann, **SB 209** was advanced to engrossment.

By unanimous consent, upon request of Senator Vann, **SB 209** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 209 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Birdsong, Dahl, Giles, Green, Keating, McCune, Nickles and Wolfe.—8.

Excused: Porter, Smith and Stipe.—3.

The bill and emergency passed.

SB 209 was referred for engrossment.

GENERAL ORDER

SB 111 by Crow, Boatner and Rozell of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senator Lamb asked to be made a co-author of **SB 111,** which was the order.

Upon motion of Senator Crow, **SB 111,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 111,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 111 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Porter, Smith and Stipe.—3.

The bill and emergency passed.

SB 111 was referred for engrossment.

GENERAL ORDER

SB 109 by Crow, Boatner and Randle of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senator Young moved to amend **SB 109,** Page 18, Lines 14, 15 and 16 by striking after the word "be" on Line 14, and before the word "per" on Line 16 the following new language: "One Thousand Two Hundred Fifty Dollars ($1,250.00)", and restoring in lieu thereof the stricken language: "One Thousand Dollars ($1,000.00)".

Senator Crow moved to amend the Young amendment by striking all language after the words and figure "One Thousand Two Hundred Fifty Dollars ($1,250.00)".

Senator Young asked unanimous consent that his amendment be withdrawn, which was the order.

Senator Crow asked unanimous consent that his amendment to the Young amendment be withdrawn, which was the order.

Senator Berrong moved to amend **SB 109,** Page 18, Line 13, by striking after the word "salary." the following language: "For the purpose of computing retirement and pension allowances, the base salary shall be **[One Thousand Dollars ($1,000.00)]** ONE THOUSAND TWO HUNDRED FIFTY DOLLARS ($1,250.00) per month.", which amendment was declared adopted.

Senator Young moved to amend **SB 109,** Page 26, Lines 4, 5 and 6, by striking after the word "be" on Line 4, and before the word "per" on Line 6, the following new language: "One Thousand One Hundred Fifty Dollars ($1,150.00)" and restoring, in lieu thereof, the stricken language: "Nine Hundred Dollars ($900.00)", which amendment was declared adopted.

Senator Young moved to amend **SB 109,** Page 37, Lines 4, 5 and 6, by striking after the word "be" on Line 4, and before the word "per" on Line 6, the following new language: "One Thousand One Hundred Fifty Dollars ($1,150.00)" and restoring, in lieu thereof, the stricken language: "Nine Hundred Dollars ($900.00)", which amendment was declared adopted.

Upon motion of Senator Crow, **SB 109,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 109,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 109 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Porter, Smith and Stipe.—3.

The bill and emergency passed.

SB 109 was referred for engrossment.

GENERAL ORDER

SB 300 by Randle and Cain of the Senate and Craighead and Davis (Guy) of the House was read and considered.

Senators Lane, Clifton and Howell asked to be made coauthors of **SB 300,** which was the order.

Upon motion of Senator Randle, **SB 300,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 300,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 300 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Field, Porter, Smith and Stipe.—4.

The bill passed.

SB 300 was referred for engrossment.

GENERAL ORDER

SB 42 by Terrill was read and considered.

Senator Pierce asked to be made a coauthor of **SB 42,** which was the order.

Upon motion of Senator Terrill, **SB 42,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 42,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 42 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, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—39.

Nay: Cain, Crow, Johnson and Murphy.—4.

Excused: Field, Keller, Porter, Smith and Stipe.—5.

The bill passed.

SB 42 was referred for engrossment.

GENERAL ORDER

SB 317 by Lamb was read and considered.

Senator Lamb, citing Rule 8(d), asked unanimous consent that Representative Elder be named House author of **SB 317,** which was the order.

Senator Murphy asked to be made a coauthor of **SB 317,** which was the order.

Senator Cate moved to amend **SB 317,** Page 3, Lines 3 and 4, by deleting the words and figures "Five Thousand Dollars ($5,000.00)" and inserting in lieu thereof the words and figures, "Ten Thousand Dollars ($10,000.00)", and on Page 4, same change in each instance where "Five Thousand ($5,000.00)" appears, which amendment was declared failed of adoption.

Upon motion of Senator Lamb, **SB 317,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **SB 317,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Lamb moved that the vote be reconsidered whereby **SB 317** was advanced to engrossment, which motion was declared adopted.

Senator Lamb moved that the vote be reconsidered whereby **SB 317** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

GENERAL ORDER

SB 317 was considered further.

Senator Cate moved to amend **SB 317,** Page 3, Lines 3 and 4, by changing the words and figures "Five Thousand Dollars ($5,000.00)" to read "Seven Thousand Five Hundred Dollars ($7,500.00)" and on Page 4, by changing the words and figures "Five Thousand Dollars ($5,000.00)" to read "Seven Thousand Five Hundred Dollars ($7,500.00)"., which amendment was declared adopted.

Upon motion of Senator Lamb, **SB 317,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **SB 317,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

Senator Crow presiding.

THIRD READING

SB 317 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—39.

Nay: Berrong and Johnson.—2.

Excused: Field, Howard, Keller, Porter, Smith, Stipe and Young.—7.

The bill and emergency passed.

SB 317 was referred for engrossment.

GENERAL ORDER

SB 218 by Terrill and Smith was read and considered.

Senator Luton asked to be made a coauthor of **SB 218,** which was the order.

Upon motion of Senator Terrill, **SB 218,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 218,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 218 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Clifton, Cullison, Cummins, Giles, Green, Howell, Keating, Lane, Luton, McCune, Martin, Nickles, Pierce, Randle, Taliaferro, Terrill, Tinsley and York.—21.

Nay: Berrong, Birdsong, Boatner, Combs, Crow, Crutcher, Dahl, Johnson, Johnston, Kilpatrick, Lamb, Landis, McDaniel, Miller, Murphy, Rozell, Schuelein, Vann, Watson, Wolfe and Young.—21.

Excused: Field, Howard, Keller, Porter, Smith and Stipe.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Terrill moved that the vote be reconsidered whereby **SB 218** failed of passage.

Senator York presiding.

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

GENERAL ORDER

SB 193 by Howell was read and considered.

Senator Keating moved to amend **SB 193,** Pages 2 and 3, Line 18 on Page 2, and Line 1, Page 3, by striking after the word

"law." on Line 18, Page 2, and before the words "the teacher" on Page 3, Lines 1 and 2, all language and substituting the following: "If the prosecution is dismissed or if the teacher is found not guilty,", which amendment was declared adopted.

Upon motion of Senator Howell, **SB 193,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 193,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 193 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Crow, Field, Keller, Porter and Smith.—5.

The bill passed.

SB 193 was referred for engrossment.

GENERAL ORDER

SJR 32 by Stipe of the Senate and Harbin of the House was read and considered.

Upon motion of Senator Stipe, **SJR 32** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SJR 32** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 32 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Crow, Field, Keller, Porter and Smith.—5.

The resolution passed.

SJR 32 was referred for engrossment.

GENERAL ORDER

SB 280 by Terrill was read and considered.

Senator Clifton asked to be made a coauthor of **SB 280,** which was the order.

Senator Howell moved to amend **SB 280,** Page 3, Line 1, by striking after the word "district" and before the word "provide", the word "shall" and inserting the word "may".

Senator Terrill moved to table the Howell motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Combs, Cullison, Kilpatrick, Lane, Luton, McDaniel, Martin, Randle, Rozell, Stipe and Terrill.—14.

Nay: Berrong, Birdsong, Boatner, Capps, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Lamb, Landis, McCune, Miller, Murphy, Nickles, Pierce, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—29.

Excused: Field, Howard, Keller, Porter and Smith.—5.

Senator Howell pressed his motion to amend, which amendment was declared adopted.

Senator Keating moved to amend **SB 280,** Page 3, Lines 3 and 4, by striking after the word "year" on Line 3, and before the word "given" on Line 4, all language and substituting the following: "Each school district will determine the purposes for which personal business leave can be used.", which amendment was tabled upon motion of Senator Vann.

Upon motion of Senator Terrill, **SB 280,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 280,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

Senator Watson presiding.

THIRD READING

Senator Terrill asked unanimous consent to amend **SB 280** on third reading by crippling the title, which was the order.

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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Boatner, Green, Keating and Wolfe.—4.

Excused: Cate, Field, Keller, Porter and Smith.—5.

The bill passed.

SB 280 was referred for engrossment.

GENERAL ORDER

SB 26 by Landis was read and considered.

Senator Landis, citing Rule 8(d), asked unanimous consent that Representative Wilson be named House author of **SB 26,** which was the order.

Senator Terrill moved to amend **SB 26,** Page 3, Line 6½, by adding a new subsection C as follows:

"C." In determining eligibility for parole, each day of 'good time' accorded an inmate shall count against one (1) day of the sentence being served."

, and by relettering following subsections accordingly.

Senator Landis moved to table the Terrill motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Capps, Giles, Johnson, Lamb, Landis, Nickles, Schuelein, Taliaferro and Vann.—11.

Nay: Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Stipe, Terrill, Tinsley, Watson, Wolfe, York and Young.—32.

Excused: Cullison, Field, Keller, Porter and Smith.—5.

Senator Terrill pressed his motion to amend, which amendment was declared adopted.

Senator Lamb moved to amend **SB 26,** Page 4, Line 15, by striking after the word "first" the words "or second", which amendment was declared failed of adoption.

Senator Cate moved to amend **SB 26,** Page 4, Line 16, by adding after the word "of" and before the word "nonviolent" the following: "an unpremeditated or" which amendment was declared adopted.

Senators Howell and Terrill moved to amend SB 26, Page 10, Line 3½, by adding a new Section 4 as follows:

"Section 4. The Legislature is hereby directed to create a professional State Pardon and Parole Board to be composed of five (5) members who shall devote their full time to serving thereon; three to be appointed by the Governor, one by the Chief Justice of the Supreme Court, one by the Presiding Judge of the Criminal Court of Appeals or its successor. An attorney member of the Board shall be prohibited from representing in the courts of this state persons charged with felony offenses. The appointed members shall hold their offices coterminous with that of the Governor and shall be removable for cause only in the manner provided by law for elective officers but not liable to impeachment. It shall be the duty of the Board to make an impartial investigation and study of applicants for commutations, pardons or paroles. The now existing Pardon and Parole Board shall continue to function until the Legislature shall create the successor State Pardon and Parole Board. Members of the State Pardon and Parole Board shall have such qualifications, terms of office, compensation, powers and duties and shall be subject to such other provisions as the Legislature deems necessary to effectuate the purposes of this section. The State Pardon and Parole Board shall have the exclusive authority to grant and revoke paroles."

, and renumbering subsequent sections.

MOTION

Senator Luton moved to commit **SB 26** to the Committee on Rules.

Senator Howell moved to table the Luton motion to commit, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Capps, Cate, Combs, Crow, Cummins, Giles, Green, Howard, Howell, Keating, Kilpatrick, Landis, McCune, Martin, Nickles, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe and York.—25.

Nay: Berrong, Birdsong, Cain, Clifton, Crutcher, Cullison, Dahl, Johnson, Johnston, Lamb, Lane, Luton, McDaniel, Miller, Murphy, Stipe, Taliaferro and Young.—18.

Excused: Field, Keller, Pierce, Porter and Smith.—5.

RESOLUTIONS

Senator Young introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 20 — By Young.
A Resolution expressing the Oklahoma State Senate's intent that separate accounts be maintained to hold contributions for participating municipalities in the Oklahoma Police Pension and Retirement System; and directing distribution.

Senator Randle introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 21 — By Randle.
A Resolution expressing opposition to certain proposals of the State Department of Education; expressing support for higher entrance requirements to become a teacher; encouraging local school districts to conduct training; and directing distribution.

Senator Tinsley introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 22 — By Tinsley.
A Resolution praising Ray J. Dyer; congratulating him for being named to the Oklahoma Journalism Hall of Fame; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 13, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 6:20 p.m. to meet Tuesday, March 13, 1979, at 1:30 p.m.

Forty-first Legislative Day

Tuesday, March 13, 1979

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, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Birdsong and Smith.—2.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Gary Graham, First United Methodist Church, Texhoma, and incorporated into the Journal upon request of Senator Field.

Almighty God, Our Father, we honor You today, and as we enter into this day's session of work, recognize our need for Your divine guidance.

Thank You for the honor accorded us by our constituents, that we may sit in this room as their representatives in this Legislature. Help us, that as we face the issues of the day we may seek Your guidance and wisdom as we deliberate together.

In all things grant patience and peace as we work together. In the name of the One who came to give us peace, Jesus Christ our Lord, we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Boatner introduced former Senator Ferman Phillips.

Senator Giles introduced Betty Davis, R.N., Chickasha, as the Nurse of the Day.

Senator Tinsley introduced Jack L. Berry, M.D., Okarche, as the 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 1053 — Education, Higher, as coauthored by Murphy of the Senate.

HB 1088 — Appropriations and Budget.

HB 1208 — Social Welfare, as coauthored by Dahl, and be referred to Committee on Public Safety and Penal Affairs by previous order.

HB 1410 — Social Welfare, as coauthored by Cullison.

HJR 1016 — Education, Higher, as coauthored by Watson.

DO PASS, as amended:

HB 1108 — Public and Mental Health, as coauthored by Capps.

HB 1123 — Judiciary, as coauthored by Terrill.

HB 1169 — Judiciary, and be referred to Committee on County, State and Federal Government by previous order.

CS for **HB 1178** — County, State and Federal Government, as coauthored by Young and Dahl, and be referred to Committee on Wildlife by previous order.

HJR 1014 — Public and Mental Health, and be referred to Committee on County, State and Federal Government by previous order.

SECOND READING

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

HB 1321 — Appropriations and Budget.

HB 1323 — Appropriations and Budget.

HB 1324 — Appropriations and Budget.

HB 1325 — Appropriations and Budget.

HB 1326 — Appropriations and Budget.

HB 1327 — Appropriations and Budget.

HB 1484 — Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1017, 1136, 1137, 1138, 1154, 1200, 1204, 1264, 1369** and **1503.**

HB 1017 — By Peterson.

An Act relating to mortgages; limiting the power of foreclosure under certain circumstances; providing certain exceptions through extension agreements; providing certain requirements for recording; providing for record marketable title; limiting application of act; directing codification; and providing an effective date.

HB 1136 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

(State Regents for Higher Education — Appropriations — Emergency).

HB 1137 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(University Hospital — Appropriation — Emergency).

HB 1138 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Physician Manpower Training Commission — Appropriations — Emergency).

HB 1154 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Alcoholic Beverage Control Board — Appropriation — Emergency).

HB 1200 — By Harbin, et al, of the House and Randle of the Senate.

An Act relating to pharmacists; amending 59 O.S. 1971, Section 353.1, as amended

by Section 1, Chapter 146, O.S.L. 1973 (59 O.S. Supp. 1978, Section 353.1), and 59 O.S. 1971, Section 353.21; expanding certain definitions; providing for selection of drugs and medicines under certain circumstances; and declaring an emergency.

HB 1204 — By Gray, et al, of the House and York of the Senate.

(Schools — Amending 70 O.S. Supp. 1978, Sections 2-101 and 5-107A).

HB 1264 — By Draper of the House and Cate of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 302, 302-1, as amended by Section 11, Chapter 230, O.S.L. 1977 (68 O.S. Supp. 1978, Section 302-1) and 303; providing for apportionment of cigarette tax being levied; creating Oklahoma Capital Improvement Fund with procedures relating thereto; directing codification; providing effective date; and declaring an emergency.

HB 1369 — By Murphy and Monks of the House and Lane of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 304 and 319; providing for licenses, fees, stamps and metering devices; prohibiting transporting or warehousing cigarettes outside this state; providing for operation of vending machines; providing for transfer of licenses; limiting wholesaler's license to residents of Oklahoma; prohibiting disciminatory cigarette sale; providing for revocation of license; and setting an effective date.

HB 1503 — By Hopkins, Riggs, Duckett and Camp.

An Act relating to crimes and punishments; authorizing the cutting, rerouting or diversion of telephone lines under certain conditions; providing for telephone company assistance; providing for liability; directing codification; and declaring an emergency.

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

COMMUNICATION

The following Communication was received, read and incorporated into the Journal upon request of Senator Howard.

March 7, 1979

Mr. Douglas H. Kennedy
Senate Administrator
Oklahoma State Senate
State Capitol Building
Oklahoma City, Oklahoma 73105

Opinion No. 79-30

Dear Mr. Kennedy:

The Attorney General is in receipt of your request for an opinion wherein you asked, substantially, the following question:

> Is the Senate authorized to pay full Senate salaries to both former District 46 Senator, Mary Helm, and newly elected District 46 Senator, Bernest Cain, for the period November 22, 1978, to January 22, 1979.

Your question arises due to the contested election for Senator of District 46 which resolved in favor of Bernest Cain and the passage of two Senate motions on January 22, 1979. The first motion moved that Bernest Cain be seated as Senator from District 46 with all emoluments of office as of the date of November 22, 1978. On the same day the Senate passed a motion that the President of the Senate be authorized to pay the salary of Senator Mary Helm up to the time her successor qualified by having a Certificate of Election issued, which motion was declared adopted upon roll call, thereby ostensibly entitling Mary Helm to full Senate salary for the period November 22, 1978, to January 22, 1979.

Article V § 30 of the Oklahoma Constitution provides in part as follows:

> "§ 30 Judges of the Election of Members — Quorum — Rules — Disorderly Behavior — Journal
>
> Each house shall be the judge of the elections, returns, and qualifications of its own members, and a majority of each shall constitute a quorum to do business; ....

The above Section confers an exclusive jurisdiction with the legislature in proceedings challenging title to an office after an election is final. See **Whitten v. Farm and Home Savings and Loan Association of Missouri**, 85 P.2d 759 (Okla. 1938), **Wickersham v. State Election Board**, 357 P.2d 421 (Okla. 1960). However, in passing upon the constitutionality of the action of the Senate in this matter, other pertinent Sections of the Constitution should be considered along with Article V § 30. Article V § 21 of the Oklahoma Constitution creates the Board on Legislative Compensation and provides in part that "Members of the Legislature shall receive such compensation as shall be fixed by the Board on Legislative Compensation. Said Board shall each two years review the compensation paid to the members of the Legislature and shall be empowered to change such compensation; such change to become effective on the fifteenth day following the succeeding general election." Pursuant to this Constitutional provision, the Board on Legislative Compensation convened on October 17, 1978, and resolved that compensation paid members of the Oklahoma Legislature beginning November 22, 1978, would be as follows:

> (a) The compensation of each legislator shall be the sum of $12,948 annually, payable at the rate of $1,637 per month for January, February, March, and April of each year, and $800 per month for the months of May through December of each year.

The Board on Legislative Compensation has exclusive control over the salaries and emoluments of the members of the Oklahoma Legislature. It has determined the compensation each legislator shall receive which may not be altered by the Oklahoma Legislature absent a constitutional amendment conferring such power. See **Tate v. Logan**, 362 P.2d 670 (Okla. 1961). The Senate is without authority to authorize in effect the payment of double compensation to whomever it determines is entitled the seat as Senator from District 46.

It is therefore the opinion of the Office of the Attorney General that the Senate of the State of Oklahoma is without authority to provide full legislative compensation to both Mary Helm and Bernest Cain from November 22, 1978, to January 22, 1979.

Sincerely,

/s/ JAN ERIC CARTWRIGHT
Attorney General of Oklahoma

/s/JOHNNY J. AKINS
Assistant Attorney General

MOTION

Senator York moved that the President Pro Tempore of the Senate be authorized to pay the usual salary and all other emoluments of office to Senator Bernest Cain, as of the date of November 22, 1978, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Birdsong and Smith.—2.

*Abstained from Voting: Cain.—1.

PENDING SENATE ACTION — RESOLUTIONS

SR 20, introduced on Page 407, was called up for consideration.

SR 20 was read at length as follows, adopted upon motion of Senator Young, and ordered referred for enrollment.

SR 20 — By Young.

A Resolution expressing the Oklahoma State Senate's intent that separate accounts be maintained to hold contributions for participating municipalities in the Oklahoma Police Pension and Retirement System; and directing distribution.

WHEREAS, Section 50-304 of Title 11 of the Oklahoma Statutes allows for the consolidation of municipal police pension and retirement plans with the Oklahoma Police Pension and Retirement System; and

WHEREAS, Section 50-304 of Title 11 of the Oklahoma Statutes does not clearly indicate that the funds of each municipality shall be kept in a separate account; and

WHEREAS, it appears that contributions of the different municipalities have been comingled; and

WHEREAS, it appears that funds contributed for the use of one municipality have been used to pay benefits to police officers of another municipality.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. It is the Oklahoma State Senate's intent that Section 50-304 of Title 11 of the Oklahoma Statutes shall require that separate accounts be maintained for the contributions of each of the participating municipalities and that payment of benefits to a police officer of one municipality shall not be paid from the account of a different municipality.

SECTION 2. Copies of this Resolution shall be dispatched to the Board of Trustees of the Oklahoma Police Pension and Retirement System.

SR 22, introduced on Page 407, was called up for consideration.

Senator Tinsley asked unanimous consent that all other members of the Senate be named coauthors of **SR 22,** which was the order.

SR 22, as coauthored, was read at length as follows, adopted upon motion of Senator Tinsley, and ordered referred for enrollment.

SR 22 — By Tinsley, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.

A Resolution praising Ray J. Dyer; congratulating him for being named to the Oklahoma Journalism Hall of Fame; and directing distribution.

WHEREAS, a free and untrammeled press is the bulwark of a free republic; and

WHEREAS, the power of the print press is based upon the hard work of reporters, editors and publishers who strive for excellence in news gathering; and

WHEREAS, Ray J. Dyer is a pioneer in Oklahoma press coverage, having worked on newspapers in Kansas and Missouri and then coming to Oklahoma to become the telegraph editor of The Oklahoma City Times; and

WHEREAS, Ray J. Dyer served as the managing editor of the Oklahoma News and then became the editor and publisher of The El Reno Tribune in 1934; and

WHEREAS, Ray J. Dyer has received numerous awards and honors for journalistic excellence and has been named by Sigma Delta Chi to the Oklahoma Journalism Hall of Fame for 1979; and

WHEREAS, it is fitting and proper that the Oklahoma Senate honor this outstanding citizen of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the life and outstanding accomplishments of Ray J. Dyer and congratulates Ray J. Dyer for his ascension to the prestigious Oklahoma Journalism Hall of Fame.

SECTION 2. Copies of this Resolution shall be dispatched to Ray J. Dyer, the Oklahoma Press Association and the Oklahoma Journalism Hall of Fame.

HCR 1019, introduced on Page 376, was called up for consideration.

HCR 1019 was read at length, adopted upon motion of Senator Clifton, properly signed and ordered returned to the Honorable House.

HCR 1020, introduced on Page 376, was called up for consideration.

Senator Martin asked unanimous consent that all other members of the Senate be named coauthors of **HCR 1020,** which was the order.

HCR 1020, as coauthored, was read at length, adopted upon motion of Senator Martin, properly signed and ordered returned to the Honorable House.

SR 21, introduced on Page 407, was called up for consideration.

SR 21 was read at length as follows, adopted upon motion of Senator Randle, and ordered referred for enrollment.

SR 21 — By Randle.

A Resolution expressing opposition to certain proposals of the State Department of Education; expressing support for higher entrance requirements to become a teacher; encouraging local school districts to conduct training; and directing distribution.

WHEREAS, Oklahoma teachers have historically demonstrated their willingness and ability to improve their teaching skills and credentials; and

WHEREAS, education courses alone are of little value in real-life teaching situations; and

WHEREAS, a task force of the State Department of Education has proposed a "Basic Framework for Teacher Certification" which, if adopted, would require a teacher to take more and more hours of education courses to be able to begin teaching and which would require a teacher to continue taking such courses as long as he or she teaches school; and

WHEREAS, the most effective means of improving the teaching profession is through implementation of stricter screening procedures for those students attempting to enter the field.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma State Senate expresses its opposition to the "Framework for Teacher Certification" and expresses its confidence in the teaching professionals of the state to seek out in-service training as individuals to meet their individual needs.

The Oklahoma State Senate hereby expresses its support for stricter requirements for entering teacher training as a means of attracting the best minds to teach our children.

The Oklahoma State Senate hereby further expresses its support for upgrading the teacher training courses in our colleges and universities rather than increasing the number of courses required.

The Oklahoma State Senate encourages the teaching and administrative staffs of local school districts to plan and implement their own in-service training programs.

SECTION 2. A copy of this Resolution shall be dispatched to the State Department of Education.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **SB 218** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Howell, Keating, Keller, Kilpat-

rick, Lamb, Lane, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Randle, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—36.

Nay: Johnson, Johnston, Landis, McDaniel, Miller, Rozell, Schuelein, Vann and Wolfe.—9.

Excused: Birdsong, Dahl and Smith.—3.

THIRD READING

Senator Terrill moved that the vote be reconsidered whereby **SB 218** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Terrill moved that the vote be reconsidered whereby **SB 218** was advanced to engrossment, which motion was declared adopted.

SB 218 was thereby placed on General Order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 42, 61, 109, 193, 209, 211, 215, 253, 257, 260 and **280** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MOTION TO RECONSIDER VOTE

Senator Lane pressed his motion to reconsider the vote whereby **SB 250** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Capps, Cate, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Cain, Clifton, Crutcher, Johnson, Miller and Nickles.—6.

Excused: Birdsong and Smith.—2.

THIRD READING

Senator Lane moved that the vote be reconsidered whereby **SB 250** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Lane moved that the vote be reconsidered whereby **SB 250** was advanced to engrossment, which motion was declared adopted.

SB 250 was thereby placed on General Order.

Senator Randle presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 111, 287, 300, 317 and **319,** and **SJR 32** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 19 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 26, previously considered on Pages 405 and 406, was considered further.

Senator Howell pressed his motion to adopt the Howell-Terrill amendment to **SB 26,** shown on Page 406, which motion to

amend was declared adopted, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Howard, Howell, Keating, Kilpatrick, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—27.

Nay: Berrong, Boatner, Capps, Crutcher, Dahl, Field, Giles, Green, Johnson, Johnston, Keller, Lamb, Lane, Luton, McDaniel, Porter, Schuelein and Stipe.—18.

Excused: Birdsong, Landis and Smith.—3.

MOTION

Senator Stipe moved to refer **SB 26,** with amendments attached, to the Committee on Rules, with instructions that the Committee study the Howell-Terrill amendment to the Landis approach to **SB 26.**

Senator Keller moved to table the Stipe motion to refer, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Howard, Howell, Keating, Keller, Kilpatrick, Landis, McCune, Martin, Murphy, Nickles, Pierce, Randle, Schuelein, Taliaferro, Terrill, Tinsley, Watson, Wolfe and York.—26.

Nay: Berrong, Boatner, Capps, Crutcher, Dahl, Giles, Green, Johnson, Johnston, Lamb, Lane, Luton, McDaniel, Miller, Porter, Rozell, Stipe, Vann and Young.—19.

Excused: Birdsong, Field and Smith.—3.

Senator Watson presiding.

Upon motion of Senator Landis, **SB 26,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Landis, **SB 26,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 26 was read for the third time at length.

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

Aye: Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Howard, Howell, Keating, Keller, Kilpatrick, Landis, McCune, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—29.

Nay: Berrong, Boatner, Capps, Crutcher, Field, Giles, Green, Johnson, Lamb, Lane, Luton, McDaniel, Miller, Porter, Stipe and Young.—16.

Excused: Birdsong, Johnston and Smith.—3.

The bill passed.

SB 26 was referred for engrossment.

GENERAL ORDER

SB 234 by Murphy was read and considered.

Senator Murphy, citing Rule 8(d), asked unanimous consent, which was granted, that Representative McCorkell be named House author of **SB 234.**

Senator Cain asked to be named a coauthor of **SB 234,** which was the order.

Senator Murphy moved to amend **SB 234,** Page 3, Lines 15 and 16, by striking after the words "within a" on Line 15, and before the word "or" on Line 16, the following: "six-month period" and inserting in lieu thereof "semester", which amendment was declared adopted.

Senator Murphy moved to amend **SB 234,** Page 3, Line 18, by adding after the word "excuse;" and before the word "or" the following language: "as defined by the local school boards,", which amendment was declared adopted.

Senator Johnson moved to amend **SB 234,** Page 7, Line 8, by deleting after the word "the" and before the word "Department" the words "County and/or", which amendment was declared adopted.

Senator McCune moved to amend **SB 234,** Page 11, Line 9, by striking after the word "child." and before the word "Such" on Line 16, all language, which amendment was withdrawn upon request by the Presiding Officer.

Senators Howell and McCune moved to amend **SB 234,** Page 11, Lines 11 and 12, by striking after the word "person" on Line 11, and before the words "of the absence" on Line 12, the following: ", at the conclusion of the schoolday," which amendment was declared adopted.

Senator Murphy moved to amend **SB 234,** Page 12, Line 13, by adding after the word "misdemeanor." on Line 13 and before "Section 4" on Line 14, the following new sentence: "If the child is absent from school for fifteen (15) or more days or parts of days within a four-week period without a valid excuse, the attendance officers shall immediately report such absences to the district attorney in the county wherein the school is located for juvenile proceedings pursuant to Title 10 of the Oklahoma Statutes.", which amendment was declared adopted.

Senator Terrill moved to amend **SB 234,** Page 12, Line 13½, by adding a new Section 4 to read as follows:

"SECTION 4. 10 O.S. 1971, Section 1207, as amended by Section 1, Chapter 272, O.S.L. 1974 (10 O.S. Supp. 1978, Section 1207), is amended to read as follows:

Section 1207. (a) The salary of the director and other employees of the Bureau and Detention Home shall be fixed by the judge of the Juvenile Division, subject to the general administrative authority of the Presiding Judge of the Judicial Administrative District. The salary of the director shall **[not exceed]** BE NOT LESS THAN SIXTY PERCENT (60%) NOR MORE THAN ninety percent (90%) of Class A officers' salaries of county officers.

(b) THE judge of the Juvenile Division, subject to the general administrative authority of the Presiding Judge of the Judicial Administrative District, may fix a limit on the amount of expenses that may be incurred by the director and his assistants, such limit to be in his judgment adequate to care for the expenses necessary to carrying out the orders of the court in an efficient and expedient manner. The director and his assistants and other personnel of the court shall keep and maintain their offices at the place where the office of the judge of the court is kept, unless the judge of the Juvenile Division, subject to the general administrative authority of the Presiding Judge of the Judicial Administrative District, shall direct otherwise. The offices of the director and his assistants shall contain adequate equipment, desk space and consultation rooms necessary for approved office procedure.

(c) In addition to their salaries, the director and his assistants shall be reimbursed at the same rate as state employees for mileage traveled by them in the investigation of court cases and in supervising probationers; with the approval of the judge in charge of the Juvenile Division, the director and his assistants also may receive reimbursement, at the rate and in the manner applicable to other county officers, for actual and necessary expenses incurred by them in attending conferences, meetings, seminars or official business of the court either within or outside of the State of Oklahoma.

(d) In all counties having a Juvenile Bureau, the budget of the Juvenile Bureau for salaries and expenses of the director, counselors and other employees shall be established and funded as follows: All expenses incurred in complying with the provisions of this act shall be a county charge. The salaries and other compensation of all employees of the Juvenile Bureau shall be fixed by the judge within the limit of the total appropriations therefor. It is made the duty of the county excise board to make the necessary appropriation and levy for the payment of salaries of the director and all other employees, together with the expenses of administering said Bureau, consistent with the duty to do likewise with the budget estimates of other county officers under the Board's jurisdiction, as required by the Constitution and laws of this state.

(e) All expenses created by the director and counselor in carrying out the orders of the judge of the court shall be reported to the judge of the Juvenile Division under oath, and such expenses shall not be paid by the board of county commissioners until such judge shall, by order entered of record, approve such accounts, and such judge may hear testimony as to the correctness thereof. A certified copy of the order of approval shall be filed in the office of the county clerk and shall be authority to the board of county commissioners to disburse the necessary funds in payment thereof, provided payment of the same comes within the budgetary provisions of the Bureau as established in subsection (d) hereof.''

, and by renumbering following sections, which amendment was declared adopted.

Senator Keller moved to amend **SB 234,** Page 12, Line 13, by adding after the word ''misdemeanor.'' a new paragraph as follows:

''It shall be unlawful for any place of business to allow or permit a child or children without permission or authorization of their school between the ages of 6 through 14 years of age to congregate or loiter on said premises between the hours of 8:30 a.m. to 3:30 p.m. on school days. Any owner, operator, or officer of a corporation, that is an owner or operator of any business or business property in violation of this section shall be guilty of a misdemeanor.''

, which amendment was tabled upon motion of Senator Murphy.

Senator Cate moved to amend **SB 234,** Page 7, Line 13, by adding after the word ''delinquent'' and before the words ''A deprived'' the following: ''or in need of supervision.'', which amendment was declared adopted.

Upon motion of Senator Murphy, **SB 234,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 234,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 234 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Birdsong, Porter and Smith.—3.

The bill passed.

SB 234 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 49** were called up for consideration.

Upon motion of Senator Howard, the Senate concurred in **HAs** to **SB 49,** the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Tinsley, Vann, Watson, Wolfe, York and Young.—36.

Nay: Giles, Johnston, Lamb, Landis, Martin, Pierce and Taliaferro.—7.

Excused: Birdsong, Porter, Smith and Terrill.—4.

*Not Voting: Berrong.—1.

SB 49, 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, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Johnson, Kilpatrick, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, York and Young.—26.

Nay: Capps, Field, Giles, Green, Johnston, Keating, Keller, Lamb, Landis, Lane, McCune, McDaniel, Martin, Nickles, Pierce, Taliaferro, Watson and Wolfe.—18.

Excused: Birdsong, Porter and Smith.—3.

*Not Voting: Berrong.—1.

*As provided under Art. 5, Sec. 24 of the Constitution, Senator Berrong asked to be shown not voting on **SB 49** for reason of personal interest.

The bill passed.

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

Aye: Boatner, Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—32.

Nay: Capps, Crutcher, Green, Johnston, Keating, Lamb, McCune, Nickles, Pierce, Watson and Wolfe.—11.

Excused: Birdsong, Keller, Porter and Smith.—4.

*Not Voting: Berrong.—1.

*As provided under Art. 5, Sec. 24 of the Constitution, Senator Berrong asked to be shown not voting on **SB 49** for reason of personal interest.

The emergency passed.

Senator Watson presiding.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Howard moved that the vote be reconsidered whereby **SB 49** and the emergency section passed.

GENERAL ORDER

SB 186 by Luton was read and considered.

Senators Martin, Lamb and Landis asked to be made coauthors of **SB 186,** which was the order.

Upon motion of Senator Luton, **SB 186,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 186,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 186 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Birdsong, Field, Keller, Porter and Smith.—5.

The bill and emergency passed.

SB 186 was referred for engrossment.

GENERAL ORDER

SB 248 by Luton was read and considered.

Senator Luton, citing Rule 8(d), asked unanimous consent that Representative Barker be named House author of **SB 248,** which was the order.

Upon motion of Senator Luton, **SB 248,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 248,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 248 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Schuelein.—1.

Excused: Birdsong, Keller, Murphy, Porter and Smith.—5.

The bill and emergency passed.

SB 248 was referred for engrossment.

GENERAL ORDER

SB 265 by Young was read and considered.

Upon motion of Senator Young, **SB 265** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 265** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 265 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, Cain, Capps, Clifton, Crow, Crutcher, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Landis, Lane, McCune, McDaniel, Nickles, Rozell, Stipe, Vann, Wolfe and Young.—25.

Nay: Cate, Combs, Cullison, Cummins, Kilpatrick, Lamb, Luton, Martin, Miller, Murphy, Pierce, Schuelein, Taliaferro, Terrill, Tinsley, Watson and York.—17.

Excused: Birdsong, Howard, Keller, Porter, Randle and Smith.—6.

The bill passed.

Senators Murphy, Luton, Cate, Martin, Tinsley and Cummins desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 31. Nay: 11. Excused: 6.

The emergency failed.

SB 265 was referred for engrossment.

GENERAL ORDER

SB 266 by Young was read and considered.

Upon motion of Senator Young, **SB 266** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 266** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 266 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Birdsong, Howard, Keller, Porter, Randle and Smith.—6.

The bill and emergency passed.

SB 266 was referred for engrossment.

GENERAL ORDER

SB 278 by Young was read and considered.

Upon motion of Senator Young, **SB 278** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 278** was considered

engrossed and placed on third reading and final passage.

THIRD READING

SB 278 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Landis, Lane, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Kilpatrick and Luton.—2.

Excused: Birdsong, Keller, Miller, Porter, Randle and Smith.—6.

The bill and emergency passed.

SB 278 was referred for engrossment.

GENERAL ORDER

SB 138 by Stipe of the Senate and Harbin of the House was read and considered.

Senator Stipe moved to amend **SB 138,** Page 6, Line 5, by striking after the word "the" the words "Law Enforcement Training Council" and substituting therefor the words "Council on Law Enforcement Education and Training", which amendment was declared adopted.

Senator McCune moved to amend **SB 138,** Page 2, Line 16, by striking after the word "except" and before the word "the" on Line 18, all language, and striking after the word "employees" on Line 5, Page 11, all language before the word "necessary" on Page 11, Line 8, which amendment was declared adopted upon the unanimous consent request of Senator Stipe.

Senator Stipe moved to amend **SB 138,** by crippling the title, which amendment was declared adopted.

Senator Cate moved to amend **SB 138,** Page 2, Line 16, by striking after the word "except" and before the word "who", the language: "correctional officers and guards" and inserting in lieu thereof the words "wardens and superintendents", and on Page 11, Line 6, by striking after the word "except" and before the word "who", the language "correctional officers and guards" and inserting in lieu thereof the words "wardens and superintendents", which amendment was declared adopted.

Upon motion of Senator Stipe, **SB 138,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 138,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 138 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howell, Johnston, Kilpatrick, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Rozell, Stipe, Tinsley, Wolfe and York.—26.

Nay: Berrong, Boatner, Crow, Giles, Johnson, Keating, Lamb, Martin, Nickles, Pierce, Schuelein, Taliaferro, Terrill, Vann, Watson and Young.—16.

Excused: Birdsong, Howard, Keller, Porter, Randle and Smith.—6.

The bill passed.

Senators Terrill, Schuelein, Berrong, Martin, Crow, Boatner, Vann, Taliaferro and Young 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 138 was referred for engrossment.

GENERAL ORDER

SB 76 by Stipe was read and considered.

Senator Nickles moved to amend **SB 76,** Page 1, Line 1, by changing the word and numeral "five (5)" to the word and numeral "ten (10)", which amendment was declared adopted.

Upon motion of Senator Stipe, **SB 76,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 76,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 76 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Landis.—1.

Excused: Birdsong, Howard, Keller, Porter, Randle and Smith.—6.

The bill and emergency passed.

SB 76 was referred for engrossment.

GENERAL ORDER

SB 252 by Birdsong was read and considered.

Senator York asked unanimous consent that Representative Hopkins be named House author of **SB 252,** which was the order.

Senator York asked to be made a coauthor of **SB 252,** which was the order.

Upon motion of Senator York, **SB 252,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 252,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 252 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—42.

Excused: Birdsong, Keller, Porter, Randle, Smith and Tinsley.—6.

The bill passed.

SB 252 was referred for engrossment.

GENERAL ORDER

SB 43 by Birdsong, Lamb and Keating of the Senate and Steward of the House was read and considered.

Senators Schuelein and Rozell asked to be made coauthors of **SB 43,** which was the order.

Upon motion of Senator Lamb, **SB 43,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **SB 43,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 43 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Birdsong, Cate, Keller, Porter, Randle and Smith.—6.

The bill passed.

SB 43 was referred for engrossment.

GENERAL ORDER

SB 11 by Birdsong was read and considered.

Senator Luton asked to be made a coauthor of **SB 11,** which was the order.

Senator Luton asked unanimous consent, which was granted, that Representative Hopkins be named House author of **SB 11.**

Upon motion of Senator Luton, **SB 11,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 11,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 11 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Birdsong, Keller, Porter, Randle and Smith.—5.

The bill and emergency passed.

SB 11 was referred for engrossment.

GENERAL ORDER

SB 299 by Johnson and Crutcher of the Senate and Thompson (Mick) of the House was read and considered.

Senator Johnson, citing Rule 8(d), asked unanimous consent that Representative Caldwell be named a coauthor of **SB 299,** which was the order.

Senator Johnson moved to amend **SB 299,** by crippling the title, which amendment was declared adopted.

Senator Johnson moved to amend **SB 299,** Page 4, Line 18½, by inserting two new paragraphs to Section 2 to read as follows:

"The Oklahoma Legislature finds and declares that coal mining operations presently contribute significantly to the nation's energy requirements, that Oklahoma's coal production is part of those energy requirements, and that the cooperative effort established by this act is necessary to prevent or mitigate adverse environmental effects of all surface mining operations.

It is the purpose of this act to protect the rights of surface owners and the environment, and to require reclamation of lands affected by surface and underground coal mining in a manner compatible with the social, environmental and aesthetic needs of this state. If reclamation is not feasible, surface mining operations should not be conducted. It is the intent of the Legislature to insure the existence of an expanding and economically healthy coal mining industry and that there be public participation in the development of rules and regulations appropriate to the State of Oklahoma and that the Department of Mines exercise the full reach of its powers to insure the protection of the public interest through the effective control of surface mining operations."

, which amendment was declared adopted.

Senator Johnson moved to amend **SB 299,** Page 14, Line 31½, by inserting a new subsection "D" to read as follows:

"D. The Department shall approve or deny a permit for continued operation under subsection B of this section within eight (8) months from the approval of a state program to assure due and proper notice to such applicants unless specially enjoined by a court of competent jurisdiction."

, and re-letter subsequent subsections, which amendment was declared adopted.

Senator Johnson moved to amend **SB 299,** Page 27, Line 3, by inserting after the word "appeal" and before the period the words "within thirty (30) days", which amendment was declared adopted.

Upon motion of Senator Johnson, **SB 299,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, **SB 299,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 299 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Excused: Birdsong, Crow, Field, Howell, Keller, Porter, Randle and Smith.—8.

The bill and emergency passed.

SB 299 was referred for engrossment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 14, 1979, at 12:30 p.m., which motion prevailed.

BILL RELEASED

SB 23 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 6:40 p.m. to meet Wednesday, March 14, 1979, at 12:30 p.m.

Forty-second Legislative Day

Wednesday, March 14, 1979

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, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Excused: Birdsong, Howard, Johnston, Keller, Porter, Smith and Young.—7.

Senator Luton declared a quorum present.

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

God our Father, we come today, grateful for life and the opportunity to live our lives in service to our fellowman. We rejoice in the opportunity to share the experience of this day together.

Help us as we struggle with the issues of the day, that we may make decisions with integrity. Grant each Senator Your wisdom, and as we challenge one another, may those challenges be made in the spirit of love and courage.

Grant us Your grace and peace in the name of the Father, The Son and The Holy Spirit, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Porter introduced Jack L. Shirley, M.D., Oklahoma City, as the Doctor of the Day.

Senator Berrong introduced Winona Madison, R.N., Clinton, 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 1176 — Judiciary.
HB 1185 — Judiciary, as coauthored by Clifton.

HB 1251 — Municipal Government, as coauthored by Green.

DO PASS, as amended:

HB 1184 — Judiciary, as coauthored by Lamb.

HB 1297 — Municipal Government, and be referred to Committee on Elections and Privileges by previous order.

FIRST READING

The following were introduced and read the first time.

SB 339 — By Terrill.

An Act relating to children; amending 10 O.S. 1971, Section 1112, as last amended by Section 2, Chapter 231, O.S.L. 1978 (10 O.S. Supp. 1978, Section 1112); modifying provisions for juvenile procedures for children charged with certain offenses.

SECOND READING

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

HB 1017 — County, State and Federal Government.

HB 1136 — Appropriations and Budget.

HB 1137 — Appropriations and Budget.

HB 1138 — Appropriations and Budget.

HB 1154 — Appropriations and Budget.

HB 1200 — Public and Mental Health.

HB 1204 — Education, Common and then to Elections and Privileges.

HB 1264 — Revenue and Taxation.

HB 1369 — Revenue and Taxation.

HB 1503 — Public Safety and Penal Affairs.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1218, 1300, 1356, 1388, 1396, 1429** and **1460.**

HB 1218 — By Steward, et al.

(Liens — Amending 42 O.S. Supp. 1978, Section 142 — Effective Date).

HB 1300 — By Riggs of the House and York of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 328.7, 328.9 and 328.13; providing a new Board of Governors for Dentists; setting terms, compensation and affiliations; providing for nominations and election to Board; providing procedures for filling vacancies; and declaring an emergency.

HB 1356 — By Conaghan, et al, of the House and Tinsley of the Senate.

An Act relating to public health; prohibiting restrictions on the use of and permitting the use of certain extracts from plants of the lily genus; prohibiting disciplinary action against certain physicians, hospitals or related institutions for prescribing or using such substance; prescribing certain informed request form; authorizing limited regulatory power of the State Board of Health; directing codification; and declaring an emergency.

HB 1388 — By Kerr, et al, of the House and Crow of the Senate.

An Act relating to waters and water rights; ratifying the Red River Compact; stating purpose and policy; defining terms; apportioning the water of the Red River between the signatory states; creating the Red River Compact Commission and providing for its administration; providing powers and duties for the Commission; providing provision concerning pollution; providing for the termination and amendment of the Compact; providing for the appointment of Commissioners; providing

for certain duties by the Oklahoma Water Resources Board; providing an effective date for the Compact; directing codification; and declaring an emergency.

HB 1396 — By Briscoe of the House and Howard of the Senate.

An Act relating to state officers and employees; providing that the Oklahoma Central Purchasing Act shall not apply to certain acquisitions and purchases; directing codification; and declaring an emergency.

HB 1429 — By Trent, et al.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 332.8; modifying certain conditions of parole; requiring certain acts of Pardon and Parole Officers; and stating an effective date.

HB 1460 — By Mentzer, et al, of the House and Rozell and Johnson of the Senate.

(Waters and Water Rights — Amending 82 O.S. Supp. 1978, Section 1085.2 — Repealing Sections in Title 82 — Emergency).

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

GENERAL ORDER

SB 139 by Dahl of the Senate and Weichel of the House was read and considered.

Upon motion of Senator Dahl, **SB 139** was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **SB 139** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 139 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe and York.—38.

Nay: Tinsley.—1.

Excused: Birdsong, Clifton, Howard, Johnston, Keller, Pierce, Porter, Smith and Young.—9.

The Chair advised the Senate that Senator Clifton, having been present in the Chamber during the vote would be shown voting "no" on **SB 139** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 38. Nay: 2. Excused: 8.

The bill passed.

Senators Clifton and Pierce desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40. Nay: 1. Excused: 7.

The emergency passed.

SB 139 was referred for engrossment.

RESOLUTION

Senator Randle introduced **SR 23** and asked for immediate consideration, which was the order.

Senator Field asked to be named first coauthor of **SR 23,** which was the order.

Senator Randle asked unanimous consent that all other members of the Senate be named coauthors of **SR 23,** which was the order.

SR 23, as coauthored, was read at length as follows, adopted upon motion of Senator Randle, and ordered referred for enrollment.

SR 23 — By Randle, Field, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution naming former Senator Ed Bradley, of Tulsa, as "Honorary Leprechaun of the Oklahoma State Senate" in observance of St. Patrick's Day, March 17, 1979; expressing appreciation and best wishes; and directing distribution.

WHEREAS, in Ireland and in all countries where true sons of Erin reside, the date of March 17 is set aside in commemoration of the death of St. Patrick, Ireland's beloved patron saint; and

WHEREAS, St. Patrick's Day is celebrated the world over with great joy and the gayest of ceremonies, including parades; speeches; religious observances; and the "wearin' of the green"; and the wearing of the shamrock, which, through its use by St. Patrick in his religious ministry, has been endeared to millions of people, past and present; and

WHEREAS, former Senator Ed "Faith and Begorrah" Bradley, who served the people of his district and state faithfully and diligently as a member of the House of Representatives in the 27th and 28th Legislatures, epitomizes the spirit of the worldwide observances commemorating Ireland's beloved St. Patrick and evokes, through his very presence, images of the Blarney Stone and wearin' of the green and the shamrock.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. Former Senator Ed Bradley of Tulsa, our beloved friend and former colleague, shall be and hereby is designated as "Honorary Leprechaun of the Oklahoma State Senate" in observance of St. Patrick's Day, March 17, 1979.

SECTION 2. Former Senator Bradley shall be and hereby is officially recognized as a foremost son of Erin in the truest sense of that term and, in his life and works, as a person who has earned the love and respect of those who have been honored to know and work with him.

SECTION 3. The best wishes of this body shall be and hereby are extended to former Senator Ed Bradley for good health and boundless happiness and may he as a true leprechaun continue as an active influence for joy, good cheer and happiness for another 200 years in honor of his being named Leprechaun of the Oklahoma State Senate.

SECTION 4. A copy of this Resolution shall be presented to former Senator Ed Bradley as a token of our high esteem and affection.

Senators Porter, Howard and Young asked to be shown present, which was the order.

Senator Randle presiding.

GENERAL ORDER

SB 245 by Martin of the Senate and Duke of the House was read and considered.

Senator Martin moved to amend **SB 245,** Pages 1 and 2, by striking all of the language on Page 1 and Lines 1-12 on Page 2 and adding a new Section 1 to read as follows:

"Section 1. Section 11, Chapter 248, O.S.L. 1972, as amended by Section 1, Chapter 47, O.S.L. 1973, as amended by Section 2, Chapter 157, O.S.L. 1978 (82 O.S. Supp. 1978, Section 1020.11) is amended to read as follows:

Section 1020.11 A. Regular Permit. A regular permit is an authorization to put ground water to beneficial use for other than domestic purposes. The regular permit shall be granted only after completion of the hydrologic survey and determination of the maximum annual yield for the appropriate basin or subbasin. It can be revoked or cancelled only as provided in Sections 1020.12 and 1020.15 of this title.

B. Temporary Permit. A temporary permit is an authorization for the same purposes as a regular permit but granted by the Board prior to completion of the hydrologic survey and the determination of the maximum annual yield of the basin or subbasin. Unless requested by a majority of the owners of the land, the water allocated by a temporary permit shall not be less than two (2) acre-feet annually for each acre of land owned or leased by the applicant in the basin or subbasin; provided, however, if the applicant presents clear and convincing evidence that allocations in excess of two (2) acre-feet annually for each acre of land overlying the basin or subbasin will not exhaust the water thereunder in less than twenty (20) years, then the Board may issue temporary permits in such basin or subbasin in such amounts in excess of said limitation as will assure a minimum twenty-year life for such basin or subbasin. A temporary permit must be revalidated annually during its term. WHEN IT IS BELIEVED THAT INTERFERENCE IS OCCURRING WITH REGARD TO DOMESTIC WATER USE, ANY CONCERNED PARTY SHALL HAVE THE RIGHT TO FILE A WRITTEN PROTEST PRIOR TO THE REVALIDATION OF A TEMPORARY PERMIT AND PRESENT EVIDENCE SHOWING WHY REVALIDATION SHOULD NOT BE GRANTED. UPON RECEIPT OF SUCH PROTEST, THE OKLAHOMA WATER RESOURCES BOARD STAFF SHALL CONDUCT AN INVESTIGATION, HOLD A PUBLIC HEARING IF DEEMED NECESSARY, AND PRESENT THE FINDINGS TO THE BOARD FOR CONSIDERATION IN DETERMINING WHETHER REVALIDATION OF A TEMPORARY PERMIT SHALL BE GRANTED. The permit shall lapse at expiration of its term or upon the issuance of a regular permit, whichever shall occur first. It is subject to revocation or cancellation as provided in Sections 1020.12 and 1020.15 of this title.

C. Special Permit. A special permit is an authorization by the Board in lieu of or in addition to a regular or temporary permit. The special permit is granted to put ground water to a beneficial use which shall require quantities of water in excess of that allocated under a regular or temporary permit. The water so authorized may be used only for the purpose designated in the permit. The permit shall be granted for a period not to exceed six (6) months and may be renewed three (3) times UPON APPROVAL BY THE BOARD. WHEN IT IS BELIEVED THAT INTERFERENCE IS OCCURRING WITH REGARD TO DOMESTIC WATER USE, ANY CONCERNED PARTY SHALL HAVE THE RIGHT TO FILE A WRITTEN PROTEST PRIOR TO THE RENEWAL OF A SPECIAL PERMIT AND PRESENT EVI-

DENCE SHOWING WHY RENEWAL SHOULD NOT BE GRANTED. UPON RECEIPT OF SUCH PROTEST, THE OKLAHOMA WATER RESOURCES BOARD STAFF SHALL CONDUCT AN INVESTIGATION, HOLD A PUBLIC HEARING IF DEEMED NECESSARY, AND PRESENT THE FINDINGS TO THE BOARD FOR CONSIDERATION IN DETERMINING WHETHER RENEWAL OF A SPECIAL PERMIT SHALL BE GRANTED. Successive special permits shall not be granted for the same purpose. It is subject to revocation or cancellation upon failure to use the water for the purpose granted or as provided in Sections 1020.12 and 1020.15 of this title.

D. Except as provided in Section 1020.21 of this title, no permits shall be issued to an applicant who does not own the land on which the well is to be located, or hold a valid lease from the owner of such land permitting withdrawl of water from such basin or subbasin.

, and providing for title conformity.

Senator Cate moved to amend the Martin amendment to **SB 245,** Page 1, last line of the printed form of the amendment, by adding, after the word "granted." and before the words "The permit shall lapse" the following: "Provided, however, the provisions hereof with regard to protest shall not apply to temporary permits previously issued to a municipality or other political subdivision of the state.", which amendment to the Martin amendment was declared adopted by the Presiding Officer.

Senator Martin pressed his motion to adopt the foregoing amendment, as amended, which motion was declared adopted.

Upon motion of Senator Martin, **SB 245,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 245,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 245 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—40.

Nay: Field and Giles.—2.

Excused: Birdsong, Johnston, Keller, Smith, Stipe and Young.—6.

The bill and emergency passed.

SB 245 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Howard pressed his motion to reconsider the vote whereby **SB 49** and the emergency section passed.

Senator Stipe moved to table the Howard motion to reconsider, which motion to table was declared adopted.

HAs were properly signed and **SB 49** was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1019** and **1020.**

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

GENERAL ORDER

SB 207 by Luton of the Senate and Elder of the House was read and considered.

Senator Luton moved to amend **SB 207,** Page 1, Line 2, by deleting after the word "upon" and before the word "days" the word and figure "ten (10)" and inserting in lieu thereof the word and figure "three (3)", which amendment was declared adopted.

Upon motion of Senator Luton, **SB 207,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 207,** as amended, was considered engrossed and placed on third reading and final passage.

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

THIRD READING

SB 207 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Nay: Schuelein.—1.

Excused: Birdsong, Keller and Smith.—3.

The bill passed.

SB 207 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 23, 26, 43, 76, 186, 234, 252, 265, 266 and **278** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SRs 20, 21 and **22** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senator Luton presiding.

GENERAL ORDER

SB 70 by Randle and Cate was read and considered.

Upon motion of Senator Randle, **SB 70** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 70** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 70 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—41.

Excused: Birdsong, Howard, Keller, Kilpatrick, Murphy, Smith and York.—7.

The bill passed.

SB 70 was referred for engrossment.

GENERAL ORDER

SB 134 by Randle was read and considered.

Upon motion of Senator Randle, **SB 134** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 134** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 134 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—38.

Nay: Boatner, Martin and Terrill.—3.

Excused: Birdsong, Howard, Keller, Kilpatrick, Murphy, Smith and Young.—7.

The bill passed.

Senators Young and Murphy 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.

SB 134 was referred for engrossment.

Senator Randle presiding.

GENERAL ORDER

SB 264 by Landis was read and considered.

Senator Landis, citing Rule 8(d), asked unanimous consent that Representative Wilson be named House author of **SB 264,** which was the order.

Senator Landis moved to amend **SB 264** Page 1, as follows:

By inserting a new SECTION 1. to read as follows:

"SECTION 1. Section 4, Chapter 257, O.S.L. 1974 (63 O.S. Supp. 1978, Section 2454), is amended to read as follows:

Section 2454. A. There is hereby created the Oklahoma Factory Manufactured Mobile Home Board, hereinafter referred to as the "Board," to be composed of eleven (11) members, one from each of the six congressional districts and one member-at-large, all appointed by the Governor, by and with the consent of the Senate, and the following ex officio members or their designees: The State Fire Marshal, the Commissioner of Public Safety, the State

Attorney General or his designee and the Administrator of the Liquified Petroleum Gas Board.

B. No person shall be appointed a member of the Board unless at the time of his appointment he or she is a citizen of the United States and shall have been a legal resident of the State of Oklahoma for at least one (1) year next preceding the date of his or her appointment. Provided that, the member-at-large shall have been engaged for a period of one (1) year and shall still be engaged in and representative of the plumbing, electrical or service and maintenance phases of the manufactured mobile home business in Oklahoma. Members shall be eligible for reappointment for successive terms, and shall be removable for cause by the Governor. A member shall automatically be disqualified to hold such office in event he or she ceases to be a legal resident of the State of Oklahoma.

C. Members shall serve until their successors in office are duly appointed and qualified. Initial appointments of those members of the Board from the congressional districts of the state shall be for terms as follow: two members for one (1) year, two members for two (2) years and two members for three (3) years, the Governor to designate same, and the initial term of office of the member-at-large on said Board shall be for three (3) years, as designated by the Governor. Thereafter, the terms of all appointive members shall be for three (3) years. In the event of the death, resignation, disqualification or incapacity of one or more members of said Board, an appointment for the unexpired term of each such member may be made by the Governor as hereinabove provided. Appointive members of the Board shall be compensated for their services at the rate of Twenty-five Dollars ($25.00) per day for each day while attending Board meetings, plus reimbursement for traveling expenses in accordance with Chapter 17, Title 74 of the Oklahoma Statutes. No member of the Board shall receive as per diem compensation, other than travel reimbursement, more than Three Hundred Sixty Dollars ($360.00) in any one calendar year.

D. The first meeting of the Board shall be held on or before November 1, 1974. The Board shall annually organize by electing one of its members as Chairman and one member as Vice Chairman, who shall serve in such office for a period of one (1) year or until their successors are appointed. The Chairman shall call regular meetings of said Board which shall be held at intervals of not more than ninety (90) calendar days. Six (6) members of said Board shall constitute a quorum for all purposes. The Chairman or Vice Chairman may, upon approval of a majority of the members present and voting at any meeting, designate the time, place and date of any scheduled special meeting, and the Chairman or Vice Chairman shall have the power to call upon not less than five (5) days' notice in writing to each member thereof.

E. The Board is hereby empowered and authorized, and it shall be its duty, subject to the Administrative Procedures Act an other applicable laws, to prescribe, adopt and promulgate rules, regulations and specifications not inconsistent with this act, as it shall deem just and reasonable, and to revoke, amend or supersede such rules and regulations. For the purpose of fixing standards for body and frame design and construction requirements and the installation of plumbing, heating and electrical systems in mobile homes, the Board is hereby authorized and directed to adopt rules and regulations, consisting of standards not less than those provisions of the standards for mobile homes developed by the **[American National Standards Institute's committee on mobile homes and designated proposed ANSI No. A119 1 1974]** U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, as the Board deems necessary to protect the health

and safety of the public. The Board may by regulation amend and make such changes in the standards so adopted as may be deemed necessary to protect the health and safety of the public. Standards adopted under the provisions of this section shall be, to the extent practicable, uniform with those adopted by other states.

F. The Administrator is hereby authorized and directed, and it shall be his duty, to administer and enforce the safety rules, regulations and specifications prescribed, adopted and promulgated by said Board under and by virtue of the provisions of this act, and to incur all necessary expenditures in effectuating shall serve as Secretary to said Board."

, and renumbering SECTION 1 as SECTION 2, which amendment was declared adopted.

Senator McDaniel moved to amend **SB 264,** Page 2, Line 7, by adding after the word "manufactured" and before the word "home" the word "mobile", which amendment was declared adopted.

Upon motion of Senator Landis, **SB 264,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Landis, **SB 264,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

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

THIRD READING

SB 264 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, Combs, Cullison, Field, Keating, Kilpatrick, Landis, Martin, Miller, Murphy, Randle, Vann and York.—16.

Nay: Cain, Cate, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howell, Johnson, Keller, Lamb, Lane, Luton, McCune, McDaniel, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson and Wolfe.—26.

Excused: Birdsong, Howard, Johnston, Porter, Smith and Young.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Lamb moved that the vote be reconsidered whereby **SB 264** failed.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 12,** as coauthored by Ford and Holden of the House.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

SB 148 by Tinsley and McDaniel of the Senate and Winn of the House was read and considered.

Senators Giles and Nickles asked to be made coauthors of **SB 148,** which was the order.

Senator Berrong moved to amend **SB 148,** Page 2, Line 14, by adding after the words "need of and", and before the word "the" the word "which" and by striking on Page 2, Line 15, after the word "Board" and before the word "approve" the word "will" and substituting therefor the word

"may", which amendment was declared adopted.

Senator Berrong moved to amend **SB 148,** Page 4, Line 8, by adding after the word "and" and before the word "the" the word "which" and after the word "Board" and before the word "approve", strike the word "will" and inserting therefor the word "may", which amendment was declared adopted.

Upon motion of Senator Tinsley, **SB 148,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, **SB 148,** as coauthored and amended, 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: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Keller.—1.

Excused: Birdsong, Howard, Johnston and Smith.—4.

The bill passed.

SB 148 was referred for engrossment.

GENERAL ORDER

HB 1206 by Hobson, et al, of the House and Cate of the Senate was read and considered.

Senator Murphy asked to be made a coauthor of **HB 1206,** which was the order.

Senator Cate moved to amend **HB 1206,** by striking the entire bill and inserting in lieu thereof the following language:

(The following amendment to HB 1206 is as the bill appears on 1st Reading, P. 313):

"An Act relating to natural gas; authorizing the Corporation Commission to perform certain duties in order to comply with the Natural Gas Policy Act of 1978; setting fees; providing for appeals; directing codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. In order to implement the Natural Gas Policy Act of 1978 (Public Law 95-621), the Corporation Commission is hereby authorized to process applications for determinations as provided for in the rules and regulations issued by the Federal Energy Regulatory Commission. The Corporation Commission shall possess such powers and perform such acts as are necessary to comply with the Natural Gas Policy Act of 1978 (Public Law 95-621). The Corporation Commission shall charge a filing fee of Twenty-five Dollars ($25.00) per well for a well category determination or determinations under the Natural Gas Policy Act of 1978. All filing fees charged and collected hereundef shall be deposited daily with the State Treasurer and shall be credited and apportioned to the "Conservation Fund" created by Section 1103 of Title 68 of the Oklahoma Statutes.

SECTION 2. Appellate jurisdiction is hereby conferred upon the Supreme Court of this state to review the procedures employed by the Commission to carry out

the provisions of this act and the Federal Natural Gas Policy Act of 1978, in the same manner and time as appeals are allowed by law from orders of the Commission in exercising their powers under the Oil and Gas Conservation Act. Such appeal may be taken by any person shown by the record to be interested therein.

SECTION 3. Sections 1 and 2 of this act shall be codified in the Oklahoma Statutes as Sections 270 and 271 of Title 17 respectively, unless there is created a duplication in numbering.

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 Cate, **HB 1206,** as coauthored, was advanced.

By unanimous consent, upon request of Senator Cate, **HB 1206,** as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1206 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Nay: Landis.—1.

Excused: Birdsong, Crow and Smith.—3.

The bill and emergency passed.

HB 1206 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

SB 129 by McCune was read and considered.

Senator Martin asked to be made a coauthor of **SB 129,** which was the order.

Senator McCune, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Conaghan be named House author of **SB 129.**

Upon motion of Senator McCune, **SB 129,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **SB 129,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 129 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton. McCune, McDaniel, Martin, Miller,

Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Birdsong, Crow and Smith.—3.

The bill passed.

SB 129 was referred for engrossment.

GENERAL ORDER

SB 298 by Cullison was read and considered.

Senator Cullison, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Combs be named House author of **SB 298.**

Upon motion of Senator Cullison, **SB 298,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Cullison, **SB 298,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 298 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Crow, Keller and Smith.—4.

The bill passed.

SB 298 was referred for engrossment.

GENERAL ORDER

SB 144 by McCune of the Senate and Vaughn of the House was read and considered.

Upon motion of Senator McCune, **SB 144** was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **SB 144** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 144 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Boatner and Giles.—2.

Excused: Birdsong, Crow and Smith.—3.

The bill passed.

SB 144 was referred for engrossment.

GENERAL ORDER

SB 240 by Murphy was read and considered.

Senator Murphy, citing Rule 8(d), asked unanimous consent that Representative McCorkell be named House author of **SB 240,** which was the order.

Senator Keating moved to amend **SB 240,** Page 2, Line 11, by adding after the word "act" and before the word "shall" the following language: "following demand by the surface owner", which amendment was declared adopted upon motion of Senator Murphy.

Senator Boatner moved to amend **SB 240,** Page 2, Line 14½, by adding a new Section 3 and renumbering following sections.

"Section 3. There shall be open negotiations between a surface landowner and a mineral producer for an initial damage amount on the claim of a surface landowner. If there is no resolution of the initial damage amount, the surface landowner may pursue his legal remedies, if any.

Before the commencement of any additional activity at the oil or gas well in any calendar year after the initial damage claim, the mineral producer shall provide a good and sufficient bond to the Oklahoma Corporation Commission in the amount of Twenty Thousand Dollars ($20,000.00) for each section actively engaged in by the producer. If any additional damage occurs, the surface landowner and the mineral producer shall determine the damage amount to be paid to the surface landowner by a mutually agreed upon method. If no method can be mutually agreed upon, the surface landowner may request from the district court which has jurisdiction over the site where the damage was incurred, an injunction to halt the mineral producer from any activity at the damage site until the matter is resolved. If the surface landowner's claim is substantiated, the court may order forfeiture of the bond and any additional damages it deems necessary."

Senator Dahl asked unanimous consent to amend the Boatner amendment by striking the words and figures "Twenty Thousand Dollars ($20,000.00) for each section" and inserting in lieu thereof the words and figures, "Two-thousand Five Hundred Dollars ($2,500.00) for each quarter section", which amendment to the Boatner amendment was declared adopted by the Presiding Officer.

Senator Cate moved to amend the Boatner amendment, as amended, by adding after the word "producer." and before the word "If" the following language: "and upon which there is an unresolved claim hereunder.", which amendment to the Boatner amendment was declared adopted upon the unanimous consent request of Senator Boatner.

Senator Boatner pressed his motion to adopt his amendment, as amended.

Senator Landis moved to table the Boatner amendment, as amended, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Clifton, Combs, Crutcher, Cummins, Dahl, Field, Giles, Green, Johnston, Keating, Keller, Lamb, Landis, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Schuelein, Stipe, Watson, Wolfe and Young.—25.

Nay: Boatner, Cain, Capps, Cate, Crow, Cullison, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Miller, Porter, Randle, Rozell, Taliaferro, Terrill, Tinsley, Vann and York.—21.

Excused: Birdsong and Smith.—2.

Upon motion of Senator Murphy, **SB 240,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 240,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 240 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, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—37.

Nay: Combs, Dahl, Johnston, Keller, McCune, Nickles, Pierce, Wolfe and Young.—9.

Excused: Birdsong and Smith.—2.

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 240** and the emergency section passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 11, 138 and **248** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Crow presiding.

GENERAL ORDER

SB 225 by Crutcher of the Senate and Taylor of the House was read and considered.

Upon motion of Senator Crutcher, **SB 225** was advanced to engrossment.

By unanimous consent, upon request of Senator Crutcher, **SB 225** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 225 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, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and York.—42.

Excused: Birdsong, Capps, Howard, Smith, Vann and Young.—6.

The Chair advised the Senate that Senator Capps, having been present in the Chamber during the vote would be shown voting "no" on **SB 225** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 42. Nay: 1. Excused: 5.

The bill passed.

Senator Capps 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.

SB 225 was referred for engrossment.

GENERAL ORDER

SB 228 by Howell was read and considered.

Senator Wolfe moved to amend **SB 228,** Page 1, Line 6, by adding after the word "insurance", the following: "coverage for athletic injuries", which amendment was declared adopted.

Upon motion of Senator Howell, **SB 228,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 228,** as amended, was considered engrossed and placed on third reading and final passage.

Senator Randle presiding.

THIRD READING

SB 228 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Watson, Wolfe, York and Young.—41.

Nay: Landis, Lane, Stipe, Terrill and Vann.—5.

Excused: Birdsong and Smith.—2.

The bill passed.

SB 228 was referred for engrossment.

Senator Crow presiding.

GENERAL ORDER

SB 242 by Howell of the Senate and Morgan of the House was read and considered.

Senator Luton presiding.

Upon motion of Senator Howell, **SB 242** was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 242** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 242 was read for the third time at length.

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

Aye: Boatner, Capps, Combs, Howard, Howell, Johnson, Johnston, Lamb, Landis, McDaniel, Martin, Miller, Nickles, Rozell, Stipe, Vann, Watson and York.—18.

Nay: Berrong, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Keating, Keller, Kilpatrick, Lane, Luton, McCune, Murphy, Pierce, Porter, Randle, Schuelein, Taliaferro, Terrill, Tinsley, Wolfe and Young.—28.

Excused: Birdsong and Smith.—2.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Howell moved that the vote be reconsidered whereby **SB 242** failed of passage.

Senator Boatner presiding.

GENERAL ORDER

SB 180 by York and Taliaferro of the Senate and Sanders of the House was read and considered.

Senator Cate moved to amend **SB 180**, Page 10, Line 14, by adding after the word "boundaries." the following language:

"Provided, however, that after receipt by the Election Board of an acceptable map pursuant to the provisions of this subsection G, the county superintendent or other authority may provide such map by March 1, every five (5) years, unless in any year a boundary of the district outlined in said map is changed.

Provided, further, that failure of the proper authority to provide acceptable maps as herein provided shall constitute cause for the Election Board to have the same prepared and bring an action in district court to recover the actual costs of such preparation and court costs, if any, from the district or other authority responsible for such failure."

, which amendment was declared adopted.

Senator York moved to amend **SB 180,** Page 19, Line 4, by striking after the word "or" and before the word "wherein" the words "attendance area" and substituting in lieu thereof the following: "election district", which amendment was declared adopted.

Senator Martin moved to amend **SB 180,** Page 38, Line 1½, by adding new Sections 6 and 7 to read as follows:

"SECTION 6. A. Any elected member of a board of education of a school district, who has served a minimum of six (6) months of a term of office, shall be subject to recall by the district electors. The recall of an elected member of a district board of education shall be pursuant to the following procedures:

1. A petition for recall stating, in two hundred (200) words or less, the reasons why recall is demanded, circulated by any qualified elector eligible to sign the petition for signatures by at least twenty-five percent (25%) of the qualified electors residing within the school district and voting at the election in which the official named for recall was last elected as a board member;

2. Each qualified elector signing the petition shall sign his or her legally registered name, address and date of signing;

3. The qualified elector circulating the petition for recall shall verify the signatures thereto by affidavit. The affidavit shall be attached to the petition and signatures, and filed with the office of the county election board;

4. The original petition for recall, with all sheets of signatures of qualified electors signing and affidavits of the electors who circulated the petition attached thereto, shall be filed in the office of the county election board in the county wherein the school district is located within ten (10) days from the date the first signature was obtained. The county election board shall immediately transmit copies of the petition for recall to each member of the board of education of the school district; and

5. Upon filing of the petition for recall with signatures attached, the secretary of

the county election board shall render a signed receipt to the person offering the petition for recall. The office of the county election board shall, within five (5) days of receipt of the petition for recall, certify the count of the signatures of qualified electors attached thereto, and notify, in writing, the petitioner and the clerk of the school district board of education of the sufficiency or insufficiency of the count..

B. If the county election board certifies the petition for recall to have been signed by a number of qualified electors equal to the required twenty-five percent (25%), the county election board shall order a special election be held to determine whether the people will recall the board member, within twenty (20) days of the date the signature count was certified. Notice of the special election shall be published in a newspaper of general circulation within the school district at least ten (10) days prior to the date set for the special election. The office of the county election board shall pay all costs of publication.

C. The ballot for the special election pursuant to a petition for recall shall consist of a verbatim printing of the reasons set forth in the petition demanding the recall and of any statement, in two hundred (200) words or less, by the member named in the petition for recall justifying the official actions listed in the petition for recall.

D. The recall petition shall be upheld or disapproved by a majority of the electors voting thereon.

E. If the recall petition is upheld, the office of the member recalled shall be declared vacant, but the member recalled may continue to perform the duties of his office until the next succeeding school district board of education election held pursuant to Sections 2-101 et. seq of Title 70 of the Oklahoma Statutes.

F. If at any time the board member who was the subject of the recall petition resigns, that office shall be declared vacant on that day by the president of the Board of Education and if there is no president, by the clerk of the Board of Education and the vacancy caused thereby shall be filled in the manner provided by Section 5-112 of Title 70 of the Oklahoma Statutes.

G. After the initial recall petition, no additional recall petitions may be filed against the official during the term for which he was elected unless there is a petition for recall which has been signed by at least fifty-five percent (55%) of the qualified electors residing within the school district and voting at the election in which the official named for recall was last elected as a board member.

SECTION 7. Section 6 of this act shall be codified in the Oklahoma Statutes as Section 2-109 of Title 70, unless there is created a duplication in numbering.''

, and by renumbering the subsequent sections and amending the Title to conform, which amendment was declared adopted.

Senator Luton moved to amend **SB 180,** Page 2, Line 9, by striking the word ''May'' and inserting in lieu thereof the word ''March'', which amendment was **withdrawn upon the unanimous consent request of Senator Luton.**

Senator York moved to amend **SB 180** by crippling the title, which amendment was declared adopted.

Upon motion of Senator York, **SB 180,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 180,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 180 was read for the third time at length.

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

Aye: Cain, Cate, Clifton, Combs, Cummins, Field, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Lane, McCune, Martin, Miller, Murphy, Porter, Randle, Rozell, Taliaferro, Terrill, Vann, Watson, Wolfe and York.—27.

Nay: Berrong, Boatner, Capps, Crutcher, Cullison, Dahl, Giles, Keating, Landis, Luton, McDaniel, Nickles, Pierce, Schuelein, Stipe, Tinsley and Young.—17.

Excused: Birdsong, Crow, Keller and Smith.—4.

The bill passed.

Senators Dahl, Capps, Landis, Luton, Schuelein and Crutcher desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 11. Excused: 4.

The emergency passed.

SB 180 was referred for engrossment.

GENERAL ORDER

SB 184 by Watson and Birdsong was read and considered.

Upon motion of Senator Watson, **SB 184** was advanced to engrossment.

By unanimous consent, upon request of Senator Watson, **SB 184** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 184 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Porter, Randle, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—39.

Nay: Boatner, Lamb, McDaniel, Pierce, Rozell and Taliaferro.—6.

Excused: Birdsong, Keller and Smith.—3.

The bill passed.

SB 184 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 299 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 294 by Cummins of the Senate and Lancaster of the House was read and considered.

Senator Cummins moved to amend **SB 294,** Page 2, Line 9, by adding after the word "materials," and before the word "radioactive" the word "toxic", and on Page 7, Line 12, by adding after the word "any" and before the word "radioactive", the word "toxic", and on Page 8, Line 9, by adding after the word "any" and before

the word "radioactive", the word "toxic", which amendment was declared adopted.

Senator Cummins moved to amend **SB 294,** Page 2, Line 13, by adding after the word "waste" and before the semicolon the following language: "but may not include the use or disposition of shaped explosive charges, and radioactive materials used in the testing, evaluation, perforating, logging and other servicing of oil and gas wells.", which amendment was declared adopted.

Senator Landis moved to amend **SB 294,** Page 4, Line 7½, by adding after the word "Department.", the following new Paragraph 11 to read as follows:

"11. The terms "controlled industrial waste" and "disposal" shall not be interpreted to include the products or the use of, or disposition of, radioactive material and perforating charges in the logging, testing, evaluation, perforating, or the use of any cementing, fracturing, acidizing, or stimulation materials, or related chemicals, or the use of any well drilling and treating fluids, or related materials and chemicals, or any other service operation of oil and gas wells."

which amendment was declared adopted.

Senator Cummins moved to amend **SB 294,** Page 7, Lines 10 and 11, by striking the following language: "unless reciprocal agreements exist with other states permitting disposal"; and by striking all of Section 6 on Page 11, Line 10, and renumbering the following Section, which amendment was declared adopted.

Upon motion of Senator Cummins, **SB 294,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cummins, **SB 294,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 294 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Field, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Luton, McDaniel, Miller, Murphy, Pierce, Porter, Randle, Rozell, Tinsley, Vann and York.—28.

Nay: Capps, Crow, Dahl, Giles, Landis, Lane, McCune, Martin, Nickles, Schuelein, Stipe, Taliaferro, Terrill, Watson, Wolfe and Young.—16.

Excused: Birdsong, Howard, Keller and Smith.—4.

The bill passed.

Senators Terrill, Capps, Landis, Dahl, **Taliaferro, Schuelein, Nickles and Young desired to vote aye on the emergency.**

On the question of passage of the emergency, the vote resulted as follows: Aye: 36. Nay: 8. Excused: 4.

The emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby **SB 294** passed and the vote whereby the emergency section passed.

GENERAL ORDER

SB 169 by Wolfe was read and considered.

Upon motion of Senator Wolfe, **SB 169** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 169** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 169 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Field and Giles.—2.

Excused: Birdsong, Howard, Keller and Smith.—4.

The bill passed.

SB 169 was referred for engrossment.

RESOLUTION

Senators Murphy and Berrong introduced the following Resolution, consideration of which was deferred for this legislative day.

SR 24 — By Murphy and Berrong.
A Resolution praising the life and accomplishments of James H. Arrington; expressing sorrow upon his death; expressing condolences; and directing distribution.

Senator Randle moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 15, 1979, at 10:00 a.m., which motion prevailed.

BILLS RELEASED

SB 108 was referred for engrossment.

HB 1206 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Randle, the Senate adjourned at 5:45 p.m. to meet Thursday, March 15, 1979, at 10:00 a.m.

Forty-third Legislative Day

Thursday, March 15, 1979

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

Roll Call:

Present: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Keller, Smith and Stipe.—4.

Senator Boatner declared a quorum present.

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

O God our Father, we thank You for Your love and forgiveness. We rejoice in Your grace which gives fullness and meaning to our being.

I lift the men of this Senate, asking that You meet the needs of each of their lives. We lift Senator Birdsong and ask that You give to him the healing he needs to move back into the activities of life and join us here again. Together we lift each other, asking for Your guidance in today's undertaking.

Father, I thank You for the determination of these men, as they seek to make decisions to enable our lives to be fuller. Grant each Senator Your wisdom and care, and as we adjourn at the end of the day, grant to each, safekeeping as they return home to their families.

In the name of the Father, Son and Holy Spirit we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McDaniel introduced B. R. Coleman, M.D., Ada, as the Doctor of the Day.

Senators Terrill and Taliaferro introduced Delores Kruger, R.N., Lawton, 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 1032 — Business, Industry and Labor Relations.

HB 1373 — Education, Common, as coauthored by Howell.

DO PASS, as amended:

SB 302 — Business, Industry and Labor Relations, as coauthored by Gray.

HB 1004 — Judiciary, as coauthored by Wolfe and Clifton.

HB 1395 — Business, Industry and Labor Relations and be referred to Committee on County, State and Federal Government by previous order.

SECOND READING

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

SB 339 — Criminal Jurisprudence.

HB 1218 — Business, Industry and Labor Relations.

HB 1300 — Business, Industry and Labor Relations.

HB 1356 — Public and Mental Health.

HB 1388 — Environmental and Natural Resources.

HB 1396 — County, State and Federal Government.

HB 1429 — Public Safety and Penal Affairs.

HB 1460 — Environmental and Natural Resources.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1139, 1140, 1141, 1180, 1316, 1347, 1372, 1402, 1448, 1474** and **1476.**

HB 1139 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act relating to the State Board of Education and making an appropriation thereto; stating the purpose; 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.

HB 1140 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

(Schools — Appropriations — Amending 70 O.S. 1971, Sections 18-109 and 18-114 — Emergency).

HB 1141 — By Davis (Don), et al, of the House and Crow, Boatner and Landis of the Senate.

(State Board of Vocational and Technical Education — Appropriations — Emergency).

HB 1180 — By Weichel, et al, of the House and Capps of the Senate.

An Act relating to initiative and referendum; amending 34 O.S. 1971, Section 9, as amended by Section 1, Chapter 263, O.S.L. 1975 (34 O.S. Supp. 1978, Section 9); providing for filing of certain proposals; providing guidelines for ballot title; adding certain provisions for identifying label; providing for certain related duties of Attorney General; providing an appeals procedure; providing procedures for proposed ballot title for initiative or referendum petition; and declaring an emergency.

HB 1316 — By Cleveland of the House and Tinsley of the Senate.

An Act relating to roads and highways; amending 69 O.S. 1971, Section 1401; authorizing public utilities to use public roads and highways under certain restrictions; requiring repairs of any damages; and providing penalties.

HB 1347 — By Baughman, et al, of the House and Howell and Stipe of the Senate.

(State Government — Data Processing — Amending Sections in Title 74 — Effective Date).

HB 1372 — By Winn, et al, of the House and Berrong of the Senate.

An Act relating to motor vehicles; repealing 47 O.S. 1971, Sections 851, 852, 853, 854, 855, 856, 857, 858, 859, 860 and 861.

HB 1402 — By Stephenson, et al, of the House and Kilpatrick of the Senate.

(Elections — Compensation — Amending Sections in Title 26 — Effective Date — Emergency).

HB 1448 — By Rogers, et al, of the House and Capps of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2419; defining real property for ad valorem tax purposes; providing for a separate valuing, listing and payment of ad valorem taxes where surface rights and mineral rights are severed; providing for tax sale and resale of mineral interests; providing procedures for the redemption of the mineral interests; and providing an effective date.

HB 1474 — By Stephenson of the House and Stipe of the Senate.

(Oklahoma Tax Commission — State Auditor and Inspector — Amending Sections in Titles 68 and 74 — Emergency).

HB 1476 — By Anderson.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-206.1; modifying provisions for fees for certain nonphysician services; providing for disposition of certain fees; and providing for the transfer of certain funds.

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

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 Terrill, advised and consented to the confirmation of JOY CRITZ, Lawton, as a member of the Oklahoma Arts and Humanities Council to serve a 3-year term ending July 1, 1981. Ms. Critz succeeds Ms. Mary Ashlock of Lawton.

The Senate, in executive session, and upon motion of Senator Rozell, advised and consented to the confirmation of MARTIN HAGERSTRAND, Tahlequah, as a member of the Oklahoma Arts and Humanities Council to serve a 3-year term ending July 1, 1981. Mr. Hagerstrand succeeds himself.

The Senate, in executive session, and upon motion of Senator Pierce, advised and consented to the confirmation of RAY KINNARD, Nowata, as a member of the Oklahoma Real Estate Commission, to serve a 3-year term ending July 1, 1981. Mr. Kinnard succeeds himself.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of ALLEN B. MITCHELL, Tulsa, as a member of the Oklahoma Arts and Humanities Council, to serve a 3-year term ending August 1, 1981. Mr. Mitchell succeeds Mrs. Jack Carter of Lawton.

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of LILLIE MURRAY, Oklahoma City, as a member of the Oklahoma Board of Nurse Registration and Education, to serve a 3-year term ending May 9, 1981. Mrs. Murray succeeds Dorothy Kifer.

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of MATT ROBERTSON, Oklahoma City, as a member of the Capitol-Medical Center Improvement and Zoning Commission, to serve a 3-year term ending January 1, 1981. Mr. Robertson succeeds Jim Warram, Oklahoma City.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of JOHN P. SARTIN, Tulsa, as a member of the Commission on Consumer Affairs, to serve a 5-year term ending January 1, 1983. Mr. Sartin succeeds Daniel J. Fioroni.

The Senate, in executive session, and upon motion of Senator Rozell, advised and consented to the confirmation of ROSS SWIMMER, Tahlequah, as a member of the Oklahoma Industrial Development Commission, to serve an unexpired term ending July 1, 1980. Mr. Swimmer succeeds Jimmy Leake.

GENERAL ORDER

SB 62 by Green of the Senate and Sanders of the House was read and considered.

Senator Green moved to amend **SB 62,** Page 10, Line 1, by striking before the word "The" the letter "(c)" and inserting the letter "(d)" and relettering following subsections, which amendment was declared adopted.

Senator Green moved to amend **SB 62,** Page 10, Line 1, by deleting after the word "this" and before the word "relating" the word "subsection" and inserting the word "section", which amendment was declared adopted.

Senator Green moved to amend **SB 62,** Page 10, Line 9, by deleting before the word "the" the word "subsection" and inserting the word "section", which amendment was declared adopted.

Senator Green moved to amend **SB 62,** Page 21, Line 6½, by adding a new Section 10 to read as follows:

"SECTION 10. The provisions of this act are severable and if any part or provision 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 renumbering the following section; and conforming the Title, which amendment was declared adopted.

Upon motion of Senator Green, **SB 62,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Green, **SB 62,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 62 was read for the third time at length.

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

Aye: Berrong, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Luton, McCune, McDaniel, Miller,

Nickles, Randle, Tinsley, Vann, Watson, Wolfe, York and Young.—26.

Nay: Boatner, Capps, Cate, Cullison, Dahl, Field, Howard, Landis, Lane, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Taliaferro and Terrill.—17.

Excused: Birdsong, Howell, Keller, Smith and Stipe.—5.

The Chair advised the Senate that Senator Howell, having been present in the Chamber during the vote would be shown voting "no" on **SB 62** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 26. Nay: 18. Excused: 4.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Cain moved that the vote be reconsidered whereby **SB 62** passed.

GENERAL ORDER

SB 158 by Watson and Birdsong was read and considered.

Upon motion of Senator Watson, **SB 158** was advanced to engrossment.

By unanimous consent, upon request of Senator Watson, **SB 158** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 158 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Nay: Boatner, Giles, Howell, Keating, Landis and Wolfe.—6.

Excused: Birdsong, Keller, Smith and Stipe.—4.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Watson moved to reconsider the vote whereby **SB 158** passed.

PENDING SENATE ACTION — RESOLUTION

SR 24, introduced on Page 449, was called up for consideration.

Senator Murphy asked unanimous consent that all other members of the Senate be named coauthors of **SR 24,** which was the order.

SR 24, as coauthored, was read at length as follows, adopted upon motion of Senator Murphy and ordered referred for enrollment.

SR 24 — By Murphy, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution praising the life and accomplishments of James H. Arrington; express-

ing sorrow upon his death; expressing condolences; and directing distribution.

WHEREAS, the greatness of Oklahoma is based on the contributions of dedicated public servants; and

WHEREAS, James Hugh Arrington was born in Jethro, Arkansas and lived in Arkansas until he moved to Oklahoma as a student of Oklahoma Agricultural and Mechanical College; and

WHEREAS, James H. Arrington was elected to the Oklahoma House of Representatives in 1942 and served nine consecutive terms in the Legislature, authoring major legislation including self-liquidating bonds for higher education, the oil unitization law which allows the recovery of millions of additional barrels of oil, and the change of the name of the Oklahoma Agricultural and Mechanical College to Oklahoma State University; and

WHEREAS, James H. Arrington served the Democratic Party long and well as State Party Chairman for six years and National Committeeman for twelve years, the longest term in that office in Oklahoma's history; and

WHEREAS, James H. Arrington was also an active businessman, dealing in oil, real estate and cattle, and was an energetic participant in many social service groups; and

WHEREAS, James H. Arrington was repeatedly honored, including his election to the Hall of Fame of Arkansas Polytechnic Institute and Oklahoma State University, and was included in ''Who's Who in America'' since 1948; and

WHEREAS, upon his untimely death, political leaders of both major parties praised the efforts and contributions of James H. Arrington, calling him a ''great public servant'', ''helpful'', ''superb'', ''gentlemanly'', ''a real Oklahoman'', ''respected'', and a great ''citizen and person''; and

WHEREAS, the Oklahoma Senate wishes to express its respect and affection for James H. Arrington, and extend condolences to the family of James H. Arrington.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the life and accomplishments of James H. Arrington, and expresses deep sorrow at the loss of this magnificent citizen and fine man. The Oklahoma Senate also extends its sincere condolences to the family of James H. Arrington in this time of loss and sorrow.

SECTION 2. Copies of this Resolution shall be dispatched to the family of James H. Arrington.

GENERAL ORDER

SB 231 by Terrill of the Senate and Elder of the House was read and considered.

Senator Terrill moved to amend **SB 231,** Page 1, by striking the Title and substituting therefor the following:

''An Act relating to the Uniform Consumer Credit Code; providing for adjustment of the dollar amounts used in designated sections of the Uniform Consumer Credit Code; specifying procedure; directing codification; amending 14A O.S. 1971, Sections 3-508B and 5-103; and declaring an emergency.''

which amendment was declared adopted.

Senator Terrill moved to amend **SB 231,** Page 1, Lines 3 and 4, by inserting after the section number ''3-203(1) (a)'' and before the section number ''3-510(1)'' the section number ''3-508A(2) (a)'', which amendment was declared adopted.

Senator Terrill moved to amend **SB 231,** Page 7, Line 4, by striking after the section number ''8-508A'' and before the words ''the following amounts'' the words ''of this title'' and by striking the words ''of this title'' from Page 9, Line 4; Page 9, Lines 5 and 6; and Page 9, Lines 6 and 7, which amendment was declared adopted.

Senator Terrill moved to amend **SB 231,** Page 8, Lines 6 and 7, as follows: by striking after the words ''in excess of'', and before the words ''there shall'', the words ''Two Hundred Dollars ($200.00) and substituting therefor the words ''One Hundred Dollars ($100.00)'' and at Page 8, Line 11½ by inserting the following new subsections (e) and (f):

(e) on any cash advance in an amount in excess of One Hundred Dollars ($100.00) up to and including the amount of One Hundred Fifty Dollars ($150.00) there shall be allowed an acquisition charge for making the advance not in excess of 1/10 of the amount of the cash advance. In addition thereto, an installment account handling charge shall be allowed not to exceed Four Dollars and Fifty Cents ($4.50) per month;

(f) on any cash advance of an amount in excess of One Hundred Fifty Dollars ($150.00) but not more than Two Hundred Dollars ($200.00) there shall be allowed an acquisition charge for making the advance not in excess of 1/10 of the amount of the cash advance. In addition thereto, an installment account handling charge shall be allowed not to exceed Five Dollars ($5.00) per month;

, which amendment was declared adopted.

Senator Terrill moved to amend **SB 231,** Page 8, by striking Lines 12 through 15 and substituting therefor the following:

''(2). The maximum term of any loan made under the terms of this section shall be one month for each Ten Dollars ($10.00) of cash advance up to a maximum term of ten (10) months. Provided, however, that under subsections (e) and (f) the maximum terms shall be one month for each Twenty Dollars ($20.00) of cash advance up to a maximum term of ten months.''

, which amendment was declared adopted.

Upon motion of Senator Terrill, **SB 231,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 231,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 231 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Crow, Crutcher, Cummins, Dahl, Howard, Howell, Keating, Kilpatrick, Lane, Luton, McCune, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Wolfe and York.—25.

Nay: Berrong, Boatner, Clifton, Combs, Cullison, Field, Giles, Green, Johnson, Johnston, Lamb, Landis, McDaniel, Martin, Murphy, Nickles, Vann, Watson and Young.—19.

Excused: Birdsong, Keller, Smith and Stipe.—4.

The bill passed.

Senators Combs, Murphy, Landis, Cullison, Martin, Giles and Nickles desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 12. Excused: 4.

The emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Terrill moved that the vote be reconsidered whereby **SB 231** passed and the vote whereby the emergency section passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 70, 129, 134, 139, 144, 148, 169, 184, 207, 225, 228, 245 and **298** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 49 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 12 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 23 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 107 by Crow, Boatner and Cate of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Cate, **SB 107** was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **SB 107** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 107 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, McCune, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Excused: Birdsong, Johnston, Keller, Luton, McDaniel, Pierce, Smith and Stipe.—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: 41. Excused: 7.

The emergency passed.

SB 107 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 49.**

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 12.**

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

GENERAL ORDER

SB 64 by York was read and considered.

Senator Watson moved to amend **SB 64,** Page 2, Line 2, by adding after the word "Teacher", and before the word "and", the following: "YMCA, YWCA."

Senator York moved to table the Watson amendment, which motion to table was declared adopted.

Senator Lamb moved to amend **SB 64,** Page 2, Line 3½, by adding the following: "Revenue received by common schools from common school sponsored events shall be exempt from sales tax." and codify in 68 O.S. 1305.

Senator Lamb asked unanimous consent that his amendment be withdrawn, which was the order.

Upon motion of Senator York, **SB 64,** was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 64,** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 64 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—36.

Nay: Boatner, Crow, Howard, Johnson, Keating, McCune and McDaniel.—7.

Excused: Birdsong, Keller, Miller, Smith and Stipe.—5.

The bill and emergency passed.

SB 64 was referred for engrossment.

Senator Lane moved that the Senate stand recessed until 12:30 p.m., which motion was declared adopted.

The Senate reassembled with Senator Rozell presiding.

Senator Lane questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

Senator Luton presiding.

GENERAL ORDER

SB 314 by Rozell of the Senate and Robinson of the House was read and considered.

Upon motion of Senator Rozell, **SB 314** was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **SB 314** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 314 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Crutcher, Cullison, Dahl, Giles, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson and York.—31.

Nay: Boatner, Johnson and Wolfe.—3.

Excused: Birdsong, Clifton, Combs, Crow, Cummins, Field, Howard, Keller, Pierce, Porter, Smith, Stipe, Terrill and Young.—14.

The bill passed.

Senators Wolfe and Johnson desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 1. Excused: 14.

The emergency passed.

SB 314 was referred for engrossment.

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

GENERAL ORDER

SB 153 by Randle was read and considered.

Senator Randle, citing Rule 8(d), asked unanimous consent that Representative Fitzgibbon be named House author of **SB 153,** which was the order.

Upon motion of Senator Randle, **SB 153,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 153,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 153 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Howell, Johnson, Johnston, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—35.

Nay: Giles, Green, Keating, Landis, Vann and Wolfe.—6.

Excused: Birdsong, Crow, Howard, Keller, Pierce, Porter and Smith.—7.

The bill passed.

Senator Landis desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 36. Nay: 5. Excused: 7.

The emergency passed.

SB 153 was referred for engrossment.

GENERAL ORDER

SB 79 by McCune of the Senate and Wiseman of the House was read and considered.

Senator McCune, citing Rule 8(d), asked unanimous consent that Representative Manning be named a coauthor of **SB 79,** which was the order.

Upon motion of Senator McCune, **SB 79,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **SB 79,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 79 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Lane, McCune, McDaniel, Martin, Murphy, Nickles, Randle, Schuelein, Stipe, Terrill, Tinsley, Watson, Wolfe and York.—30.

Nay: Boatner, Dahl, Lamb, Landis, Luton, Miller, Rozell, Taliaferro, Vann and Young.—10.

Excused: Birdsong, Crow, Howard, Keller, Kilpatrick, Pierce, Porter and Smith.—8.

The bill passed.

SB 79 was referred for engrossment.

GENERAL ORDER

SB 305 by Howell of the Senate and Graves of the House was read and considered.

Senator Howell moved to amend **SB 305,** Page 3, Line 10½, by inserting after the word "provided." on Line 10 the following new Section 2 to read as follows:

"SECTION 2. Section 1, Chapter 68, O.S.L. 1972 (20 O.S. Supp. 1978, Section 1210), is amended to read as follows:

SECTION 1210. The **[said]** Board of Trustees, **[within thirty (30) days after the end of each calendar year]** ON AUGUST 1 EACH YEAR, shall prepare the following reports, a copy of which shall be filed with the Administrative Director of the Courts and another copy with the State Examiner and Inspector:

1. A financial report showing the receipts and disbursements of money and the total amount in the fund at the end of the **[calendar year,]** FISCAL YEAR, such report to be made on a form prescribed by the State Examiner and Inspector; and

2. An inventory report of all property, number of books, periodicals, and other publications on hand, the number added by purchase, gift or otherwise during the year, the number lost or missing, and such other information as is requested by the Administrative Director of the Courts.

The Administrative Director of the Courts may from time to time require additional reports to be made when such are deemed necessary in the discharge of his duties hereunder."

, which amendment was declared adopted.

Senator Howell moved to amend **SB 305,** Page 3, Line 10½, by adding a new Section 3 to read as follows:

"SECTION 3. Section 11, Chapter 55, O.S.L. 1975 (20 O.S. Supp. 1978, Section 1224), is amended to read as follows:

Section 1224. On August 1 each year the **[court clerk]** BOARD OF TRUSTEES shall transmit to the Supreme Court for deposit in the State Judicial Fund all funds on deposit in the Law Library Fund in excess of **[ten percent (10%)]** TWENTY-FIVE PERCENT (25%) of the income to such Fund during the preceding fiscal year, the existing surplus on hand on the effective date of this act being excluded."

, and renumbering subsequent sections, which amendment was declared adopted.

Upon motion of Senator Howell, **SB 305,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 305,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 305 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—40.

Nay: Johnson.—1.

Excused: Birdsong, Crow, Keating, Keller, Porter, Smith and Young.—7.

The bill and emergency passed.

SB 305 was referred for engrossment.

Senator York presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 24 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 315 by Lamb of the Senate and Elder of the House was read and considered.

Upon motion of Senator Lamb, **SB 315** was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **SB 315** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 315 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Giles, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Nay: Boatner, Dahl, Field, Johnson and Schuelein.—5.

Excused: Birdsong, Crow, Howard, Keller, Porter and Smith.—6.

The bill and emergency passed.

SB 315 was referred for engrossment.

GENERAL ORDER

SJR 6 by McCune was read and considered.

Senator McCune, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Thompson (Mick) be named House author of **SJR 6.**

Senator Howell moved to amend **SJR 6,** Page 2, Line 1, by striking all language after the word "A." on Line 4 and before the word "B." on Line 1 of Page 3, and inserting in lieu thereof the following language:

"**[There]** THE LEGISLATURE is hereby **[created a]** DIRECTED TO CREATE A PROFESSIONAL STATE Pardon and Parole Board to be composed of five (5) members WHO SHALL DEVOTE THEIR FULL TIME TO SERVING THEREON; three to be appointed by the Governor; one by the Chief Justice of the Supreme Court; one by the Presiding Judge of the Criminal Court of Appeals or its successor. AN ATTORNEY MEMBER OF THE BOARD SHALL BE PROHIBITED FROM REPRESENTING IN THE COURTS OF THIS STATE PERSONS CHARGED WITH FELONY OFFENSES. The appointed members shall hold THEIR offices coterminous with that of the Governor and shall be removable for cause only in the manner provided by law for elective offices not liable to impeachment. It shall be the duty of the Board to make an impartial investigation and study of applicants for commutations, pardons or paroles **[and by a majority vote make its recommendations to the Governor of all deemed worthy of clemency]**. THE NOW-EXISTING PARDON AND PAROLE BOARD SHALL CONTINUE TO FUNCTION UNTIL THE LEGISLATURE SHALL CREATE THE SUCCESSOR STATE PARDON AND PAROLE BOARD. MEMBERS OF THE STATE PARDON AND PAROLE BOARD SHALL HAVE SUCH QUALIFICATIONS, TERMS OF OFFICE, COMPENSATION, POWERS AND DUTIES AND SHALL BE SUBJECT TO SUCH OTHER PROVISIONS AS THE LEGISLATURE DEEMS NECESSARY TO EFFECTUATE THE PURPOSES OF THIS SECTION. THE STATE PARDON AND PAROLE BOARD SHALL HAVE THE EXCLUSIVE AUTHORITY TO GRANT AND REVOKE PAROLES."

, and on Page 5, Line 4, after "Constitution" and before "reducing" on Line 6, by striking all language and inserting in lieu thereof the following language: "by directing the Legislature to create a full-time professional State Pardon and Parole Board of five (5) members, in the manner provided by the Legislature, the members having such qualifications, terms of office, compensation, powers and duties and subject to such other provisions as the Legislature deems necessary to effectuate the purposes of Section 10; continuing the present Pardon and Parole Board until the Legislature creates the successor Board; vesting exclusive authority in the State Pardon and Parole Board to grant and revoke paroles;", and conforming the title.

Senator Stipe moved to amend the Howell amendment by striking after the words "composed of" and before the word "members" the word and figure "five (5)" and substituting in lieu thereof the word and figure "three (3)", and reducing the number of appointees by the Governor from "three (3)" to "one (1)", which amendment to the Howell amendment was declared adopted.

Senator Howell pressed his motion to amend, which amendment, as amended, was declared adopted.

Upon motion of Senator McCune, **SJR 6,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **SJR 6,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 6 was read for the third time at length, as follows:

SJR 6 — By McCune of the Senate and Thompson (Mick) of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 10 of Article VI of the Oklahoma Constitution; creating a full-time State Pardon and Parole Board; reducing its membership; expanding its powers by imposing therein exclusive authority over grants and revocation of paroles; reducing powers of the Governor thereby; requiring reports to the Legislature; providing Ballot Title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 10 of Article VI of the Constitution of the State of Oklahoma, to read as follows:

Section 10. A. **[There]** THE LEGISLATURE is hereby **[created]** DIRECTED TO CREATE a PROFESSIONAL STATE Pardon and Parole Board to be composed of **[five (5)]** THREE (3) members WHO SHALL DEVOTE THEIR FULL TIME TO SERVING THEREON; **[three]** ONE to be appointed by the Governor; one by the Chief Justice of the Supreme Court; AND one by the Presiding Judge of the Criminal Court of Appeals or its successor. An attorney member of the Board shall be prohibited from representing in the courts of this State persons charged with felony offenses. The appointed members shall hold their office coterminous with that of the Governor and shall be removable for cause only in the manner provided by law for elective officers not liable to impeachment. It shall be the duty of the Board to make an impartial investigation and study of applicants for commutations, pardons or paroles**[, and by a majority vote make its recommendations to the Governor of all deemed worthy of clemency]**. THE NOW-EXISTING PARDON AND PAROLE BOARD SHALL CONTINUE TO FUNCTION UNTIL THE LEGISLATURE SHALL CREATE THE SUCCESSOR STATE PARDON AND PAROLE BOARD. MEMBERS OF THE STATE PARDON AND PAROLE BOARD SHALL HAVE SUCH QUALIFICATIONS, TERMS OF OFFICE, COMPENSATION, POWERS AND DUTIES AND SHALL BE SUBJECT TO SUCH OTHER PROVISIONS AS THE LEGISLATURE DEEMS NECESSARY TO EFFECTUATE THE PURPOSES OF THIS SECTION. THE STATE PARDON AND PAROLE BOARD SHALL HAVE THE EXCLUSIVE AUTHORITY TO GRANT AND REVOKE PAROLES.

B. The Governor shall have the power to grant, after conviction and after favorable recommendation by a majority vote of the said Board, commutations**[,]** AND pardons **[and paroles]** for all offenses, except cases of impeachment, upon such conditions and with such restrictions and limitations as he may deem proper, subject to such regulations as may be prescribed by law. THE PARDON AND PAROLE BOARD, BY A MAJORITY VOTE OF THE MEMBERS THEREOF, SHALL HAVE THE POWER TO GRANT AFTER CONVICTION PAROLES FOR ALL OFFENSES, EXCEPT CASES OF IMPEACHMENT,

UPON SUCH CONDITIONS, RESTRICTIONS AND LIMITATIONS AS THE BOARD DEEMS PROPER, SUBJECT TO SUCH REGULATIONS AS MAY BE PRESCRIBED BY LAW. The Legislature shall have the authority to prescribe for those persons convicted of three felonies arising out of separate and distinct transactions a minimum mandatory period of confinement which must be served prior to being eligible to be considered for parole. The Governor shall have power to grant, after conviction, reprieves**[,]** or leaves of absence not to exceed sixty (60) days, without the action of said Board.

C. **[He]** THE GOVERNOR WITH RESPECT TO REPRIEVES, COMMUTATIONS AND PARDONS, OR THE PARDON AND PAROLE BOARD WITH RESPECT TO PAROLES, shall communicate to the Legislature, at each regular session, each case of reprieve, commutation, parole or pardon**[,]** THE GOVERNOR OR BOARD HAS granted UNDER THE AUTHORITY OF THIS SECTION, stating the name of the convict, the crime of which he was convicted, the date and place of conviction, and the date of commutation, pardon, parole **[and]** OR reprieve.

SECTION 2. The Ballot Title for the propsed 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 10 of Article VI of the Oklahoma Constitution by directing the Legislature to create a full-time professional State Pardon and Parole Board of three (3) members, in the manner provided by the Legislature, the members having such qualifications, terms of office, compensation, powers and duties and subject to such other provisions as the Legislature deems necessary to effectuate the purposes of Section 10; continuing the present Pardon and Parole Board until the Legislature creates the successor Board; vesting exclusive authority in the State Pardon and Parole Board to grant and revoke paroles; reducing thereby the Governor's powers to grants of reprieves, commutations and pardons, and requiring reports to the Legislature from the Board and the Governor containing information on such activities

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES, FOR THE AMENDMENT

☐ NO, AGAINST THE AMENDMENT

Section 3. The President Pro Tempore of the Senate shall, immediately after the effective date of this resolution, prepare and file one copy thereof, including the 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 was as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Howell, Landis, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Taliaferro, Terrill, Tinsley, Watson, Wolfe and Young.—25.

Nay: Berrong, Boatner, Crutcher, Field, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Miller, Schuelein, Stipe, Vann and York.—17.

Excused: Birdsong, Crow, Howard, Keller, Porter and Smith.—6.

The Resolution was declared passed.

SJR 6 was ordered referred for engrossment.

Senator Randle presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 180 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SJR 10 by McCune of the Senate and Vaughn of the House was read and considered.

Senators Clifton, Berrong and Nickles asked to be named coauthors of **SJR 10,** which was the order.

Senator McCune moved to amend **SJR 10,** Page 3, Line 14, by adding after the word ''action.'' the following language: ''Persons who have been sentenced to incarceration in the county jail under the provisions of this section will not have to be processed through the Lexington Assessment and Reception Center prior to incarceration.'', which amendment was declared adopted.

Senators Berrong and Wolfe moved to amend **SJR 10,** Pages 2 and 3, by striking after the word ''the'' on Line 18, Page 2, and before the word ''may'' on Line 1, Page 3, all language and substituting therefor the following: ''State of Oklahoma'' and by striking all language on Page 2, Lines 5 through 11, which amendment was declared adopted.

Senator Cate moved to amend **SJR 10,** Page 2, Line 18, by adding after the word ''nonviolent'' and before the word ''felony'' the words: ''or unpremeditated'' which amendment was declared adopted.

Senator Berrong moved to amend **SJR 10,** Page 3, Line 5, by adding after the word ''felony.'' and before the word ''The'' the following: ''Any person incarcerated in the county jail may be assigned work duties as may be approved by the Judge.'', which amendment was declared adopted.

Senator McCune moved to amend **SJR 10,** Page 3, Line 16, by striking after the word ''Oklahoma'' and before the period on Line 18, all language, which amendment was declared adopted.

Upon motion of Senator McCune, **SJR 10,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **SJR 10,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 10 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnston, Keating, Kilpatrick, Lane, Luton, McCune, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—32.

Nay: Boatner, Giles, Johnson, Lamb, Landis, McDaniel, Martin, Schuelein and Young.—9.

Excused: Birdsong, Crow, Field, Howard, Keller, Porter and Smith.—7.

The resolution passed.

SJR 10 was referred for engrossment.

Senator Watson presiding.

GENERAL ORDER

SB 58 by Taliaferro and Landis of the Senate and Glover of the House was read and considered.

Senators Lamb and Tinsley asked to be made coauthors of **SB 58,** which was the order.

Senator Taliaferro, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Caldwell be named a coauthor of **SB 58.**

Senator Taliaferro moved to amend **SB 58,** Page 1, Line 10½ by deleting after the word "1971,", and before the word "633", the word "SECTION" and inserting the following: "SECTIONS 605 AND" also, Page 1, Line 11½, after "633);" and before the word "PROVIDING" insert the following: "PROVIDING FOR RESOLUTION OF NECESSITY, UNDER CERTAIN CONDITIONS;"

Senator Taliaferro asked unanimous consent, which was granted, to withdraw his amendment.

Upon motion of Senator Taliaferro, **SB 58,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **SB 58,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 58 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Birdsong, Crow, Field, Keller, Porter and Smith.—6.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Taliaferro moved that the vote be reconsidered whereby **SB 58** passed.

Senator Randle presiding.

GENERAL ORDER

SB 214 by Taliaferro was read and considered.

Upon motion of Senator Taliaferro, **SB 214** was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **SB 214** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 214 was read for the third time at length.

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

Aye: Boatner, Capps, Combs, Crutcher, Cullison, Dahl, Giles, Howell, Johnston, Landis, Lane, McDaniel, Martin, Nickles, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—20.

Nay: Cain, Cate, Clifton, Cummins, Green, Howard, Johnson, Keating, Kilpatrick, Lamb, Luton, McCune, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Watson, Wolfe and Young.—21.

Excused: Berrong, Birdsong, Crow, Field, Keller, Porter and Smith.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Taliaferro moved that the vote be reconsidered whereby **SB 214** failed of passage.

MOTION TO RECONSIDER VOTE

Senator Howell pressed his motion to reconsider the vote whereby **SB 242** failed of passage, which motion was declared adopted by the Presiding Officer, the roll call thereon being as follows:

Aye: Capps, Cate, Combs, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—28.

Nay: Boatner, Cain, Clifton, Crutcher, Cullison, Johnson, Kilpatrick, Landis, Miller, Randle, Rozell, Schuelein and Terrill.—13.

Excused: Berrong, Birdsong, Crow, Field, Keller, Porter and Smith.—7.

THIRD READING

SB 242 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, Combs, Cummins, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Landis, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Rozell, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—26.

Nay: Cain, Cate, Clifton, Crutcher, Cullison, Dahl, Kilpatrick, Lane, Miller, Pierce, Randle, Schuelein, Terrill and Young.—14.

Excused: Berrong, Birdsong, Crow, Field, Keller, Porter, Smith and Stipe.—8.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber during the vote would be shown voting "no" on **SB 242** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 26. Nay: 15. Excused: 7.

The bill passed.

SB 242 was referred for engrossment.

GENERAL ORDER

SB 166 by Wolfe of the Senate and Smith of the House was read and considered.

Upon motion of Senator Wolfe, **SB 166** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 166** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 166 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Stipe, Tinsley, Vann, Wolfe and York.—28.

Nay: Boatner, Combs, Dahl, Giles, Johnson, Landis, Lane, Nickles, Schuelein, Taliaferro, Terrill, Watson and Young.—13.

Excused: Berrong, Birdsong, Crow, Field, Keller, Porter and Smith.—7.

The bill passed.

SB 166 was referred for engrossment.

GENERAL ORDER

SB 44 by Johnston of the Senate and Elder of the House was read and considered.

Senator Clifton asked to be made a coauthor of **SB 44,** which was the order.

Upon motion of Senator Johnston, **SB 44,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnston, **SB 44,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 44 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Berrong, Birdsong, Crow, Field, Keller, Porter and Smith.—7.

The bill passed.

SB 44 was referred for engrossment.

MOTION RE SB 309

Senator York moved that **SB 309** be withdrawn from the Calendar and rereferred to the Committee on Judiciary, which motion was declared adopted by the Presiding Officer.

GENERAL ORDER

SB 322 by Howard was read and considered.

Upon motion of Senator Howard, **SB 322** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 322** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 322 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Berrong, Birdsong, Crow, Field, Keller, Porter and Smith.—7.

The bill and emergency passed.

SB 322 was referred for engrossment.

GENERAL ORDER

SB 323 by Howard was read and considered.

Senator Boatner asked to be made a coauthor of **SB 323,** which was the order.

Upon motion of Senator Howard, **SB 323,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 323,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 323 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Berrong, Birdsong, Crow, Field, Keller, Porter and Smith.—7.

The bill and emergency passed.

SB 323 was referred for engrossment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 19, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:15 p.m. to meet Monday, March 19, 1979, at 1:30 p.m.

Forty-fourth Legislative Day

Monday, March 19, 1979

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, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Birdsong, Howell and Wolfe.—3.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Douglas Fraley, Pastor of the Boulevard Christian Church, Muskogee, and incorporated into the Journal upon request of Senator Luton.

Dear Heavenly Father, thank You for the marvelous privilege of the opportunity to be Your children. We come this afternoon as individuals set aside by our constituents to govern our state. For this awesome task we appeal for Your wisdom. Create in us the sense of accountability we have to those who trusted us enough to send us here, plus the accountability we have to You.

Have Your way in our individual lives, Lord. Have Your way in this assembly and have Your way with our home, the State of Oklahoma.

In Jesus' name I ask these favors, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator York, on behalf of Senator Kilpatrick, introduced William F. Lafon, M.D., Del City, as the Doctor of the Day and Senator Watson introduced Clint Winslow, Oklahoma City, as the Student Doctor.

Senator Martin introduced June O'Gwin, Sulphur, as the Nurse of the Day and Senator McDaniel introduced Ruth Taliaferro, Ada, as the Student Nurse.

Senator Vann introduced his wife, Erma. Senator Luton introduced his wife, Jody.

Senator Luton introduced former Senator Walt Allen and welcomed him to the Senate floor.

COMMITTEE REPORTS

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

DO PASS:

HB 1322 — Appropriations and Budget.

SECOND READING

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

HB 1139 — Appropriations and Budget.
HB 1140 — Appropriations and Budget.
HB 1141 — Appropriations and Budget.
HB 1180 — County, State and Federal Government and then to Elections and Privileges.
HB 1316 — Roads and Highways.
HB 1347 — County, State and Federal Government.
HB 1372 — Public Safety and Penal Affairs.
HB 1402 — Elections and Privileges and then to County, State and Federal Government.
HB 1448 — Revenue and Taxation and then to Oil, Gas and Energy.
HB 1474 — Appropriations and Budget.
HB 1476 — Public and Mental Health.

SPECIAL INTRODUCTIONS

Senator Luton introduced a delegation from Nigeria; Mr. Zubairu Dada and Mr. I. Doko, both from Niger State, and Mrs. Wuraolá Adesola Akinwumi, from Ogun State, who are legislative administrators visiting several legislatures in the United States. The visitors were granted privileges of the floor to sit at the desk and observe the proceedings.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1027, 1142, 1143, 1234, 1309, 1313, 1352, 1391, 1438, 1442, 1491, 1493, 1496** and **1497.**

HB 1027 — By Townsend of the House and Lane of the Senate.

An Act relating to elections; providing short title; authorizing contributions to political parties by designation on income tax returns; creating an Oklahoma Political Party Campaign Finance Fund; providing procedures for receiving and distributing the funds; requiring certain reports; directing disposition of unused funds; directing necessary changes on state income tax forms; defining terms; directing codification; and providing an effective date.

HB 1142 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act relating to the Oklahoma Educational Television Authority and making appropriations thereto; stating the purposes; 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; stating legislative intent; providing lapse dates; providing severability; and declaring an emergency.

HB 1143 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act relating to the Oklahoma Arts and Humanities Council and making an appropriation thereto; stating the purpose; allocating funds for a specific purpose; 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.

HB 1234 — By Roberts of the House and Young of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 199.1, as amended by Section 1, Chapter 259, O.S.L. 1978 (59 O.S. Supp. 1978, Section 199.1); and modifying definitions by expanding the definition of cosmetology.

HB 1309 — By Conaghan, et al, of the House and Randle of the Senate.

An Act relating to officers; amending Section 5, Chapter 203, O.S.L. 1978 (51 O.S. Supp. 1978, Section 155); expanding exemptions from liability under the Political Subdivision Tort Claims Act; and declaring an emergency.

HB 1313 — By Shurden, et al.

An Act relating to damages; amending 23 O.S. 1971, Section 10, as amended by Section 1, Chapter 212, O.S.L. 1977 (23 O.S. Supp. 1978, Section 10); expanding offenses committed by certain juveniles for which restitution may be made by the parents; and raising the amount of such restitution.

HB 1352 — By Milacek, et al.

An Act relating to motor vehicles; amending Section 2, Chapter 81, O.S.L. 1978 (47 O.S. Supp. 1978, Section 14-103C); providing specifications for moving of houses or buildings permits; and declaring an emergency.

HB 1391 — By Milacek, et al.

An Act relating to motor vehicles; amending Section 5, Chapter 283, O.S.L. 1974 (47 O.S. Supp. 1978, Section 2-123); authorizing the sale of surplus highway patrol vehicles to certain governmental entities; and providing an effective date.

HB 1438 — By Rieger and Wilson of the House and Lamb of the Senate.

An Act relating to agriculture; amending 2 O.S. 1971, Section 131.3; providing for elections of boards of directors of fair associations; staggering terms; and providing representation for municipalities.

HB 1442 — By Cleveland of the House and Randle of the Senate.

(Schools — Amending 70 O.S. Supp. 1978, Section 13-101 — Special Education Classes for Exceptional Children).

HB 1491 — By Sparkman, et al, of the House and Schuelein of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1004; apportioning the Gross Production Tax on minerals and oil and gas; and providing for an operative date.

HB 1493 — By Twidwell, et al, of the House and Murphy of the Senate.

An Act relating to children; amending 10 O.S. 1971, Sections 1101, as last amended by Section 1, Chapter 79, O.S.L. 1977, Section 1, Chapter 231, O.S.L. 1978, 1112, as last amended by Section 2, Chapter 231, O.S.L. 1978 (10 O.S. Supp. 1978, Sections 1101, 1104.2 and 1112) and 1118; defining terms; declaring certain persons accused of certain crimes adults; providing rights; directing detention; providing procedures; authorizing juvenile proceedings; authorizing certification of certain juveniles as adults; establishing criteria; providing certification procedures; authorizing modifications of orders; making exceptions; and providing an effective date.

HB 1496 — By Johnson (Don) of the House and Dahl of the Senate.

An Act relating to public health and safety; amending Section 7, Chapter 251, O.S.L. 1976, as amended by Section 6, Chapter 260, O.S.L. 1978 (63 O.S. Supp. 1978, Section 2757); providing for the issuance of certain permits under certain

circumstances and modifying the circumstances; and providing for the holding of certain hearings.

HB 1497 — By Johnson (Don) of the House and Dahl of the Senate.

(Workers' Compensation — Amending 85 O.S. Supp. 1978, Section 3 — Effective Date).

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

MESSAGE FROM THE HOUSE

Advising that the House of Representatives requests the Senate to return Engrossed House Bill 1372 for correction as follows: After the figures ''857,'' insert the figures ''858'' on Line 19.

PENDING SENATE ACTION — RECALL OF HB 1372

Upon motion of Senator Lane, the request of the Honorable House for the return of **HB 1372** was ordered granted.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1022.**

HCR 1022 — By Monlux and Arnold of the House and Cummins of the Senate.

A Concurrent Resolution designating March 31, 1979, as State Licensed Practical Nurses Day.

Consideration of the Resolution was deferred for this Legislative day.

RESOLUTION

Senator Stipe introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 25 — By Stipe.

A Resolution praising the life of C. Plowboy Edwards; expressing grief at his death; expressing condolences to his family; and directing distribution.

GENERAL ORDER

SB 221 by Johnston of the Senate and Morgan of the House was read and considered.

Senator Johnston moved to amend **SB 221,** Page 2, Lines 4 and 5, by deleting after the word ''therefor'' on Line 4, and before the semicolon on Line 5, all language, which amendment was declared adopted.

Senators McDaniel and Capps moved to amend **SB 221,** Page 2, Line 9½, by adding a new paragraph 4 to read as follows:

''4. 'Imitation beef product' means any beef product which has a part of its total content, a certain amount of non-beef substances, which shall include but not be limited to grains or soybeans.''

, and adding in Sections 2 and 3 after wherever the words ''imitation dairy product'' occur, the words ''or an imitation beef product''; and adding in Sections 2 and 3 after wherever the words ''dairy product'' occur, the words ''or beef product''; and amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Johnston, **SB 221,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnston, **SB 221,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 221 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, Clifton, Crow, Crutcher, Dahl, Field, Giles, Green, Johnston, Keating, Kilpatrick, Lamb, Lane, McDaniel, Miller, Murphy, Randle, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—26.

Nay: Berrong, Cain, Cate, Combs, Cullison, Cummins, Howard, Johnson, Keller, Landis, Luton, McCune, Martin, Nickles, Pierce, Rozell and Schuelein.—17.

Excused: Birdsong, Howell, Porter and Wolfe.—4.

*Not Voting: Watson.—1.

The bill passed.

*As provided under Article 5, Section 24 of the Constitution, Senator Watson asked to be shown not voting on **SB 221** for reason of personal interest.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Keller moved that the vote be reconsidered whereby **SB 221** passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 44, 64, 79, 107, 108, 153 and **166** and **SJR 10** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising the return of Engrossed House Bill 1372 to the Senate after correction as stated in previous message.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1206.**

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

GENERAL ORDER

SB 182 by Nickles was read and considered.

Senator Nickles, citing Rule 8(d), asked unanimous consent that Representative Morgan be named House author of **SB 182,** which was the order.

Senators Berrong, Capps, Terrill, Field, Giles, Dahl, Murphy and Lamb asked to be made coauthors of **SB 182,** which was the order.

Senator Schuelein moved to amend **SB 182** by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Nickles, **SB 182,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Nickles, **SB 182,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

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

Senator Cate presiding.

THIRD READING

SB 182 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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Taliaferro, Terrill, Tinsley, Vann, Watson and Wolfe.—34.

Nay: Cain, Cate, Johnson, Randle, Rozell, Schuelein, Smith, Stipe and York.—9.

Excused: Birdsong, Howard, Howell, Porter and Young.—5.

The bill and emergency passed.

SB 182 was referred for engrossment.

GENERAL ORDER

SB 160 by Lane was read and considered.

Upon motion of Senator Randle, **SB 160** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 160** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 160 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Excused: Birdsong, Howell, Porter and Young.—4.

The bill and emergency passed.

SB 160 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 242, 305, 314, 315, 322 and **323** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

BILL WITHDRAWN — REREFERRED

Senator Tinsley asked unanimous consent that **SB 204** be withdrawn from the Calendar and rereferred to the Committee on County, State and Federal Government, which was the order.

GENERAL ORDER

SB 261 by Terrill was read and considered.

Senator McDaniel moved to amend **SB 261,** Page 3, Line 1, by striking after the words "by the" and before the period the language: "State Board of Education" and inserting in lieu thereof the word "Governor", which amendment was declared adopted.

Senator Berrong moved to amend **SB 261,** Page 2, Line 8, by adding after the word ''principal'' and before the word ''**[two]**'' the following: ''to be nominated by the Secondary Principals' Association of the Cooperative Council of Oklahoma School Administrators'', which amendment was declared adopted.

Senator Crow presiding.

Senator Berrong moved to amend **SB 261,** Page 2, Line 10, by substituting after the word ''universities'' and before the word ''three'' the following language: ''four (4) members to be nominated by the Oklahoma Association of Colleges for Teacher Education'', which amendment was declared adopted.

Senator Berrong asked unanimous consent, which was granted, to strike the words ''three (3) members'' on Line 10.

Senator Terrill moved to amend **SB 261,** Page 2, Lines 1 and 2, by striking after the bracketed language on Line 1, and before the word ''members'' on Line 2, the words and figure ''twenty-eight (28)'' and substituting in lieu thereof the words and figure ''twenty-nine (29)'', which amendment was declared adopted.

Upon motion of Senator Terrill, **SB 261,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 261,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 261 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Berrong and Murphy.—2.

Excused: Birdsong, Howell and Keller.—3.

The bill passed.

SB 261 was referred for engrossment.

BILL WITHDRAWN — REREFERRED

Senator Smith asked unanimous consent that **SJR 23** be withdrawn from the Calendar and rereferred to the Committee on Constitutional Revision and Regulatory Services, which was the order.

GENERAL ORDER

SB 161 by Wolfe of the Senate and Steward of the House was read and considered.

Senator Randle presiding.

Senator Cate moved to amend **SB 161,** Page 1, Line 1, by striking Section 1 and substituting a new Section 1 to read as follows:

''Section 1. When an action is commenced in the county where the cause of action or some part thereof arose, or in the county of the plaintiff's residence, and the defendent makes 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.''

Senator York moved to table the Cate amendment, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, Pierce, Porter, Rozell, Smith, Stipe, Taliaferro, Vann, Watson, Wolfe, York and Young.—29.

Nay: Berrong, Boatner, Cain, Capps, Cate, Field, Johnston, Lane, Luton, Miller, Murphy, Nickles, Randle, Schuelein, Terrill and Tinsley.—16.

Excused: Birdsong, Crow and Howell.—3.

Upon motion of Senator Wolfe, **SB 161** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 161** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 161 was read for the third time at length.

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

Aye: Cain, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Green, Howard, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Vann, Watson, Wolfe, York and Young.—30.

Nay: Berrong, Boatner, Capps, Crow, Crutcher, Field, Giles, Johnson, Johnston, Landis, McCune, Nickles, Schuelein, Terrill and Tinsley.—15.

Excused: Birdsong, Howell and Keating.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Lamb moved that the vote be reconsidered whereby **SB 161** passed.

GENERAL ORDER

SB 218 by Terrill, Luton and Smith was read and considered.

Senator Terrill moved to amend **SB 218,** by deleting the word ''fifteenth'' and inserting the word ''twenty-fifth'' on the following pages and lines: Page 11, Line 1; Page 11, Line 4; Page 14, Line 14; Page 14, Line 15; Page 17, Line 16 and Page 20, Line 13, which amendment was declared adopted.

Upon motion of Senator Terrill, **SB 218,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 218,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 218 was read for the third time at length.

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

Aye: Berrong, Cain, Cate, Clifton, Combs, Cullison, Cummins, Giles, Green, Howard, Keating, Keller, Lamb, Lane, Luton, McCune, Martin, Nickles, Pierce,

Randle, Smith, Taliaferro, Terrill, Tinsley, Watson, York and Young.—27.

Nay: Boatner, Capps, Crutcher, Dahl, Field, Johnson, Johnston, Kilpatrick, Landis, McDaniel, Miller, Murphy, Schuelein, Stipe, Vann and Wolfe.—16.

Excused: Birdsong, Crow, Howell, Porter and Rozell.—5.

The bill passed.

Senators Field, Landis, Stipe, Johnston, Schuelein and Wolfe desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 10. Excused: 5.

The emergency passed.

SB 218 was referred for engrossment.

GENERAL ORDER

SB 270 by Terrill was read and considered.

Senator Smith moved to amend **SB 270,** Page 3, Line 16½, by adding after the word "title." the following "Provided that such certification, if signed by other than the attending physician, shall note on the face the name of the attending physician and that the information shown is only as reported.", which amendment was declared adopted.

Upon motion of Senator Terrill, **SB 270,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 270,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 270 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Birdsong, Giles, Howard, Howell, Martin and Porter.—6.

The bill and emergency passed.

SB 270 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 6 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Murphy presiding.

GENERAL ORDER

SB 276 by Lane was read and considered.

Senators Rozell, Schuelein and Johnson asked to be named coauthors of **SB 276,** which was the order.

Upon motion of Senator Rozell, **SB 276,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **SB 276,** as coauthored, was

considered engrossed and placed on third reading and final passage.

THIRD READING

SB 276 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Nay: Keating, Pierce, Smith and Wolfe.—4.

Excused: Birdsong and Howell.—2.

The bill and emergency passed.

SB 276 was referred for engrossment.

GENERAL ORDER

SB 273 by Terrill was read and considered.

Senator Murphy asked to be named a coauthor of **SB 273,** which was the order.

Senator Terrill, citing Rule 8(d), asked unanimous consent that Representative Townsend be named House author of **SB 273,** which was the order.

Senator Berrong moved to amend **SB 273,** Page 2, Line 5, by inserting after the word "all" and before the word "agents" the word "resident", which amendment was declared adopted.

Senator Terrill moved to amend **SB 273,** Page 3, Lines 5 and 6, by striking subsection 6 and replacing it with a new subsection 6 to read as follows:

"(6) Any course or program of instruction or seminar developed and/or sponsored by any authorized insurer, recognized agents association or insurance trade association or any independent program of instruction, shall, subject to the approval of the Commission, qualify for the equivalency of the number of classroom hours assigned thereto by the Commissioner."

, which amendment was declared adopted.

Senator Smith moved to amend **SB 273,** Page 3, Line 6½, by adding a new subparagraph 7 to read as follows:

"7. A test administered by the Oklahoma Insurance Department and has been deemed worthy of licensure."

Senator Field moved to table the Smith motion to amend, which motion to table was declared failed of adoption by the Presiding Officer.

Senator Smith pressed his motion to amend, which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Howard, Johnson, Kilpatrick, Landis, Lane, Murphy, Nickles, Randle, Schuelein, Smith, Taliaferro, Watson, York and Young.—20.

Nay: Berrong, Boatner, Cain, Capps, Cate, Crow, Field, Giles, Green, Johnston, Keller, Lamb, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Stipe, Terrill, Tinsley, Vann and Wolfe.—23.

Excused: Birdsong, Howell, Keating, Miller and Porter.—5.

Senator Nickles moved to amend **SB 273,** Page 2, Line 4, by changing the words and figures "ten (10)" to read "five (5)", which amendment was declared adopted.

Senator Smith moved to amend **SB 273,** Page 3, Line 17, by adding the following language after the word "act" on Line 17: "or pass a test devised and administered by the Oklahoma Insurance Commissioner.", which amendment was declared adopted.

Senator Smith moved to amend **SB 273,** Page 2, Line 4½, by adding a new subsection 4 to read as follows:

"4. An agent who passes a test devised and administered by the Oklahoma Insurance Commissioner."

, which amendment was declared adopted.

Upon motion of Senator Terrill, **SB 273,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 273,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 273 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Combs, Crutcher, Cummins, Field, Keating, Keller, Kilpatrick, Lamb, Lane, McDaniel, Martin, Murphy, Randle, Rozell, Terrill, Watson and York.—21.

Nay: Boatner, Clifton, Cullison, Dahl, Giles, Green, Howard, Johnson, Johnston, Landis, Luton, McCune, Nickles, Pierce, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Wolfe and Young.—22.

Excused: Birdsong, Crow, Howell, Miller and Porter.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Terrill moved that the vote be reconsidered whereby **SB 273** failed of passage.

Senator McCune presiding.

GENERAL ORDER

SB 271 by Terrill of the Senate and Atkins of the House was read and considered.

Senator Watson asked to be named a coauthor of **SB 271,** which was the order.

Senator Berrong moved to amend **SB 271,** Page 3, Line 13, by striking after the word "officials." the remainder of Line 13 and Lines 14, 15, 16, 17 and 18, the effect of which is to strike Section 2., which amendment was declared adopted.

Senator Terrill moved to amend **SB 271,** Pages 2 and 3, Line 18 on Page 2, and Line 1 on Page 3, by deleting subsection (i).

Senator Terrill asked unanimous consent that his foregoing amendment be withdrawn, to which request objection was heard.

Senator Terrill moved to withdrawn his foregoing amendment.

Senator Stipe asked unanimous consent that his amendment on the clerk's desk be read at this time, which was the order.

Senator Stipe moved to amend **SB 271,** Page 2, Line 18 and Page 3, Line 1, by striking after the word "any" on Page 2, Line 18, and before the word "hospital." on Page 3, Line 1, the words "state mental", which amendment was adopted upon the unanimous consent request of Senator Terrill.

Senator Terrill moved to table his foregoing amendment, which motion to table was declared adopted.

Upon motion of Senator Terrill, **SB 271,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 271,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 271 was read for the third time at length.

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

Aye: Field, Johnston, Keating, Landis, McCune, Martin, Murphy, Terrill, Watson, Wolfe and York.—11.

Nay: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley and Vann.—30.

Excused: Birdsong, Crow, Howell, Miller, Porter, Smith and Young.—7.

The bill failed.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 20, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 6:00 p.m. to meet Tuesday, March 20, 1979, at 1:30 p.m.

Forty-fifth Legislative Day

Tuesday, March 20, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—46.

Excused: Howell and Young.—2.

Senator Luton declared a quorum present.

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

Good Afternoon Father,

We are assembled together as a governing body elected by our neighbors and fellow Oklahomans, thank You for this honor and privilege. Yet, Lord, we now confess our inability to govern wisely and for the ultimate good of our state apart from your wisdom.

I pray for each Senator. Father, speak to each Senator's heart, grant direction and grant a fierce determination to follow your will in all matters that all may be well.

Thank You, Father, for hearing this prayer and I thank You for fulfilling my request even now.

In Jesus' name I pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Smith introduced his grandson, Tom Robinson.

Senator Pierce introduced O. W. Dehart, M.D., Vinita, as the Doctor of the Day.

Senator Combs introduced his daughter, Audrey, and asked unanimous consent, which was granted, that she be named honorary Page.

Senator Nickles introduced his children, Donny and Jenny, and asked unanimous consent, which was granted, that they be named Co-President Pro Tempores and be granted privileges of the Floor.

Senator York introduced his daughter, Heather, and Jennifer Davis, and asked

unanimous consent, which was granted, that they be named honorary Journal Clerks.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 19, 1979, of Enrolled **SB 49.**

COMMITTEE REPORTS

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

DO PASS:

HB 1050 — Judiciary, as coauthored by Clifton.

HB 1253 — Judiciary, as coauthored by Clifton, and be referred to Committee on Appropriations and Budget by previous order.

HB 1272 — Judiciary.

HB 1297 — Elections and Privileges (amended by Municipal Government Committee).

HB 1306 — Judiciary.

DO PASS, as amended:

HB 1228 — Public and Mental Health.

HB 1302 — Public and Mental Health, as coauthored by Luton, and be referred to Committee on Insurance by previous order.

HB 1343 — Judiciary, as coauthored by Lamb.

FIRST READING

The following were introduced and read the first time.

SB 340 — By McDaniel of the Senate and Abbott of the House.

An Act relating to crimes and punishments; prohibiting the rental of personal property with the intent to defraud the owner; providing a penalty; providing for prima facie proof; and directing codification.

SB 341 — By Dahl of the Senate and Holden of the House.

An Act relating to waters and water rights; prohibiting removal of certain water from basin of origin under certain circumstances; providing municipality certain priority rights; providing determination of reasonably foreseeable future water requirements; defining terms; providing exceptions; directing codification; and declaring an emergency.

SECOND READING

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

HB 1027 — Elections and Privileges and then to Revenue and Taxation.

HB 1142 — Appropriations and Budget.

HB 1143 — Appropriations and Budget.

HB 1234 — Business, Industry and Labor Relations.

HB 1309 — County, State and Federal Government and then to Education, Common.

HB 1313 — Criminal Jurisprudence.

HB 1352 — Public Safety and Penal Affairs.

HB 1391 — County, State and Federal Government.

HB 1438 — County, State and Federal Government.

HB 1442 — Education, Common and then to Appropriations and Budget.

HB 1491 — County, State and Federal Government and then to Oil, Gas and Energy.

HB 1493 — Social Welfare and then to Criminal Jurisprudence.

HB 1496 — Environmental and Natural Resources.

HB 1497 — Insurance and then to County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1157, 1230, 1280, 1331, 1368, 1384, 1403, 1404, 1405, 1412, 1413, 1415, 1426, 1449, 1462, 1467, 1492, 1494, 1504, 1505** and **1509,** and **HJRs 1017** and **1027.**

HB 1157 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Corporation Commission — Appropriations — Emergency).

HB 1230 — By Henry, Cleveland and Deatherage.

(Emergency Medical Services Systems Fund Act — Appropriation — Emergency).

HB 1280 — By Kane and Whorton of the House and Cullison of the Senate.

An Act relating to criminal procedure; amending Section 1, Chapter 141, O.S.L. 1976 (22 O.S. Supp. 1978, Section 1327); modifying disposition of exhibits used in criminal proceedings; providing for mandatory return to the owner of exhibits which are stolen or embezzled property, under certain conditions; providing for mandatory return to the owner of stolen or embezzled property which has not been made into exhibits, under certain conditions; directing codification; and repealing 22 O.S. 1971, Sections 1321 through 1324.

HB 1331 — By Twidwell, et al.

(Motor Vehicles — Amending Sections in Title 47 — Driver Education Fund — Emergency).

HB 1368 — By Henry, et al.

An Act relating to statutes and reports; amending 75 O.S. 1971, Section 308, as last amended by Section 1, Chapter 253, O.S.L. 1978 (75 O.S. Supp. 1978, Section 308); providing for filing of agency rules with certain officials of the State Legislature; providing for legislative disapproval of agency rules; providing for repromulgation of such rules; expanding time for legislative disapproval; providing for adoption, amendment and repeal of agency rules; providing for rights, privileges and interests of certain persons; providing effective date; and declaring an emergency.

HB 1384 — By Draper, et al, of the House and Randle, Terrill, Martin, Cullison, Dahl, Cain, Cummins, Johnson, Keating, Keller, Luton, McDaniel, Porter, Schuelein, Taliaferro, York, Birdsong, Capps, Cate, Clifton, Combs, Howell, Kilpatrick, Lamb, Lane, Pierce, Rozell, Stipe and Tinsley of the Senate.

(Schools — Amending 70 O.S. 1971, Sections 17-105, 17-106, 17-116.1 and 17-116.2 — Emergency).

HB 1403 — By Elder of the House and Lamb of the Senate.

An Act relating to civil procedure; providing for recovery of costs for review of certain interlocutory orders on appeal or on certiorari; providing for application of act; and directing codification.

HB 1404 — By Elder of the House and Lamb of the Senate.

An Act relating to court procedure; providing grounds for setting aside of judgment and grant of new trial; directing codification; and repealing 12 O.S. 1971, Sections 1704.1 through 1704.3, relating to judicial notice of foreign law.

HB 1405 — By Elder of the House and Luton of the Senate.

An Act relating to motor vehicles; providing for licensing and registration of motor vehicles; providing guidelines for license plates; providing for five-year license plates and certain guidelines relating to staggered registration of certain motor vehicles; providing certain fees; providing for prorated yearly registrations of certain motor vehicles; providing penalties; providing for repossession; prohibiting certain

acts; providing certain guidelines relating to motor license agents; repealing Section 4 of State Question No. 524, of Initiative Petition No. 300, approved by a vote of the people on November 7, 1978; directing codification; and declaring an emergency.

HB 1412 — By Elder of the House and Lamb of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 300; modifying provisions for pleading the performance of conditions precedent in a contract; and providing an effective date.

HB 1413 — By Elder, et al.

An Act relating to cities and towns; amending Sections 14-111, 27-122 and 27-127, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Sections 14-111, 27-122 and 27-127); providing penalties for violations of municipal ordinances; changing the rate of repayment per day; prohibiting prosecution from same offense in different courts; and providing an effective date.

HB 1415 — By Elder of the House and Stipe of the Senate.

An Act relating to crimes and punishments; requiring private or confidential investigators who determine motion picture or theater attendance to display certain credentials to the owner or manager thereof; requiring certain reports; providing that certain evidence be inadmissible; providing penalties; directing codification; and providing an effective date.

HB 1426 — By Smith of the House and Wolfe of the Senate.

An Act relating to property; amending 60 O.S. 1971, Section 175.45; providing that express trust is deemed absolute as to certain parties; providing for recording and notice; and providing an effective date.

HB 1449 — By Elder of the House and Lamb of the Senate.

An Act relating to probate procedure; amending 58 O.S. 1971, Section 331; requiring notice to creditors; expanding allowable places of return; requiring publication; providing exceptions; and providing an effective date.

HB 1462 — By Elder of the House and Lamb of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1509, as last amended by Section 1, Chapter 75, O.S.L. 1975 (12 O.S. Supp. 1978, Section 1509); providing for partition of property; defining a term; providing for a certain report and notice to certain parties; calculating certain time limitations; providing for extension of time of certain filings; and providing an effective date.

HB 1467 — By Cowan, et al, of the House and Vann of the Senate.

(Pollution — Amending Sections in Title 82 — Effective Date).

HB 1492 — By Elder of the House and Lamb of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 98; providing for conditions under which the statute of limitation is tolled; modifying those conditions; and providing an effective date.

HB 1494 — By Elder, Thompson (Mick) and Holaday.

An Act relating to contracts; amending Sections 2 and 3, Chapter 227, O.S.L. 1972 (15 O.S. Supp. 1978, Sections 752 and 753); defining terms under Consumer Protection Act; prohibiting certain practices; regulating closing out sales; requiring license for conducting closing out sale; providing license requirements; providing procedures for revocation or denial of license; providing appeal procedures; directing codification; repealing Sections 14

and 15, Chapter 227, O.S.L. 1972 (15 O.S. Supp. 1978, Sections 764 and 765) and 59 O.S. 1971, Sections 1051 through 1062; and providing an effective date.

HB 1504 — By Henry.
(Attorney General — Amending Sections in Titles 44, 47, 62, 63, 73, 74 and 85 — Operative Date — Emergency).

HB 1505 — By Henry, et al, of the House and Clifton of the Senate.
(Probate Procedure — Surviving Spouse Probate Reform Act — Effective Date).

HB 1509 — By Denman of the House and Lane of the Senate.
An Act relating to the Capitol-Medical Center Improvement and Zoning District; amending 73 O.S. 1971, Section 83.8; prohibiting certain acts by property users in the District; providing penalties; providing operative date; and declaring an emergency.

HJR 1017 — By Denman, et al, of the House and Martin of the Senate.
A Joint Resolution directing the Department of Institutions, Social and Rehabilitative Services and the Oklahoma Public Welfare Commission to expand the vendor drug program; and declaring an emergency.

HJR 1027 — By Kamas of the House and Rozell of the Senate.
(Higher Education — Revenue Bonds).

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

RESOLUTION

Senators Vann and Young introduced **SR 26.**

Senators Watson, Stipe, Lamb and Martin asked to be named coauthors of **SR 26,** which was the order.

Senator Vann asked unanimous consent that all other members of the Senate be named coauthors of **SR 26,** which was the order.

Senator Vann moved to amend **SR 26,** Page 1, Line 15, after the word "speech", and before the word "of", by striking the words "is the cornerstone" and adding the words "and religion are the cornerstones", which amendment was declared adopted.

SR 26, as coauthored and amended, was read at length as follows, adopted upon motion of Senator Vann and ordered referred for enrollment.

SR 26 — By Vann, Young, Watson, Stipe, Lamb, Martin, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Wolfe and York.
A Resolution memorializing the Federal Communications Commission to deny any request to remove Christian programs from television and radio; and directing distribution.

WHEREAS, freedoms of speech and religion are the cornerstones of the foundation upon which this country was built; and

WHEREAS, there are many Christian programs on television and radio enjoyed by many people in this country; and

WHEREAS, there is a small group of individuals who, because of their own personal beliefs, want these programs removed from television and radio broadcasting.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Federal Communications Commission is hereby urged to deny any request to remove any Christian program from television or radio because of the personal beliefs of a small group of individuals.

SECTION 2. Copies of this Resolution shall be transmitted to each member of the Federal Communications Commission.

PENDING SENATE ACTION — RESOLUTION

SR 25, introduced on Page 474, was called up for consideration.

Senator Stipe asked unanimous consent that all other members of the Senate be named coauthors of **SR 25,** which was the order.

SR 25, as coauthored, was read at length as follows, adopted upon motion of Senator Stipe and ordered referred for enrollment.

SR 25 — By Stipe, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution praising the life of C. Plowboy Edwards; expressing grief at his death; expressing condolences to his family; and directing distribution.

WHEREAS, Oklahoma's political history is full of colorful figures who have contributed to the development of Oklahoma; and

WHEREAS, among the most colorful political figures was Collins Plowboy Edwards, who served in the Oklahoma House of Representatives during the years 1943 through 1955; and

WHEREAS, Plowboy Edwards was named by the doctor who delivered him during the plowing season while his father was looking for "plowboys"; and

WHEREAS, Plowboy Edwards served on the Insurance, Professions and Occupations, Roads and Highways, and Veterans and Military Affairs Committees and as Chairman of the Committee on Penal and Eleemosynary Institutions during his tenure of office in the Oklahoma House of Representatives; and

WHEREAS, Plowboy Edwards once gained national attention by walking barefoot on a sand and gravel road from Featherstone to Quinton to fulfill a campaign promise to get the road paved; and

WHEREAS, Plowboy Edwards participated in Oklahoma politics after leaving the House of Representatives, running several times for the office of Commissioner of Labor; and

WHEREAS, Oklahoma will sorely miss the flamboyant personality of Plowboy Edwards.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby praises the life and accomplishments of Plowboy Edwards and expresses grief at the loss of this great citizen. The Oklahoma Senate further ex-

presses its sincere condolences to the family of C. Plowboy Edwards.

SECTION 2. Copies of this Resolution shall be dispatched to the family of C. Plowboy Edwards.

PENDING SENATE ACTION — RESOLUTION

HCR 1022, introduced on Page 474, was called up for consideration.

Senator Smith asked to be named a coauthor of **HCR 1022,** which was the order.

HCR 1022, as coauthored, was read at length, adopted upon motion of Senator Smith, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1019 by Townsend, Poulos, Cowan, Holaday, Duckett and Wilson of the House and Smith of the Senate was read and considered.

Senator Watson asked to be made a coauthor of **HB 1019,** which was the order.

Upon motion of Senator Smith, **HB 1019,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1019,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1019 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Excused: Crow, Howell, Porter and Young.—4.

The bill and emergency passed.

HB 1019 was referred for engrossment.

GENERAL ORDER

HB 1020 by Townsend, Poulos, Cowan, Holaday, Duckett and Wilson of the House and Smith of the Senate was read and considered.

Senator Watson asked to be made a coauthor of **HB 1020,** which was the order.

Upon motion of Senator Smith, **HB 1020,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1020,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1020 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston,

Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Howell, Porter and Young.—3.

The bill and emergency passed.

HB 1020 was referred for engrossment.

Senator Randle presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 160, 182, 218, 261, 270 and **276** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 249 by Johnson of the Senate and Townsend of the House was read and considered.

Senators Watson and Nickles asked to be made coauthors of **SB 249,** which was the order.

Senator Luton moved to amend **SB 249,** Page 3, Line 1, by deleting all of the language in subsection C and inserting in lieu thereof, the following language:

"C. 1. There is hereby created the Oklahoma Waterfowl Hunting Board. The Board shall consist of three (3) members. One member shall be appointed by the Governor; one member shall be appointed by the President Pro Tempore of the Senate; and one member shall be appointed by the Speaker of the House of Representatives. The term of office shall be three (3) years for each Board member. The Board shall regulate the expenditure of revenue raised thereby as may be necessary to improve the wetland habitats and for the production of waterfowl and ecologically related species.

2. Each appointive member of the Board, before entering upon his duties, shall take and subscribe to the constitutional and statutory oaths of office and file the same with the Secretary of State. Members of the Board shall receive as compensation for their services the sum of Twenty-five Dollars ($25.00) per day for each day actually spent in the attendance of the Board meetings. Members of the Board shall be entitled to reimbursement for actual and necessary travel expenses incurred in the performance of their duties, as provided by the State Travel Reimbursement Act."

, which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Cate, Combs, Crow, Cummins, Giles, Howard, Lane, Luton, Miller, Stipe and Vann.—11.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Crutcher, Cullison, Dahl, Field, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, McCune, McDaniel, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Watson and Wolfe.—31.

Excused: Howell, Martin, Porter, Smith, York and Young.—6.

Senators Johnson, Wolfe, Lamb, Keating, Stipe and Cate moved to amend **SB 249,** Page 2, Line 8, by adding the following sentences after the word "stamp", and before the word "The": "The Department shall expend twenty percent (20%) of the revenues derived from the sale of each stamp for the development of waterfowl propagation areas within Canada which will specifically provide waterfowl for this state and the Central Flyway. Money for the

development of waterfowl propagation areas shall be provided only to non-profit organizations in accordance with the conditions set forth in a written annual agreement which shall be established between the Oklahoma Wildlife Conservation Commission and said non-profit organization. This agreement shall specify the projects on which the funds shall be expended and will further require a written annual report to the Commission of the use of such funds and any results obtained. Before providing any money the Department shall obtain evidence that the proposed waterfowl propagation projects are acceptable to the appropriate provincial and federal governmental agencies of the Dominion of Canada.'', which amendment was declared adopted.

Senator Johnson moved to amend **SB 249,** Page 3, Line 10½, by adding a new section to read as follows:

''SECTION 2. Provided, it is the intent of the Legislature to review the Oklahoma Department of Wildlife Conservation's performance in utilization of the funds generated from this waterfowl stamp. This act shall terminate September 1, 1984.''

, and by renumbering all remaining sections; and by amending the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Johnson, **SB 249,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, **SB 249,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 249 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and Wolfe.—36.

Nay: Boatner, Dahl, Field, Giles, Lane, Martin, Miller and Stipe.—8.

Excused: Howell, Porter, York and Young.—4.

The bill and emergency passed.

SB 249 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **SB 231** and the emergency section passed.

Senator Cate moved to table the Terrill motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Keating, Keller, Kilpatrick, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—29.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Combs, Field, Green, Johnson, Johnston, Lamb, Landis, Martin, Miller, Nickles, Porter and Stipe.—17.

Excused: Howell and Young.—2.

SB 231 was referred for engrossment.

ANNOUNCEMENT

The Chair asked unanimous consent that the members of the Committee on Education, Common, be allowed to meet briefly at 5:00 p.m. on this legislative day, which was the order.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent that all motions to reconsider a vote on Senate bills or Joint resolutions made Tuesday, March 20, 1979; Wednesday, March 21, 1979; or Thursday, March 22, 1979, be disposed of before the close of business on Thursday, March 22, 1979, which was the order.

BILL WITHDRAWN — REREFERRED

Senator Terrill asked unanimous consent, which was granted, that **SJR 20** be withdrawn from the Calendar and rereferred to the Committee on Insurance.

Senator Lamb presiding.

GENERAL ORDER

SB 321 by Terrill of the Senate and Twidwell of the House was read and considered.

Senator Keating moved to amend **SB 321,** Page 7, Lines 12 and 13 by striking the words ''known criminal tendencies'' and substituting the following language: ''been convicted of a misdemeanor offense involving moral turpitude'', which amendment was declared adopted.

Senator Keating asked unanimous consent to amend **SB 321,** Page 4, Line 2, by changing the word ''devise'' to read ''device'', which was the order.

Senator Smith presiding.

Senator Keller moved to amend **SB 321,** Page 9, Line 17, by striking the word ''felony'' and inserting in lieu thereof the word ''misdemeanor'', which amendment was declared adopted.

Upon motion of Senator Terrill, **SB 321,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 321,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 321 was read for the third time at length.

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

Aye: Howard, Lamb, Martin, Miller, Murphy, Randle, Stipe, Taliaferro, Terrill and York.—10.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Lane, Luton, McCune, McDaniel, Nickles, Pierce, Porter, Rozell, Schuelein, Smith, Tinsley, Vann, Watson and Wolfe.—36.

Excused: Howell and Young.—2.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Terrill moved that the vote be reconsidered whereby **SB 321** failed of passage.

Senator Randle presiding.

GENERAL ORDER

SB 254 by Boatner and Smith of the Senate and Barker of the House was read and considered.

Senator Watson presiding.

Senator Boatner moved to amend **SB 254,** Page 1, by crippling the Title, which amendment was declared adopted.

Senator Berrong moved to amend **SB 254,** Page 10, by striking after the word ''statutes'' on Line 12 and before subsection ''F'', all language.

Senator Berrong moved, as a substitute amendment to his previous amendment, to amend **SB 254,** Page 10, Line 7, by striking after the word ''Administrator,'' and before the word ''and'' on Line 9, all new language and striking, beginning on Line 13, the balance of the paragraph, which substitute amendment was declared adopted.

Senator Boatner moved to amend **SB 254,** Page 45, Line 8, as follows: by inserting after the word ''made'' and before the word ''is'' the words ''or when a deposit'', which amendment was declared adopted

Senator Boatner moved to amend **SB 254,** Page 57, Lines 11 and 12, by striking all new language and figures, and restoring the old language and figures ''twelve cents ($0.12)'', which amendment was declared adopted.

Senator Boatner moved to amend **SB 254,** Page 58, Lines 3 and 4, by striking all new language and figures, and restoring the old language and figures ''twelve cents ($0.12)'', which amendment was declared adopted.

Senator Boatner moved to amend **SB 254,** Page 60, Line 2, by striking after the word ''notice'' and before the word ''transfer'' the word ''or'' and substituting the word ''of'', which amendment was declared adopted.

Upon motion of Senator Boatner, **SB 254,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 254,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 254 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—43.

Excused: Birdsong, Howell, Kilpatrick, Porter and Young.—5.

The bill passed.

SB 254 was referred for engrossment.

Senator Lamb presiding.

GENERAL ORDER

SB 13 by Boatner, Giles, Crow and Lamb was read and considered.

Senators Giles and Crow asked unanimous consent to be removed as coauthors of **SB 13,** which was the order.

Senator Watson presiding.

Senator Boatner moved to amend **SB 13,** Page 12, Line 3½, by adding a new paragraph (t) to read as follows:

"(t). Sale of natural, liquified petroleum or artificial gas and electricity shall be exempt when sold exclusively for residential use. Provided, nothing herein shall be construed as limiting or prohibiting cities and towns from levying and collecting taxes on the sale of natural, liquified petroleum or artificial gas and electricity. Provided further, any sales tax levied by a city or town on natural, liquified petroleum or artificial gas and electricity shall be in effect regardless of ordinance or contractual provisions referring to previously imposed state sales tax on such items."

Senator Keating moved to amend the Boatner amendment by adding after the words "residential use." and before the words "Provided, nothing" the following language: "and where paid directly by the residential consumer."

Senator Lamb moved to table the Keating amendment to the Boatner amendment, which motion to table was declared adopted.

Senator Boatner pressed his motion to amend, which motion was declared adopted.

Senators Smith and Johnson moved to amend **SB 13,** Page 5, Lines 4 and 5, by deleting all language, and renumbering subsequent paragraphs, which amendment was declared adopted.

Upon motion of Senator Boatner, **SB 13,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 13,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 13 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—43.

Nay: Crow.—1.

Excused: Birdsong, Howell, Porter and Young.—4.

The bill and emergency passed.

SB 13 was referred for engrossment.

GENERAL ORDER

SB 263 by Nickles, Keating and Combs of the Senate and Milacek of the House was read and considered.

Senators Johnson, Lamb, Martin and Taliaferro asked to be named coauthors of **SB 263,** which was the order.

Senator Nickles, citing Rule 8(d), asked unanimous consent that Representatives Conaghan, Duckett, Fitzgibbon, Graves, Hill, Johnson (Don), Monks, Riggs, Sanders, Stephenson, Talley and Winn be

named coauthors of **SB 263,** which was the order.

Senator Cain moved to amend **SB 263,** Page 1, Line 4, by striking after the comma: ''unless the abortion is necessary to prevent the death of the mother'' and inserting in lieu thereof the following: ''except in cases of rape, incest, or to assure the mental or physical well-being of the mother, as certified by two doctors.''

Senator Terrill moved to amend the Cain amendment by adding after the word ''mental'' and before the word ''or'' a comma and the word ''emotional''.

Senator Lamb moved to table the Terrill amendment to the Cain amendment, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Capps, Cate, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, McCune, McDaniel, Martin, Nickles, Pierce, Randle, Smith, Taliaferro, Tinsley, Vann, Watson and Wolfe.—31.

Nay: Cain, Clifton, Luton, Miller, Murphy, Rozell, Schuelein, Stipe, Terrill and York.—10.

Excused: Birdsong, Crow, Howard, Howell, Keller, Porter and Young.—7.

Senator Schuelein presiding.

Senator Cain pressed his motion to adopt his foregoing amendment.

Senator Cate presiding.

Senator Nickles moved to table the Cain motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Capps, Combs, Crow, Crutcher, Cummins, Dahl, Field, Giles, Johnson, Johnston, Keating, Lamb, Landis, Lane, McCune, McDaniel, Martin, Nickles, Pierce, Rozell, Smith, Taliaferro, Tinsley, Vann and Watson.—27.

Nay: Cain, Cate, Clifton, Cullison, Green, Kilpatrick, Luton, Miller, Murphy, Randle, Schuelein, Stipe, Terrill, Wolfe and York.—15.

Excused: Birdsong, Howard, Howell, Keller, Porter and Young.—6.

Senator Nickles moved to amend **SB 263,** Page 2, Line 3, by changing after the word ''Section'' and before the word ''of'' the numerals ''1-722'' to read ''1-742'', which amendment was declared adopted.

Senator Nickles moved to advance **SB 263** to engrossment, which motion to advance was withdrawn upon the unanimous consent request of Senator Nickles.

Senator Stipe moved to amend **SB 263,** Page 1, Line 3, by inserting after the word ''person'' and before the word ''when'' the words ''except legally authorized treatment for mothers legally entitled to such treatment.''

Senator Lamb moved to table the Stipe motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Capps, Combs, Crow, Crutcher, Cummins, Dahl, Field, Giles, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, Nickles, Smith, Taliaferro, Tinsley, Vann and Watson.—25.

Nay: Cain, Cate, Clifton, Cullison, Green, Lane, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Terrill, Wolfe and York.—16.

Excused: Birdsong, Howard, Howell, Keller, Pierce, Porter and Young.—7.

Senators Wolfe and Stipe moved to amend **SB 263,** Page 2, Line 1, by adding after the word "mother" the following language: "all medical expenses incurred by any unmarried, impregnated female during the performance of an abortion, and not paid for by a governmental entity under the provisions of this act, shall be paid for in an amount of not less than one-half (½) by the impregnating father, if known.", which amendment was declared adopted.

Senator Murphy moved to amend **SB 263,** by adding after the word "known" at the end of the Wolfe-Stipe amendment, the following language: "or unless the abortion is because of forcible rape or incest".

Senator Boatner requested a ruling of the Chair and asked if the subject matter contained in the Murphy amendment had not been previously considered.

The Chair ruled that the Murphy amendment was a lesser included amendment, which does not embrace the total subject matter of the previous amendment.

Senator Lamb moved to table the Murphy amendment to the Wolfe-Stipe amendment, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Capps, Combs, Crutcher, Dahl, Field, Giles, Johnson, Johnston, Keating, Lamb, Landis, McCune, McDaniel, Martin, Nickles, Smith, Taliaferro, Vann and Watson.—20.

Nay: Boatner, Cain, Cate, Clifton, Crow, Cullison, Cummins, Green, Kilpatrick, Lane, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Wolfe and York.—21.

Excused: Birdsong, Howard, Howell, Keller, Pierce, Porter and Young.—7.

Senator Johnson moved that **SB 263** be advanced to engrossment.

Senator Murphy moved to table the Johnson motion to advance, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Clifton, Crow, Cullison, Cummins, Kilpatrick, Landis, Lane, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley and York.—21.

Nay: Berrong, Capps, Combs, Crutcher, Dahl, Giles, Green, Johnson, Johnston, Keating, Lamb, McCune, McDaniel, Martin, Nickles, Taliaferro, Vann, Watson and Wolfe.—19.

Excused: Birdsong, Field, Howard, Howell, Keller, Pierce, Porter and Young.—8.

Senator Crow presiding.

Senator Murphy pressed his motion to adopt his amendment to the Wolfe-Stipe amendment.

Senator Lamb moved to table the Murphy motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Capps, Combs, Crow, Crutcher, Cullison, Dahl, Giles, Johnson, Johnston, Keating, Lamb, Landis, McCune, McDaniel, Martin, Nickles, Smith, Taliaferro, Tinsley, Vann and Watson.—22.

Nay: Berrong, Cain, Cate, Clifton, Cummins, Green, Lane, Luton, Miller, Murphy, Rozell, Schuelein, Stipe, Terrill and Wolfe.—15.

Excused: Birdsong, Field, Howard, Howell, Keller, Kilpatrick, Pierce, Porter, Randle, York and Young.—11.

Senator Cain moved to amend **SB 263** by crippling the title, on which amendment no action was taken.

Senator McDaniel moved that **SB 263** be advanced to engrossment, which motion to advance was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Capps, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Lamb, Landis, McCune, McDaniel, Martin, Miller, Nickles, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson and Wolfe.—28.

Nay: Cain, Cate, Clifton, Crow, Lane, Luton, Murphy, Stipe and Terrill.—9.

Excused: Birdsong, Field, Howard, Howell, Keller, Kilpatrick, Pierce, Porter, Randle, York and Young.—11.

Senator Nickles asked unanimous consent that **SB 263** be considered engrossed and placed on third reading and final passage, to which request objection was heard.

Senator Nickles moved to suspend the Rules and consider **SB 263** engrossed and placed on third reading and final passage.

Senator Smith raised a point of order and requested a ruling of the Chair, stating that **SB 263** had in effect been advanced to engrossment, and an objection to the unanimous consent request to the placement of 3rd reading and final passage would not be in order due to the Constitutional provisions thereof, which point of order the Chair concurred.

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 Crow presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Cate, advised and consented to the confirmation of THOMAS CAREY, Norman, as a member of the Oklahoma Arts and Humanities Council, to serve a 3-year term ending July 1, 1981. Mr. Carey succeeds himself.

The Senate, in executive session, and upon motion of Senator Crutcher, advised and consented to the confirmation of JOHN DENBO, Claremore, as a member of the Will Rogers Memorial Commission, to serve a 3-year term ending March 1, 1982. Mr. Denbo succeeds Dr. Ed Byrd.

The Senate, in executive session, and upon motion of Senator Crutcher, advised and consented to the confirmation of HARRY HOAGLAND, Claremore, as a member of the Will Rogers Memorial Commission, to serve a 6-year term ending March 1, 1985. Mr. Hoagland succeeds himself.

The Senate, in executive session, and upon motion of Senator Rozell, advised and consented to the confirmation of GRACE E. HUDLIN, Hulbert, as a member of the State Election Board, to serve a 4-year term ending March 1, 1982. Mrs. Hudlin succeeds Mrs. Elaine Allman.

The Senate, in executive session, and upon motion of Senator Cate, advised and consented to the confirmation of PEGGY

McMAKIN, Norman, as the lay member of the Oklahoma State Board of Nursing Homes, to serve a 3-year term ending July 1, 1981. Ms. McMakin succeeds herself.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 21, 1979, at 1:30 p.m., which motion prevailed.

RESOLUTION

Senator Howard introduced the following resolution:

SCR 20 — By Howard of the Senate and Draper of the House.

A Concurrent Resolution praising veterans of the conflict in Vietnam; requesting proclamations; requesting activities; encouraging hirings; urging press coverage of activities; and directing distribution.

Consideration of the resolution was deferred for this legislative day.

BILLS RELEASED

SBs 240 and **294** were referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 7:00 p.m. to meet Wednesday, March 21, 1979, at 1:30 p.m.

Forty-sixth Legislative Day

Wednesday, March 21, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howell, Keller, Stipe and Tinsley.—4.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Fraley.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Pierce introduced Carl Guild, M.D., Bartlesville, as the Doctor of the Day.

Senator Clifton introduced Joyce Abel, R.N., Shawnee, as the Nurse of the Day.

Senator Murphy introduced his nephew, John Murphy, with a group from Stillwater.

Senator Watson introduced his daughter, Becky, and asked unanimous consent, which was granted, that she be named honorary Chief Page.

Senator Terrill introduced his daughter, Leah, and her friend, Dorothy.

Senator Dahl introduced Senator Schuelein's wife, Francis.

UNANIMOUS CONSENT REQUEST

Senator Martin asked unanimous consent, which was granted, that **HJR 1004** not be printed, and that multilith copies be distributed to each Senator.

COMMITTEE REPORTS

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

DO PASS:

SB 329 — Education, Common.
HJR 1004 — Public and Mental Health.

SECOND READING

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

SB 340 — Criminal Jurisprudence.
SB 341 — Environmental and Natural Resources and then to Municipal Government.
HB 1157 — Appropriations and Budget.
HB 1230 — Public and Mental Health and then to Appropriations and Budget.
HB 1280 — Criminal Jurisprudence.
HB 1331 — Education, Common and then to Appropriations and Budget.
HB 1368 — County, State and Federal Government.
HB 1384 — Education, Common and then to Retirement and Administration.
HB 1403 — Judiciary.
HB 1404 — Judiciary.
HB 1405 — Public Safety and Penal Affairs and then to Revenue and Taxation.
HB 1412 — Judiciary.
HB 1413 — Municipal Government and then to Public Safety and Penal Affairs.
HB 1415 — Business, Industry and Labor Relations.
HB 1426 — Judiciary.
HB 1449 — Judiciary.
HB 1462 — Judiciary.
HB 1467 — Environmental and Natural Resources and then to County, State and Federal Government.
HB 1492 — Judiciary.
HB 1494 — Business, Industry and Labor Relations.
HB 1504 — County, State and Federal Government.
HB 1505 — Judiciary.
HB 1509 — County, State and Federal Government.
HJR 1017 — Public and Mental Health.
HJR 1027 — Education, Higher.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1100, 1201, 1284, 1298, 1299, 1307, 1377, 1397, 1398, 1418, 1441** and **1511.**

HB 1100 — By Draper of the House and Terrill of the Senate.
(Professions and Occupations — Amending Eleven Sections of Title 59 — Emergency).

HB 1201 — By Shurden, et al, of the House and Lane of the Senate.
An Act relating to motor vehicles; requiring that no insurance carrier shall cancel, refuse to renew or increase rates for conviction of certain traffic violations with certain exceptions; directing codification; and providing an effective date.

HB 1284 — By Deatherage and Harbin.
An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 199.1, as amended by Section 1, Chapter 259, O.S.L. 1978 (59 O.S. Supp. 1978, Section 199.1) and 199.7, as last amended by Section 2, Chapter 259, O.S.L. 1978 (59 O.S. Supp. 1978, Section 199.7); defining terms; providing qualification and registration of beauty schools; providing for eligibility to take certain examinations; prescribing certain course and hour instruction and requirements; providing for certain fees and licenses; modifying certain fees and licenses; deleting certain health tests; prohibiting certain activities; providing certain age and time restrictions; repealing 59 O.S. 1971, Section 199.7, as amended by Section 3, Chapter 215, O.S.L. 1978 (59 O.S. Supp. 1978, Section 199.7) and Section 3, Chapter 259, O.S.L. 1978 (59 O.S. Supp.

1978, Section 199.2a); providing an effective date; and declaring an emergency.

HB 1298 — By Craighead, et al, of the House and Randle of the Senate.

An Act relating to cities and towns; amending Sections 42-102 and 42-103, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Sections 42-102 and 42-103); expanding provisions for application to the court for vacation of certain tracts, streets and alleys, or portions thereof; modifying provisions for notice and hearing; modifying provisions for opposition to an application; and specifying an effective date.

HB 1299 — By Steward, et al.

An Act relating to insurance; requiring notice of cancellation of insurance; providing for explanation of cause of cancellation; directing codification; and declaring an emergency.

HB 1307 — By Harper of the House and Crow of the Senate.

An Act relating to state officers and employees; amending Section 2, Chapter 64, O.S.L. 1972, as last amended by Section 3, Chapter 297, O.S.L. 1978 (74 O.S. Supp. 1978, Section 1701); authorizing certain governmental entities to defer compensation with certain limitations; authorizing investment; providing for certain rules, regulations and forms; requiring the Attorney General to interpret certain laws; repealing Section 2, Chapter 138, O.S.L. 1975, Section 1, Chapter 52, O.S.L. 1976, as last amended by Section 4, Chapter 297, O.S.L. 1978, and Section 2, Chapter 52, O.S.L. 1976 (74 O.S. Supp. 1978, Sections 1702, 1703 and 1704); and declaring an emergency.

HB 1377 — By Deatherage and Draper of the House and Cate of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 291, as amended by Section 1, Chapter 90, O.S.L. 1974 and Sections 4, 8 and 9, Chapter 123, O.S.L. 1972, as last amended by Sections 1, 2 and 3, Chapter 173, O.S.L. 1976 (74 O.S. Supp. 1978, Sections 291, 500.4, 500.8 and 500.9); regulating travel of state officials and employees under certain provisions of State Travel Reimbursement Act; providing for mode of travel; providing for basis of use of private motor vehicles; setting and increasing mileage; setting and increasing reimbursement for meals and lodging; designating new high rate geographical areas; providing guidelines for travel for legislators; providing an effective date; and declaring an emergency.

HB 1397 — By Steward, et al, of the House and Clifton of the Senate.

(Courts — Amending Sections in Title 20 — Operative Date — Emergency).

HB 1398 — By Steward.

An Act relating to torts; amending Section 2, Chapter 44, O.S.L. 1976 (76 O.S. Supp. 1978, Section 18); specifying time within which certain actions can be brought against health care providers; providing for damages allowable; providing effective date; and declaring an emergency.

HB 1418 — By Davis (Frank), et al, of the House and Johnston of the Senate.

An Act relating to counties and county officers; authorizing counties to develop a vacation and sick leave plan; exempting certain county employees from such plan; providing certain provisions concerning the amount of leave granted; and declaring an emergency.

HB 1441 — By Bradley, Anderson, Hastings and Reimer of the House and Lamb and Murphy of the Senate.

An Act relating to professions and occupations; creating the State Board of Electrology; providing for qualifications and appointment of members; providing for term of office, filling vacancies, officers, compensation and Board's funds; defining

terms; prohibiting certain acts; providing requirements for licensing; providing for reciprocity; providing for Board meetings, examinations, issuance of licenses, reports, records, bylaws and fees; providing for bonds; providing for application, renewal of licenses, and fees; requiring registration and display of license; providing procedures for revocation of licenses; providing penalties; repealing 59 O.S. 1971, Sections 801 through 812; directing codification; providing an effective date; and declaring an emergency.

HB 1511 — By Duke.

An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 85.7 and 85.12, as last amended by Section 24, Chapter 5, 1st Ex. Sess., O.S.L. 1977 (74 O.S. Supp. 1978, Section 85.12); establishing the State Motor Fuel Purchasing Act; excluding purchases of motor fuel from the Oklahoma Central Purchasing Act; providing cost-plus competitive bids for fuel supplies; providing for certain personnel; encouraging certain purchases; providing for requisition for fuel supplies; providing determination of quantitative needs by agencies; providing for exclusive authority of the director; granting authority and responsibility to promulgate rules; allowing agencies to question grade and quality; providing for testing of fuel supplies; allowing redistribution of fuel supplies; providing for a special cash fund; providing for out of state bids; requiring noncollusion affidavit; defining certain terms; directing codification; providing an effective date; and declaring an emergency.

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

PENDING SENATE ACTION — RESOLUTION

SCR 20, introduced on Page 498, was called up for consideration.

Senator Johnson asked to be named a coauthor of **SCR 20,** which was the order.

Senator Howard asked unanimous consent that all other members of the Senate be named coauthors of **SCR 20,** which was the order.

SCR 20, as coauthored, was read at length, adopted upon motion of Senator Howard and ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1019 and **1020** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1322 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Senator Watson asked to be made a coauthor of **HB 1322,** which was the order.

Upon motion of Senator Crow, **HB 1322,** as coauthored, was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1322,** as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1322 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow,

Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howell, Keller, Stipe and Tinsley.—4.

The bill passed.

Senator Stipe 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: 45. Excused: 3.

The emergency passed.

HB 1322 was ordered withheld pursuant to Rule 19(f).

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.

GENERAL ORDER

SB 335 by Murphy was read and considered.

Senator Murphy, citing Rule 8(d), asked unanimous consent, which was granted, that Representative McCorkell be named House author of **SB 335.**

Senator Murphy moved to amend **SB 335,** Page 1, Line 1, as follows: by striking all language after the enacting clause and inserting in lieu thereof the following:

"SECTION 1. Before the filing of an information against a person accused of committing a crime, the State of Oklahoma, through its district attorney, may agree with an accused to defer the filing of a criminal information for a period not to exceed two (2) years.

The State of Oklahoma may include any person in a deferred prosecution program if it is in the best interests of the accused and not contrary to the public interest. Each district attorney shall adopt and promulgate guidelines which shall indicate what factors shall be considered in including an accused in the deferred prosecution program. The guidelines shall insure that the State of Oklahoma considers in each case at least the following factors:

1. Whether the State of Oklahoma has sufficient evidence to achieve conviction;

2. The nature of the offense with priority given to first offenders and nonviolent crimes;

3. Any special characteristics of the accused;

4. Whether the prosecution of the accused will cause undue harm to the person or worsen the social conditions that led to the person's criminal acts;

5. Whether the accused will cooperate and benefit from a deferred prosecution program;

6. Whether available programs are appropriate to the accused person's needs;

7. Whether the services for the accused are more readily available from the community or from the corrections system;

8. Whether the accused constitutes a substantial danger to others;

9. The impact of the deferred prosecution on the community;

10. The recommendations of the law enforcement agency involved in the case;

11. Consideration for the opinions of the victim; and

12. Any mitigating or aggravating circumstances.

SECTION 2. If an accused qualifies for the deferred prosecution program, the accused and the State of Oklahoma may execute an agreement whereby the accused agrees to waive any rights to a speedy accusation, a speedy trial, and any statute of limitations, and agrees to fulfill such conditions as the accused and the State of Oklahoma may agree including, but not limited to, restitution and community services.

As consideration for the agreement, the State of Oklahoma shall agree not to file an information if the accused satisfactorily completes the conditions of the agreement.

The agreement may include provisions whereby the accused agrees to supervision by the Probation and Parole Division of the Department of Corrections. If the accused is required to be supervised by the Department of Corrections, he shall be required to pay a fee of Ten Dollars ($10.00) per month unless such fee would impose an unnecessary hardship on the accused. The fee shall be paid to the Probation and Parole Fund of the Department of Corrections. The Department of Corrections shall supervise and perform such other services as required by the district attorney to effectuate the agreement of the parties. The Probation and Parole Division shall report at least monthly to the district attorney on the progress of the accused, and shall report immediately if the accused fails to report or participate in any program.

The agreement between the parties may require the accused to participate or consult with social service agencies, including any programs offered by the Department of Institutions, Social and Rehabilitative Services, the Department of Mental Health, the Employment Security Commission, the Department of Corrections, federal services agencies, other state agencies, colleges, universities and vocational-technical schools and private or charitable service organizations. Any state agency called upon for assistance in a deferred prosecution program by any district attorney shall render such services and assistance as available, and shall bear the costs of any such services and assistance. If the accused has sufficient means, the accused may be required to reimburse all or a part of the cost of the services as a condition of participation in the deferred prosecution program.

SECTION 3. A. Both the State of Oklahoma and the accused may mutually terminate the deferred prosecution at any time, and the case shall proceed as if there had been no deferment. If the State of Oklahoma makes the termination decision unilaterally, it shall only do so in light of all the relevant circumstances of the case. Arrest of the accused for a subsequent offense shall not automatically terminate the agreement. If the State of Oklahoma should decide to terminate the agreement, it shall:

1. Send a written notice of termination to the accused and the attorney for the accused, if any, explaining the reasons for the termination;

2. Disclose to the accused or the attorney for the accused the evidence supporting the decision to terminate; and

3. Afford the accused the opportunity to be heard and present evidence, and cross-examine witnesses before a state judge. The accused shall have ten (10) days from the date of mailing of such notice to file a

written request with the district court for such hearing, after which his right to such hearing shall be deemed waived. The burden shall be upon the State of Oklahoma to prove that the accused did not fulfill the conditions of the agreement, and that an information should be filed.

B. In the event an agreement is terminated by the State of Oklahoma, and the accused is subsequently tried before a jury, the court shall instruct the jury not to consider any delay in prosecution while the accused was participating in the deferred prosecution program.

SECTION 4. If the accused completes the program agreed upon, the State of Oklahoma shall not file the charges against the accused. The records of the accused shall be sealed and not be released or viewed except on a limited basis by legitimate researchers in the criminal justice area, and by law enforcement or prosecution personnel for the purposes of determining if the accused has been diverted. The district attorney shall take all necessary measures to insure that all of the records of the person remain confidential.

SECTION 5. A. Information received and collected by any service agency while the accused participates in the deferred prosecution program shall not be released to any agency or individual that will use the information for dissemination to the general public or be recorded in a computer system that has the potential for connection with national computer files, or be used by a law enforcement agency for the purposes of surveillance and investigation.

B. Any information obtained in the course of investigating the suitability of the accused for inclusion in a deferred prosecution program shall remain confidential except for purposes of deferred prosecution programs and shall not be released by any individual or agency without permission from the accused, being advised by counsel.

C. If the deferred prosecution program is terminated before successful completion of the agreement, no information obtained as a result of the participation of the accused in the deferred prosecution program shall be admissible in any subsequent proceeding against the advantage of the accused, except if said information could have been routinely gathered in the police investigation of the crime of the accused.

D. Any person releasing any information required by this section to be kept confidential shall be guilty of a misdemeanor, and shall, upon conviction, be fined not more than One Thousand Dollars ($1,000.00) or be imprisoned for not more than six (6) months, or both.

SECTION 6. The District Attorneys Training Coordination Council shall assist each district attorney in the development of the deferred prosecution program in their jurisdictions, and shall prepare and promulgate model forms for the use of the various district attorneys of this state.

SECTION 7. Sections 1 through 6 of this act shall be codified in the Oklahoma Statutes as Sections 305.1 through 305.6 of Title 22, respectively, unless there is created a duplication in numbering.

SECTION 8. This act shall become effective October 1, 1979."

, which amendment was declared adopted.

Upon motion of Senator Murphy, **SB 335,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 335,** as coauthored and amended, was considered engrossed

and placed on third reading and final passage.

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

THIRD READING

SB 335 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Howell and Keller.—2.

The bill passed.

SB 335 was referred for engrossment.

Senator Murphy presiding.

GENERAL ORDER

SB 192 by Keating of the Senate and Brunton of the House was read and considered.

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

Senator Clifton moved to amend **SB 192,** Page 1, Line 3, by inserting after the word "occupied" and before the word "as" the following language: "or to be occupied within six months after provision or last provision of the written notice required by this section.", which amendment was declared adopted.

Senators Clifton and Keating moved to amend **SB 192,** Page 3, Line 9, by adding after the word "indicated." the following language: "Any subcontractor, laborer or materialman furnishing labor or materials to an original contractor, or to a subcontractor under such original contractor, who has been furnished with a copy of the notice prescribed in SECTION 1 above by such original contractor or subcontractor, shall be entitled to rely upon the copy of such notice and any lien thereafter filed by such a subcontractor, laborer or materialman shall be enforceable as otherwise provided by law.", which amendment was declared adopted.

Senators Clifton and Keating moved to amend **SB 192,** Page 3, Line 10, by adding a new Section 3, as follows, and renumbering the subsequent sections:

"SECTION 3. Any original contractor who utters or causes to be uttered, either directly or indirectly, a false or fraudulent notice as provided for in Section 1 above with the intent that such notice shall be relied upon by any subcontractor, laborer or materialman in order that such original contractor may obtain credit, or labor or materials, shall be deemed guilty of a felony and shall be punished in the manner prescribed for grand larceny."

, which amendment was declared adopted.

Upon motion of Senator Keating, **SB 192,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **SB 192,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 192 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—39.

Nay: Boatner, Crutcher, Howard, Keller and Nickles.—5.

Excused: Howell, Porter, Smith and Young.—4.

The bill passed.

SB 192 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 13, 231, 240, 249, 254 and **294** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 263 was correctly engrossed.

SRs 25 and **26** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 131 by Smith of the Senate and Willis of the House was read and considered.

Upon motion of Senator Smith, **SB 131** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 131** was considered engrossed and placed on third reading and final passage.

Senator Lamb presiding.

THIRD READING

SB 131 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Howell, Pierce and Porter.—4.

The bill passed.

Senator Birdsong desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45. Excused: 3.

The emergency passed.

SB 131 was referred for engrossment.

GENERAL ORDER

SB 288 by Randle was read and considered.

Senator Randle moved to amend **SB 288,** Page 1, Line 5, by deleting after the word

''of'', and before the word ''members'' on Page 3, Line 4, all new language, and restoring all stricken language, and by adding on Page 4, Line 6½, the following new language:

''(b) An Administration Committee of the State Legislative Council is hereby created, to be composed of eight (8) members as follows: the President Pro Tempore of the Senate, the Speaker of the House of Representatives, the Minority Floor Leaders of the Senate and of the House of Representatives, the chairman of the Appropriations and Budget Committee of the Senate and of the House of Representatives, and one Senator and one Representative appointed by the President Pro Tempore and the Speaker of the House of Representatives, respectively. The Vice Chairman of the Executive Committee shall serve as chairman of the Administration Committee. It shall be the responsibility of the Administration Committee to employ an Executive Director of the Legislative Council and, with the advice of such Executive Director, to employ a director for each division of the Legislative Council created pursuant to Section 452 of this title and to prescribe salary, benefits and minimum professional qualifications for each staff person of the Legislative Council. The Administration Committee shall select and set aside office space for the administrative officers and employees of the Council, and shall perform such other administrative functions as may be prescribed by the Executive Committee.''

, and by renumbering subsequent paragraphs, which amendment was temporarily laid over upon the unanimous consent request of Senator Randle.

Senator Berrong moved to amend the Randle amendment to **SB 288,** on Line 12 of the printed amendment, by striking after the word ''Council'', and before the word ''and'' on Line 14, the following language: ''and, with the advice of such Executive Director, to employ a director for each division of the Legislative Council created pursuant to Section 452 of this title''; and placing a comma after ''Council'' on Line 12 and on Line 16 by striking the following words ''for each staff person of the Legislative Council'', which amendment to the Randle amendment was declared adopted.

Senator Randle moved to amend **SB 288,** Page 5, Line 13½, by adding a new Section 2 to read as follows:

''Section 2. Section 462 of Title 74, Oklahoma Statutes, is hereby repealed.''

, and amending the Title to conform and renumbering subsequent sections, which amendment was declared adopted.

Senator Randle pressed his motion to adopt his amendment previously laid over, as amended by the Berrong amendment, which motion was declared adopted.

Upon motion of Senator Randle, **SB 288,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 288,** as amended, 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 and emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle,

Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Howell and Porter.—2.

The bill and emergency passed.

SB 288 was referred for engrossment.

GENERAL ORDER

HJR 1004 by Sparkman, et al, of the House and Martin of the Senate was read and considered.

Senators Birdsong, Boatner, Cain, Dahl, Johnson, Landis, McDaniel, Rozell, Schuelein, Stipe, Taliaferro, Terrill and Tinsley asked to be named coauthors of **HJR 1004,** which was the order.

Senator Stipe moved to amend **HJR 1004,** Page 2, Lines 10 and 11, by deleting the words and figures "Fifteen Dollars ($15.00)" and inserting in lieu thereof the words and figures "Twenty Dollars ($20.00)", which amendment was declared adopted.

Senator Keller moved to amend **HJR 1004,** Page 2, Line 16, by adding after the word "Services." the following: "Further, the above described persons shall be issued cards which shall entitle them to be exempt from payment of state sales tax in the purchase of prescriptive drugs, groceries and utilities."

Senator Martin moved to table the Keller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—34.

Nay: Dahl, Green, Keller, Lamb, McCune, Murphy, Nickles, Pierce, Watson and Wolfe.—10.

Excused: Howard, Howell, Keating and Porter.—4.

Upon motion of Senator Martin, **HJR 1004,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HJR 1004,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

Senator Luton presiding.

THIRD READING

HJR 1004 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Howell and Porter.—2.

The resolution and emergency passed.

HJR 1004 was referred for engrossment.

GENERAL ORDER

SB 246 by Cate was read and considered.

Senator Cate, citing Rule 8(d), asked unanimous consent, which was granted, that Representative McIntyre be named House author of **SB 246,** which was the order.

Senator Berrong moved to amend **SB 246,** Page 2, Line 3, by striking after the word "Act." and before Section 3, all of Section 2, which amendment was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Nickles, Randle, Rozell, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—37.

Nay: Crow, Johnston, Lane, Murphy, Pierce, Schuelein, Stipe and Tinsley.—8.

Excused: Howell, Porter and Smith.—3.

Senator Lamb moved to amend **SB 246,** Pages 6, 7 and 8 and Lines 1 through 8 on Page 9, by striking Sections 4 and 5, and renumbering subsequent sections.

Senator Cate moved to table the Lamb motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Combs, Crutcher, Cummins, Green, Howard, Johnston, Keating, Keller, Lane, Luton, McCune, Pierce, Randle, Schuelein, Stipe, Terrill, Vann, Watson, Wolfe and Young.—24.

Nay: Berrong, Capps, Clifton, Crow, Cullison, Dahl, Field, Giles, Johnson, Kilpatrick, Lamb, Landis, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Rozell, Taliaferro, Tinsley and York.—22.

Excused: Howell and Smith.—2.

Senator Boatner moved to amend **SB 246** by crippling the title, which amendment was declared adopted by the Presiding Officer.

Senator Terrill moved to amend **SB 246,** by striking Lines 17 and 18 on Page 6; all of Pages 7 and 8, and Lines 1 through 4 on Page 9, and by inserting in lieu thereof the following language:

"SECTION 4. A. A bank holding company which seeks to acquire control of a bank or a bank holding company shall file with the Commissioner a copy of any application which the bank holding company is required to file with the Board of Governors of the Federal Reserve System, together with such supplemental data as will enable the Board to determine if the acquisition is lawful under the provisions of subsection D of this section and pay a fee of One Thousand Dollars ($1,000.00) to the Banking Board. The Board shall, within thirty (30) days after receiving the application, issue its order declaring the acquisition to be lawful or unlawful under the provisions of subsection D of this section. The order of the Board shall be the final administrative decision which may be appealed to the district court of the county of proper venue within thirty (30) days after the mailing or delivery of notice of the Board's order, by any party aggrieved by the order.

B. The Board shall also determine if the proposed acquisition of a bank by a bank holding company is consistent with the interests of promoting and maintaining a sound banking system and sound trust

companies, the security of deposits and depositors and other customers, the preservation of the liquid position of banks and in the interest of preventing injurious credit expansions and contractions. If the Board determines that the proposed acquisition is not consistent with those objectives, it shall, within thirty (30) days of receipt of the application, communicate its objections to the proposed acquisition to the Board of Governors of the Federal Reserve System.

C. The Board shall determine to be unlawful:

(1) For any bank holding company to obtain control of any bank, if the total deposits in such bank together with the total deposits in all banks controlled by the bank holding company exceed twelve and one-half percent (12½%) of the total bank deposits in all banks in the state, determined as of the date of the last simultaneous request for reports of condition issued by the Federal Deposit Insurance Corporation, the Comptroller of the Currency and the Banking Board of the State of Oklahoma; for which totals are available, preceding the date the bank holding company files an application with the Board as required by this section. In computing the total bank deposits in all banks controlled by the bank holding company and the bank which the holding company seeks to acquire, there shall be deducted from total deposits, certificates of deposit in the face amount of One Hundred Thousand Dollars ($100,000.00) or more, deposits from sources outside the United States, and deposits of banks other than banks controlled by the bank holding company;

(2) Any acquisition, merger or consolidation which will permit any bank holding company or any subsidiary thereof to own or acquire, directly or indirectly, any voting shares of, interest in, or all or substantially all of the assets of any bank if, as a result of such acquisition, merger or consolidation, any bank holding company would have:

(a) more than thirty-five (35) banking subsidiaries in this state,

(b) more than one (1) banking subsidiary in any county of this state having three (3) banks or less except where more than one (1) bank in said county was owned or controlled by the same party or parties January 1, 1975,

(c) more than one (1) banking subsidiary in any county of this state for each three (3) banks located in such county except where more than one (1) bank in said county was owned or controlled by the same party or parties January 1, 1975,

(d) more than five (5) banking subsidiaries in any county of this state, or acquire more than two (2) banking subsidiaries in any county of this state in the same calendar year,

(e) any banking subsidiary in any state other than the State of Oklahoma, or

(f) acquire more than five (5) banking subsidiaries in any one (1) calendar year.

D. The provisions of subsections C and D of this section shall not apply in the case of the acquisition of a bank or bank holding company acquired at the request of the Board, the Federal Deposit Insurance Corporation or the Board of Governors of the Federal Reserve System in order to prevent the imminent failure of a bank.''

, and conforming the title.

Senator Berrong moved to amend the Terrill amendment to **SB 246,** by striking after the word ''exceed'' on the printed form of the amendment, and before the word ''of'' in Subsection C (1), Lines 3 and 4, the words and figures ''twelve and

one-half percent (12½%)'' and substituting in lieu thereof the words and figures ''ten percent (10%)''.

Senator Cate moved to table the Berrong amendment to the Terrill amendment, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Crow, Crutcher, Cummins, Green, Howard, Keating, Keller, Lane, McCune, Randle, Schuelein, Stipe, Terrill, Tinsley, Watson and Wolfe.—20.

Nay: Berrong, Clifton, Combs, Cullison, Dahl, Field, Giles, Johnson, Johnston, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Taliaferro, Vann, York and Young.—24.

Excused: Capps, Howell, Porter and Smith.—4.

Senator Berrong moved to adopt his amendment to the Terrill amendment, which motion was declared adopted.

Senator Johnson moved to amend the Terrill amendment to **SB 246,** Page 2, subparagraphs (b) and (c), by striking the words and figures ''January 1, 1975'' to read: ''on the effective date of this act.'', which amendment to the Terrill amendment was declared adopted.

Senator Clifton moved to amend **SB 246,** Page 1, of the Terrill amendment, subsection C (2) by inserting after the word ''indirectly'' on the third line before the word ''any'' the words and figures ''more than 50% of'', which amendment to the Terrill amendment was declared adopted.

Senator Terrill pressed his motion to adopt his foregoing amendment, as amended.

Senator Lamb moved to table the Terrill motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Johnson, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—36.

Nay: Field, Green, Howard, Johnston, Keating, McCune, Pierce and Young.—8.

Excused: Capps, Howell, Porter and Smith.—4.

Senator Berrong moved to amend **SB 246,** Page 7, Lines 8 and 9, by striking after the word ''exceed'' and before the word ''of'' all language and substituting in lieu thereof the words and figures ''ten percent (10%)'', which amendment was declared adopted.

Senator Crow moved to amend **SB 246,** Page 8, Line 13, by striking all of subsection D.

Senator Cate moved as a substitute amendment to the Crow amendment to amend **SB 246,** Page 8, Line 15, by striking the words and figures ''thirty thousand (30,000)'' and inserting in lieu thereof the words and figures ''twenty-seven thousand five hundred (27,500)''.

Senator Cate asked unanimous consent to amend his foregoing amendment by changing the words and figures ''twenty-seven thousand five hundred (27,500)'' to read ''twenty-nine thousand (29,000)'', to which request objection was heard.

Senator Berrong raised a point of order and requested a ruling of the Chair stating

that the Senate rules provide in amendments where figures are submitted the procedure ranks from the largest to lowest figures and asked that the Chair rule the Cate amendment out of order, to which point of order the Chair concurred.

Senator Giles moved to amend **SB 246,** Page 8, Line 15, by striking after the word "of" and before the word "or" the words and figures "thirty thousand (30,000)" and substituting in lieu thereof the words and figures "three hundred thousand (300,000)".

Senator York raised a point of order and requested a ruling of the Chair, stating that the Crow motion to amend was before the Senate at this time, and should therefore be considered a primary motion, to which point of order the Chair concurred.

Senator Crow asked unanimous consent to withdraw his foregoing amendment, which was the order.

The Chair noted that the Giles amendment was now before the Senate for consideration.

Senator Giles pressed his motion to amend, which motion to amend was tabled upon motion of Senator Cate, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Combs, Crutcher, Cummins, Green, Howard, Johnston, Keating, Keller, Lane, Luton, McCune, Martin, Pierce, Randle, Schuelein, Stipe, Terrill, Watson and Wolfe.—23.

Nay: Berrong, Capps, Clifton, Crow, Dahl, Field, Giles, Johnson, Kilpatrick, Lamb, Landis, McDaniel, Miller, Murphy, Nickles, Rozell, Taliaferro, Tinsley, Vann, York and Young.—21.

Excused: Cullison, Howell, Porter and Smith.—4.

Senators York and Watson moved to amend **SB 246,** Page 8, Lines 14 through 17, by striking subsection D and relettering subsequent subsections.

Senator Lamb presiding.

Senator Luton presiding.

Senator Cate moved to table the York-Watson amendment, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Crutcher, Cummins, Howard, Johnston, Keating, Keller, Luton, McCune, Martin, Nickles, Rozell, Schuelein, Stipe, Terrill, Vann, Wolfe and Young.—23.

Nay: Clifton, Combs, Crow, Cullison, Dahl, Field, Giles, Green, Johnson, Kilpatrick, Lamb, Landis, Lane, McDaniel, Miller, Murphy, Pierce, Porter, Randle, Taliaferro, Tinsley, Watson and York.—23.

Excused: Howell and Smith.—2.

Senator York pressed his motion to amend, which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Clifton, Combs, Crow, Cullison, Green, Johnson, Kilpatrick, Lamb, Landis, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Tinsley, Watson, York and Young.—19.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Crutcher, Cummins, Dahl, Field, Giles, Howard, Johnston, Keating, Keller, Lane, Luton, McCune, Martin, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann and Wolfe.—27.

Excused: Howell and Smith.—2.

Senator Boatner moved to amend **SB 246,** Page 8, Line 15, by changing the words and figures "thirty thousand (30,000)" to read "twenty-nine thousand (29,000)", which amendment was declared adopted.

Senator Cate moved that **SB 246** be advanced to engrossment, which motion to advance was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Crutcher, Cullison, Cummins, Dahl, Johnston, Keating, Keller, Kilpatrick, Luton, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Schuelein and Wolfe.—21.

Nay: Berrong, Capps, Clifton, Combs, Crow, Field, Giles, Green, Howard, Johnson, Lamb, Landis, Lane, Miller, Murphy, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—25.

Excused: Howell and Smith.—2.

Senator Berrong moved to amend **SB 246,** Page 9, Line 10, by striking after the word "Oklahoma" and before the word "may" all language on Lines 10, 11, 12 and 1st half of Line 13, and by striking after the word "facility" the word "within" and placing a period, and by striking all of Lines 16, 17 and 18 on Page 9 and Lines 1, 2 and 3 on Page 10.

Senator Howard moved to table the Berrong motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Combs, Crutcher, Cullison, Cummins, Green, Howard, Johnston, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Wolfe and Young.—31.

Nay: Berrong, Capps, Clifton, Crow, Dahl, Field, Giles, Johnson, Keating, Landis, McDaniel, Nickles, Taliaferro, Watson and York.—15.

Excused: Howell and Smith.—2.

Senators Dahl and Watson moved to amend **SB 246,** Page 9, Lines 10 through 13, by striking after the word "city" and before the word "may" on Line 13, the following: "having a population of three hundred thousand (300,000) persons or less according to the latest decennial census reports of the United States Census Bureau".

Senator McDaniel moved to refer **SB 246** to the Committee on Oil, Gas and Energy.

Senator Cate moved to table the McDaniel motion to refer, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Combs, Crutcher, Cummins, Green, Howard, Johnston, Keating, Keller, Landis, Lane, Luton, McCune, Martin, Pierce, Porter, Randle, Schuelein, Stipe, Terrill, Wolfe and Young.—25.

Nay: Capps, Clifton, Crow, Cullison, Dahl, Field, Giles, Johnson, Kilpatrick, Lamb, McDaniel, Miller, Murphy, Nickles, Rozell, Taliaferro, Tinsley, Vann, Watson and York.—20.

Excused: Berrong, Howell and Smith.—3.

Senator Lamb raised a point of order and requested the Chair to rule on the duplicitous language as stated in the Dahl-Watson amendment previously read as the same

language stated in an adopted Berrong amendment.

The Chair ruled that the Dahl-Watson amendment was not in the same sense as the adopted Berrong amendment and ruled the point of order out of order and stated that the Dahl-Watson amendment was now before the Senate.

Senator Dahl pressed his motion to amend, which motion to amend was tabled upon motion of Senator Howard, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Crow, Crutcher, Cullison, Cummins, Green, Howard, Johnston, Keller, Lane, Luton, McCune, Martin, Pierce, Porter, Randle, Schuelein, Stipe, Terrill, Watson and Wolfe.—24.

Nay: Berrong, Capps, Clifton, Combs, Dahl, Field, Giles, Johnson, Keating, Kilpatrick, Lamb, Landis, McDaniel, Miller, Murphy, Nickles, Rozell, Taliaferro, Tinsley, Vann, York and Young.—22.

Excused: Howell and Smith.—2.

Senator Stipe moved to amend **SB 246,** Page 9, Line 18, by deleting after the word "A" and before the word "radius" the word "fifteen-mile" and inserting in lieu thereof the word "thirty-mile", which amendment was declared adopted upon the unanimous consent request of Senator Stipe.

Senator Cate moved that **SB 246** be advanced to engrossment, which motion to advance was declared adopted by the Presiding Officer.

Senate Terrill moved the previous question put.

Senator Stipe raised a point of order and requested the Presiding Officer to rule on the Terrill motion to order the previous question put, stating that the Terrill motion was premature, which point of order the Chair ruled as well taken.

Senator Cate asked unanimous consent that the rules be suspended and that **SB 246** be considered engrossed and placed on third reading and final passage, to which request objection was heard.

Senator Terrill raised a point of order, requesting the Chair to rule on a motion to advance being debatable or nondebatable.

The Presiding Officer stated that the provisions of Rule 14(q) were now in order and that a motion to advance was nondebatable.

Senator Cate moved to suspend the rules and that **SB 246** be considered engrossed and placed on third reading and final passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Clifton, Dahl and Johnson.—3.

Excused: Howell, Smith and Stipe.—3.

THIRD READING

Senator Terrill moved the previous question put, which motion was declared adopted by the Presiding Officer.

SB 246 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Cate, Combs, Crutcher, Cummins, Green, Howard, Johnston, Keating, Keller, Lane, Luton, McCune, Martin, Pierce, Porter, Randle, Schuelein, Stipe, Terrill, Vann, Wolfe and Young.—25.

Nay: Berrong, Capps, Clifton, Crow, Cullison, Dahl, Field, Giles, Johnson, Kilpatrick, Lamb, Landis, McDaniel, Miller, Murphy, Nickles, Rozell, Taliaferro, Tinsley, Watson and York.—21.

Excused: Howell and Smith.—2.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Boatner moved that the vote be reconsidered whereby **SB 246** passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 1004 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 289 by Combs of the Senate and Gray of the House was read and considered.

Senator Combs moved to amend **SB 289,** Pages 8 and 9, by striking all of subsection B and substituting the following:

"B. The council shall consist of the Commissioner or his designee, who shall be chairman, and six (6) members. The membership shall include a representative appointed by each of the following groups. The Girl Scouts of the United States of America, the Boy Scouts of America, Camp Fire Girls, the Young Mens Christian Association, the American Camping Association and the Oklahoma Congress of Parents and Teachers. A member may hold office for two years or until his successor is appointed and qualifies. The Commissioner or his designee shall fill vacancies for unexpired terms."

, which amendment was declared adopted.

Senator Terrill moved to amend **SB 289,** Page 6, Lines 7, 8, and 9, by striking after the word "homes" all bold-faced language in caps, which amendment was withdrawn upon the unanimous consent request of Senator Terrill.

Upon motion of Senator Combs, **SB 289,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Combs, **SB 289,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Terrill asked unanimous consent to amend **SB 289** on third reading by crippling the title, which was the order.

Senator Murphy presiding.

SB 289 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Combs, Crow, Crutcher, Cummins, Kilpatrick, Landis, Lane, Luton, Miller, Randle, Smith, Stipe, Taliaferro, Terrill, Tinsley and York.—19.

Nay: Berrong, Clifton, Cullison, Dahl, Green, Johnson, Johnston, Keating, Keller, Lamb, McCune, McDaniel, Martin, Mur-

phy, Nickles, Pierce, Rozell, Schuelein, Watson, Wolfe and Young.—21.

Excused: Birdsong, Cate, Field, Giles, Howard, Howell, Porter and Vann.—8.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Combs moved that the vote be reconsidered whereby **SB 289** failed of passage.

GENERAL ORDER

SB 233 by Crutcher of the Senate and Whorton of the House was read and considered.

Senator Stipe moved to amend **SB 233,** Page 2, Line 4, by striking after the word "requirements" the balance of the paragraph, which amendment was declared adopted.

Upon motion of Senator Crutcher, **SB 233,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crutcher, **SB 233,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 233 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—41.

Excused: Birdsong, Giles, Howard, Howell, McDaniel, Porter and Vann.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Schuelein moved that the vote be reconsidered whereby **SB 233** passed.

MOTION TO RECONSIDER VOTE

Senator Taliaferro pressed his motion to reconsider the vote whereby **SB 214** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—39.

Excused: Birdsong, Giles, Howard, Howell, Landis, McDaniel, Miller, Porter and Vann.—9.

THIRD READING

Senator Taliaferro, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Glover be named House author and Representative Hill be named a coauthor of **SB 214,** which was the order.

SB 214 was read for the third time at length.

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

Aye: Berrong, Boatner, Capps, Cate, Clifton, Combs, Crow, Cullison, Dahl, Field, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Martin, Miller, Nickles, Pierce, Smith, Stipe, Taliaferro, Terrill, Tinsley, York and Young.—27.

Nay: Cain, Crutcher, Cummins, Green, Johnson, Keating, Luton, McCune, Murphy, Randle, Rozell, Schuelein, Watson and Wolfe.—14.

Excused: Birdsong, Giles, Howard, Howell, McDaniel, Porter and Vann.—7.

The bill passed.

SB 214 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Taliaferro pressed his motion to reconsider the vote whereby **SB 58** passed, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and Young.—38.

Nay: Berrong.—1.

Excused: Birdsong, Clifton, Giles, Howard, Howell, McDaniel, Porter, Vann and York.—9.

THIRD READING

Senator Taliaferro asked unanimous consent to amend **SB 58** on third reading as follows: by deleting after the word "1971," and before "633" the word "section" and inserting the following "SECTIONS 605 AND" also, Page 1, Line 11½, after "633);" and before the word " PROVIDING" insert the following: "PROVIDING FOR RESOLUTION OF NECESSITY, UNDER CERTAIN CONDITIONS;"

Page 1, Line 18½, insert the following new Section.

"SECTION 1. 69 O.S. 1971, Section 605, is amended to read as follows:

Section 605. Whenever the Board of County Commissioners shall determine to construct a permanent bridge or culvert, the engineer's estimated cost of which exceeds the sum of **[Twenty-five Hundred Dollars ($2,500.00)]** TEN THOUSAND DOLLARS ($10,000.00), it shall adopt a resolution of necessity, containing substantially the following matters, to-wit:

(a) The location of such bridge or culvert, which location shall be so plainly pointed out that the same can easily be determined.

(b) The material of which such bridge or culvert is to be constructed.

(c) The approximate width of the roadway and depth of fill, if any, over the crown or floor of the bridge or culvert.

(d) The approximate length of span or arch of the bridge or culvert.

(e) The approximate area of the watershed to be drained through the bridge or culvert.

(f) The estimated cost of the bridge or culvert."

, and renumbering the subsequent section, which amendment was declared adopted.

SB 58 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—41.

Excused: Birdsong, Giles, Howard, Howell, McDaniel, Porter and Vann.—7.

The bill passed.

SB 58 was referred for engrossment.

THIRD READING

SB 263 was considered further.

Senator Nickles, citing Rule 8(d), asked unanimous consent, which was granted, that Representatives Brunton, Craighead and Lancaster be named coauthors of **SB 263.**

Senator Luton moved the previous question put.

SB 263 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Stipe, Taliaferro, Tinsley, Watson, Wolfe, York and Young.—37.

Nay: Cain, Clifton, Schuelein and Terrill.—4.

Excused: Birdsong, Giles, Howard, Howell, McDaniel, Porter and Vann.—7.

The bill and emergency passed.

SB 263 was referred for reengrossment.

MOTION TO RECONSIDER VOTE

Senator Combs pressed his motion to reconsider the vote whereby **SB 289** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Johnson, Johnston, Keller, Kilpatrick, Landis, Lane, Luton, McCune, Martin, Miller, Nickles, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley and York.—31.

Nay: Clifton, Keating, Lamb, Murphy, Pierce, Schuelein, Watson, Wolfe and Young.—9.

Excused: Birdsong, Field, Giles, Howard, Howell, McDaniel, Porter and Vann.—8.

THIRD READING

SB 289 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton,

Martin, Miller, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wolfe and York.—29.

Nay: Berrong, Clifton, Keating, Keller, McCune, Murphy, Nickles, Pierce, Schuelein, Watson and Young.—11.

Excused: Birdsong, Field, Giles, Howard, Howell, McDaniel, Porter and Vann.—8.

The bill passed.

Senators Berrong, Schuelein, Clifton, and Murphy desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 7. Excused: 8.

The emergency passed.

SB 289 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HJR 1004,** as coauthored by Elder, Duke and Henry of the House.

RESOLUTION

Senator Giles introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 27 — By Giles.
A Resolution commending Oklahoma's laboratory professionals for their efforts in providing Oklahoma with the finest medical laboratories in the Nation.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 22, 1979, at 10:30 a.m., which motion prevailed.

BILLS RELEASED

SBs 62 and **158** were referred for engrossment.

HB 1322 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 7:00 p.m., to meet Thursday, March 22, 1979, at 10:30 a.m.

Forty-seventh Legislative Day

Thursday, March 22, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Howell, Johnston, Keller, Lane, Porter, Smith and Stipe.—7.

Senator Luton declared a quorum present.

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

Lord, today I praise You for being our God. You not only created the world but all that is in the world, and we are thankful. You created mankind and gave him a special place above all other creatures, and we are thankful.

Father, You created government when You first spoke to Adam of long ago. Throughout the history of mankind You have recognized and endorsed government. So as a major part of our State's governmental process we ask Your blessing upon this Senate and upon each Senator. We trust You to speak to and through these Senators for that which is of You; and we trust You to stop that which is bad by again prompting these, Your servants, by Your Holy Spirit, in Jesus' name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McDaniel introduced his wife, Sandra.

Senator Combs introduced Judi Welsh, R.N., Oklahoma City, as the Nurse of the Day.

Senator McCune introduced David H. Wilson, M.D., Oklahoma City, as the 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 1439 — Education, Common, as coauthored by Boatner.

FIRST READING

The following were introduced and read the first time.

SB 342 — By Boatner.

An Act relating to labor; amending 40 O.S. 1971, Section 217, as amended by Section 4, Chapter 77, O.S.L. 1977 (40 O.S. Supp. 1978, Section 217); providing for employer contribution to the fund established by the Oklahoma Employment Security Commission; notifying employers of contribution rate; specifying contribution rate; providing for employee's benefit wages; providing certain limitations; providing for employer benefit wage ratio; providing for state experience factor; providing a tax table of employer contribution rates; assigning maximum contribution rates for delinquent employers; transferring merit rating accounts; providing for the Unemployment Compensation Fund; limiting annual tax increases paid by employers; repealing 40 O.S. 1971, Section 217.1; setting an effective date; and declaring an emergency.

SECOND READING

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

HB 1100 — Business, Industry and Labor Relations.

HB 1201 — Business, Industry and Labor Relations.

HB 1284 — Business, Industry and Labor Relations and then to Public and Mental Health.

HB 1298 — Municipal Government and then to Judiciary.

HB 1299 — Insurance.

HB 1307 — County, State and Federal Government.

HB 1377 — County, State and Federal Government and then to Appropriations and Budget.

HB 1397 — Retirement and Administration.

HB 1398 — Judiciary.

HB 1418 — County, State and Federal Government.

HB 1441 — Rules.

HB 1511 — County, State and Federal Government.

Senator Cate presiding.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1144, 1168, 1240, 1293, 1319, 1354, 1363, 1421, 1435, 1461, 1470, 1472, 1506** and **1515.**

HB 1144 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Commissioners of the Land Office — Appropriation — Emergency).

HB 1168 — By Draper of the House and Howard of the Senate.

(State Officers and Employees — Amending Sections in Title 74 — Emergency).

HB 1240 — By Davis (Don) of the House and Terrill of the Senate.

An Act relating to property; amending 60 O.S. 1971, Section 652; providing basis for determining abandoned property held by a banking or financial institution; modifying such provisions related to travelers' checks; and providing an effective date.

HB 1293 — By Twidwell, et al, of the House and Clifton and Green 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, as amended by Section 5, Chapter 234, O.S.L. 1977, Section 4,

Chapter 234, O.S.L. 1977, and 149, as amended by Section 51, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1978, Sections 2, 2b, 2.1 and 149); providing for coverage of certain state employees; providing for workers' compensation for employees engaged in certain hazardous employments; defining terms; providing for insurance against liability by certain governmental entities; providing exceptions to the Workers' Compensation Act; adding an exception; directing codification; and providing effective date.

HB 1319 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Department of Corrections — Supplemental Appropriation — Emergency).

HB 1354 — By Davis (Don) of the House and Clifton of the Senate.

An Act relating to officers; amending Sections 2, 4 and 12, Chapter 203, O.S.L. 1978 (51 O.S. Supp. 1978, Sections 152, 154 and 162); defining terms; clarifying limit of liability of political subdivisions and employees under certain conditions; providing indemnification for violation of federal civil rights laws under certain conditions; providing effective date; and declaring an emergency.

HB 1363 — By Lancaster.

An Act relating to the Consumer Credit Code; amending 14A O.S. 1971, Section 3-105; defining loan primarily secured by an interest in land; and declaring an emergency.

HB 1421 — By Cleveland, et al, of the House and Terrill of the Senate.

An Act relating to the Corporation Commission; amending Section 1, Chapter 263, O.S.L. 1977 (17 O.S. Supp. 1978, Section 180.1); prohibiting certain expenses from being included as operating expenses by public utilities; making exceptions; defining terms; and allowing certain advertising to be included as operating expenses.

HB 1435 — By Elder.

An Act relating to corporations; amending 18 O.S. 1971, Section 953, as amended by Section 1, Chapter 101, O.S.L. 1978 (18 O.S. Supp. 1978, Section 953); providing certain actions for divestment of interests in land held by certain corporations; providing for partition by share holders; and providing effective date.

HB 1461 — By Stephenson of the House and Howell of the Senate.

An Act relating to intoxicating liquors; amending 37 O.S. 1971, Sections 540, 541, 543, as amended by Section 5, Chapter 73, O.S.L. 1978 (37 O.S. Supp. 1978, Section 543), 545 through 547, 549, 550, 553 and 559; changing tax stamp method of evidencing payment of tax on intoxicating liquors; making certain requirements of wholesalers; providing for tax credit to suppliers; requiring a bond for excise tax due; authorizing refunds and prescribing procedures therefor; authorizing adoption of rules and regulations; requiring wholesaler permits or distributor permits; requiring reports; defining contraband and providing for examination of licensed premises; providing for hearings; prescribing penalties; levying excise tax on alcoholic beverages and providing for payment thereof; repealing 37 O.S. 1971, Sections 544 and 558; directing codification; and providing an effective date.

HB 1470 — By Davis (Don) of the House and Crow of the Senate.

An Act relating to county officers; amending 19 O.S. 1971, Section 215.14, as last amended by Section 1, Chapter 187, O.S.L. 1977 (19 O.S. Supp. 1978, Section 215.14); providing for salaries and retirement authorization of district attorneys and certain staff members and related procedures including paying agency; directing

codification; providing operative date; and declaring an emergency.

HB 1472 — By Glover, et al, of the House and Taliaferro of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 180.43, as amended by Section 1, Chapter 180, O.S.L. 1974, 180.61, 180.65, as last amended by Section 1, Chapter 7, O.S.L. 1977, 526, 541, 545 and 547 (19 O.S. Supp. 1978, Sections 180.43 and 180.65), 57 O.S. 1971, Section 95, as amended by Section 2, Chapter 13, O.S.L. 1978 (57 O.S. Supp. 1978, Section 95), 64 O.S. 1971, Section 58.1, and 70 O.S. 1971, Section 4-105; providing for traveling expenses on a reimbursement basis for county officers' and deputies' expenses in performing certain duties; providing for a monthly travel allowance in lieu of such reimbursement; specifying certain duties; providing for the appointment and compensation of deputies; requiring certain appropriations; imposing certain duties on State officers or agency heads; modifying provisions for mileage, meal and lodging reimbursement for sheriffs and their deputies; providing for maintenance of prisoners; providing for use of automobiles by county sheriffs; modifying provisions for classification of county officers; providing for house mover permits and inspection of county buildings; modifying provisions for appointment and compensation of deputy sheriffs and other assistants; providing for disposition of certain fees; providing for certain reports; providing for service of process; modifying provisions for certain bonds; providing for delivery of sentenced persons; providing for receivership in certain cases of default; modifying provisions for appointment of deputies for the county superintendent of schools; providing for certain transfers; providing for duties of the county superintendent of schools; directing codification; repealing 12 O.S. 1971, Section 37, 19 O.S. 1971, Sections 149, as amended by Section 1, Chapter 292, O.S.L. 1976, 180.44 through 180.47, 180.69, 180.70, as last amended by Section 1, Chapter 37, O.S.L. 1977, 323, 324a, as amended by Section 1, Chapter 10, O.S.L. 1974, 324b, 524, 525, 542 through 544, 549, 550, 673a and 674 (19 O.S. Supp. 1978, Sections 149, 180.70 and 324a), 28 O.S. 1971, Sections 39.4 through 41, 68 O.S. 1971, Sections 2438, as amended by Section 1, Chapter 89, O.S.L. 1975 and 2481.7 (68 O.S. Supp. 1978, Section 2438), 69 O.S. 1971, Section 317-A and 70 O.S. 1971, Sections 4-108 through 4-110 and 35a through 35d; and declaring an emergency.

HB 1506 — By Weichel, Winn and Hill.

An Act relating to agriculture; providing that state governmental entities shall be liable for damage for injury to persons or property caused by negligence in storage, spraying or other application of pesticides; providing for civil actions and venue; waiving sovereign immunity and consenting to suit within limitations of act; exempting employees of state agencies, boards, departments and commissions; authorizing settlements; providing for payment of judgments; prescribing limitations on liability; providing for retroactive application to claims arising one year prior to effective date; requiring notice; providing for limitation of actions; authorizing purchase of liability insurance and providing for payment of premiums; directing codification; and declaring an emergency.

HB 1515 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the State Factory Manufactured Mobile Home Board; reappropriating certain funds; amending Section 3, Chapter 257, O.S.L. 1974 (63 O.S. Supp. 1978, Section 2453) which relates to the Administrator and Chief Deputy; modifying compensation provisions; providing lapse date; repealing Sections 2 and 3,

Chapter 287, O.S.L. 1978; providing severability; and declaring an emergency.

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

RESOLUTIONS

Senator Capps introduced **SR 28** and asked unanimous consent that all other members of the Senate be named coauthors of **SR 28,** which was the order.

SR 28, as coauthored, was read at length as follows, adopted upon motion of Senator Capps and ordered referred for enrollment.

SR 28 — By Capps, Berrong, Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution welcoming the President of the United States to the State of Oklahoma; and directing distribution.

WHEREAS, the President of the United States, James Earl Carter, Jr., has announced his intentions of coming to Elk City, Oklahoma, to participate in a town meeting; and

WHEREAS, President Carter, by virtue of his high office, is leader of the free world, Commander in Chief of the Armed forces of the United States, and the chief policy maker in domestic and foreign affairs; and

WHEREAS, the visit of President Carter to Oklahoma is a high honor, and will bring national attention to Elk City; and

WHEREAS, President Carter returns to Elk City now because he received such fine Oklahoma hospitality there when he was a candidate for the Presidency.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby formally welcomes President Jimmy Carter to the State of Oklahoma, and extends a firm invitation to return as often as possible.

SECTION 2. Copies of this resolution shall be dispatched to President Jimmy Carter, and the mayor of Elk City, Oklahoma.

Senator Nickles introduced **SR 29** and asked unanimous consent that all other members of the Senate be named coauthors of **SR 29,** which was the order.

SR 29, as coauthored, was read at length as follows, adopted upon motion of Senator Nickles and ordered referred for enrollment.

SR 29 — By Nickles, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution praising Charles B. Duffy; expressing sorrow upon his death; extending condolences; and directing distribution.

WHEREAS, Oklahoma depends upon dedicated public servants to improve the quality of government; and

WHEREAS, Charles B. Duffy was a dedicated public servant; and

WHEREAS, Charles B. Duffy was born in Point Pleasant, West Virginia, admitted to the Oklahoma Bar at the age of 22 and served Kay County as an assistant county attorney; and

WHEREAS, Charles B. Duffy was a member of the Oklahoma Senate during the years 1934 to 1946, and served with distinction on major committees, including Appropriations, Education, Judiciary, and Revenue and Taxation, and was noted for his concern for the education of orphans and the practical administration of state laws; and

WHEREAS, Charles B. Duffy served Oklahoma as a member of the prestigious Commission on Uniform State Laws from 1953 to 1957, during which time the Commission drafted the Uniform Commercial Code, the Uniform Gifts to Minors Act, and the Reciprocal Enforcement of Support Act and other uniform laws; and

WHEREAS, Charles B. Duffy also served as President of the Oklahoma Bar Association, State Commander of the American Legion, President and District Governor of the Rotarians, and President of the University of Oklahoma's Dad's Association; and

WHEREAS, this extraordinary career of public service merits the praise of all Oklahomans.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the life and accomplishments of Charles B. Duffy, and expresses its great sorrow at the news of his death. The Oklahoma Senate extends its most sincere condolences to the family of Charles B. Duffy.

SECTION 2. Copies of this Resolution shall be dispatched to the family of Charles B. Duffy.

GENERAL ORDER

SB 69 by Landis of the Senate and Wilson of the House was read and considered.

Upon motion of Senator Landis, **SB 69** was advanced to engrossment.

By unanimous consent, upon request of Senator Landis, **SB 69** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 69 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, Cain, Capps, Cate, Clifton, Combs, Crow, Cummins, Field, Green, Howard, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, Martin, Nickles, Randle, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—29.

Nay: Berrong, Crutcher, Cullison, Dahl, Johnson, McDaniel, Miller, Pierce, Rozell and Schuelein.—10.

Excused: Giles, Howell, Johnston, Keller, Lane, Murphy, Porter, Smith and Stipe.—9.

The bill passed.

SB 69 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 131, 158, 192, 214, 288, 289 and **335** and **SCR 20** were each correctly engrossed, and **SB 263** was correctly reengrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senators Lane and Porter asked to be shown present, which was the order.

GENERAL ORDER

SB 313 by Vann of the Senate and Townsend of the House was read and considered.

Senators Stipe, Johnson and Birdsong asked to be made coauthors of **SB 313,** which was the order.

Senator Pierce moved to amend **SB 313** by striking the Title, which amendment was declared adopted.

Senator Vann moved to amend **SB 313,** Page 19, Line 1, by adding after the word "auction." the following language: "Provided that any person or persons who refuse in writing to receive individual collection service shall not be subject to an assessment for such fees and charges from and after the date of such writing.", which amendment was declared adopted.

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

Upon motion of Senator Vann, **SB 313,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Vann, **SB 313,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 313 was read for the third time at length.

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

Aye: Birdsong, Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Tinsley, Vann, Watson, Wolfe and York.—32.

Nay: Berrong, Boatner, Capps, Crutcher, Dahl, Field, Lamb, Landis, Smith, Taliaferro, Terrill and Young.—12.

Excused: Giles, Howell, Johnston and Stipe.—4.

The bill passed.

Senators Capps, Landis and Terrill desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35. Nay: 9. Excused: 4.

The emergency passed.

SB 313 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Schuelein asked unanimous consent that the motion to reconsider the vote on **SB 233** be withdrawn, which was the order.

DECLARATION OF VOTE

Senator McDaniel asked that the record show had he been present at the time of third reading and final passage when the votes were taken, he would have voted aye

on the following bills: **SBs 58, 214, 233** and **263.**

BILL WITHDRAWN — REREFERRED

Senator Combs asked unanimous consent, which was granted, that **SB 302** be withdrawn from the Calendar and rereferred to the Committee on Business, Industry and Labor Relations.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **SB 273** failed, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Dahl, Field, Green, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Terrill, Tinsley and Wolfe.—27.

Nay: Birdsong, Cummins, Johnson, Landis, Lane, Nickles, Porter, Schuelein, Smith, Taliaferro, Vann, Watson, York and Young.—14.

Excused: Crutcher, Giles, Howard, Howell, Johnston, Pierce and Stipe.—7.

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

THIRD READING

Senator Green asked unanimous consent to amend **SB 273** on third reading, as follows: by deleting after the word "university" and before the word "community" on Page 3, Line 1, the word "or" and insert a comma and on Line 2 after the word "college", insert the words, "or Vo-Tech" before the semicolon, which amendment was declared failed of adoption.

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

SB 273 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, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Field, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Terrill, Tinsley, Watson, Wolfe and York.—25.

Nay: Birdsong, Crow, Cummins, Green, Howard, Johnson, Johnston, Landis, Lane, Miller, Nickles, Porter, Randle, Schuelein, Smith, Taliaferro, Vann and Young.—18.

Excused: Crutcher, Giles, Howell, Pierce and Stipe.—5.

The bill passed.

On the question of passage of the emergency, the vote resulted as follows: Aye: 25. Nay: 5. Excused: 18.

The emergency failed.

SB 273 was referred for engrossment.

GENERAL ORDER

SB 332 by Wolfe and Clifton of the Senate and Steward of the House was read and considered.

Senator Wolfe asked unanimous consent that further consideration of **SB 332** be deferred temporarily, which was the order.

Senator Luton moved that the Senate stand recessed until 1:00 p.m.

The Senate reassembled with Senator Lane presiding.

Senator McDaniel questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Cate presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 58 and **62** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 28 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 332 was considered further.

Senator Keller moved to amend **SB 332,** Page 12, Line 2, by adding after the word "it" the words: ", but in any event the court shall require that written notice was given and received by all members of the class", which amendment was declared failed of adoption.

Upon motion of Senator Wolfe, **SB 332** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 332** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 332 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Cullison, Cummins, Dahl, Green, Keller, Lamb, Landis, Luton, McCune, McDaniel, Martin, Pierce, Porter, Randle, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—26.

Nay: Boatner, Combs, Crow, Field, Johnson, Johnston, Lane, Miller, Murphy, Nickles, Rozell and Schuelein.—12.

Excused: Birdsong, Crutcher, Giles, Howard, Howell, Keating, Kilpatrick, Smith, Stipe and Terrill.—10.

The Chair advised the Senate that Senator Keating, having been present in the Chamber during the vote would be shown voting "no" on **SB 332** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 26. Nay: 13. Excused: 9.

The bill passed.

SB 332 was referred for engrossment.

GENERAL ORDER

SB 194 by McCune was read and considered.

Senator McCune, citing rule 8(d), asked unanimous consent, which was granted, that Representative Craighead be named House author of **SB 194.**

Senator Landis moved to amend **SB 194,** Page 5, Line 4, by adding a new paragraph 17 to read as follows:

"Failure to provide itemized bill for hospital and professional services when requesting payment."

, and renumbering subsequent sections, which amendment was declared adopted.

Senator Lamb asked unanimous consent that the title to **SB 194** conform to the bill, which was the order.

Senator Berrong moved to amend **SB 194,** Page 4, Line 18, by striking after the word "payment" and before the word "the" on Page 5, Line 2, the words "of the fees charged for medical services of the amount of the fees", and substituting the following language: ", the amount of the fees charged for medical services," which amendment was declared adopted.

Upon motion of Senator McCune, **SB 194,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **SB 194,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 194 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Green, Johnson, Johnston, Keating, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Nay: Keller.—1.

Excused: Birdsong, Crutcher, Giles, Howard, Howell, Kilpatrick, Smith, Stipe and Terrill.—9.

The Chair advised the Senate that Senator Kilpatrick, having been present in the Chamber during the vote would be shown voting "no" on **SB 194** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 38. Nay: 2. Excused: 8.

The bill passed.

SB 194 was referred for engrossment.

GENERAL ORDER

SB 146 by Tinsley and Landis of the Senate and Hopkins of the House was read and considered.

Senator Pierce moved to amend **SB 146,** Page 2, Line 8, by deleting the word "shall" and inserting the word "may", which amendment was declared adopted.

Senator Pierce moved to amend **SB 146,** Page 2, Line 7, by deleting the word "shall" and inserting the word "may", which amendment was declared adopted.

Upon motion of Senator Tinsley, **SB 146,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, **SB 146,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 146 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—36.

Nay: Keating, Rozell, Schuelein and Young.—4.

Excused: Birdsong, Crutcher, Giles, Howell, Porter, Smith, Stipe and Terrill.—8.

The bill passed.

SB 146 was referred for engrossment.

GENERAL ORDER

SB 282 by Keller was read and considered.

Upon motion of Senator Keller, **SB 282** was advanced to engrossment.

By unanimous consent, upon request of Senator Keller, **SB 282** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 282 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Dahl, Field, Green, Howard, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Watson, Wolfe, York and Young.—35.

Nay: Johnson, Keating and Vann.—3.

Excused: Birdsong, Crow, Crutcher, Cummins, Giles, Howell, Porter, Smith, Stipe and Terrill.—10.

The bill and emergency passed.

SB 282 was referred for engrossment.

GENERAL ORDER

SB 56 by Taliaferro and Stipe was read and considered.

Senator Taliaferro moved to amend **SB 56,** Page 2, Line 7, by striking after the word "that" the remaining language on Line 7, all language on Line 8, and all language on Line 9 before the word "no", which amendment was declared adopted.

Upon motion of Senator Taliaferro, **SB 56,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **SB 56,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 56 was read for the third time at length.

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

Aye: Capps, Clifton, Combs, Cullison, Dahl, Field, Johnston, Kilpatrick, Landis, Lane, Luton, Murphy, Randle, Taliaferro, Terrill, Tinsley, York and Young.—18.

Nay: Berrong, Boatner, Cain, Cate, Crow, Green, Johnson, Keating, Keller, Lamb, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Rozell, Schuelein, Vann, Watson and Wolfe.—21.

Excused: Birdsong, Crutcher, Cummins, Giles, Howard, Howell, Porter, Smith and Stipe.—9.

The bill failed.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that **SB 250** be withdrawn from the Calendar and rereferred to the Committee on Public Safety and Penal Affairs; and upon the request of Senator Taliaferro, that **SB 256** be withdrawn from the Calendar and rereferred to the Committee on County, State and Federal Government.

GENERAL ORDER

SB 237 by Young and Johnson was read and considered.

Upon motion of Senator Young, **SB 237** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 237** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 237 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, Combs, Crow, Cullison, Dahl, Field, Green, Johnson, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, York and Young.—32.

Nay: Cain, Johnston, Keating, McCune, Pierce, Watson and Wolfe.—7.

Excused: Birdsong, Crutcher, Cummins, Giles, Howard, Howell, Porter, Smith and Stipe.—9.

The bill and emergency passed.

SB 237 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Taliaferro moved that the vote be reconsidered whereby **SB 56** failed of passage on this legislative day, and, pursuant to the Lane unanimous consent request on Page 492, pressed his motion to reconsider.

The vote occurring on the Taliaferro motion to reconsider, it was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Dahl, Field, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Nay: Rozell.—1.

Excused: Birdsong, Crutcher, Cummins, Giles, Howard, Howell, Porter, Smith and Stipe.—9.

THIRD READING

Senator Taliaferro moved that **SB 56** be withdrawn from the Calendar and rereferred to the Committee on Appropriations and Budget, which motion was declared adopted by the Presiding Officer.

MOTION TO RECONSIDER VOTE

Senator Keller pressed his motion to reconsider the vote whereby **SB 221** passed.

Senator Johnston moved to table the Keller motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Capps, Cate, Clifton, Crow, Dahl, Field, Johnston, Kilpatrick, Lamb, Landis, Lane, McDaniel, Miller, Murphy, Randle, Taliaferro, Terrill, Tinsley, Vann and Young.—21.

Nay: Boatner, Cain, Combs, Cullison, Green, Johnson, Keating, Keller, Luton, McCune, Martin, Nickles, Pierce, Rozell, Schuelein, Wolfe and York.—17.

Excused: Birdsong, Crutcher, Cummins, Giles, Howard, Howell, Porter, Smith and Stipe.—9.

*Not Voting: Watson.—1.

*As provided under Article 5, Section 24 of the Constitution, Senator Watson asked to be shown not voting on **SB 221** for reason of personal interest.

SB 221 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **SB 321** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Capps, Cate, Clifton, Combs, Crow, Field, Green, Johnson, Keating, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Murphy, Randle, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—25.

Nay: Berrong, Boatner, Cain, Cullison, Dahl, Johnston, Keller, Lane, McCune, Nickles, Pierce, Rozell, Schuelein and Vann.—14.

Excused: Birdsong, Crutcher, Cummins, Giles, Howard, Howell, Porter, Smith and Stipe.—9.

THIRD READING

Senator Terrill asked unanimous consent, which was granted, to amend **SB 321** on third reading by striking all of Lines 14 and 15 on Page 8 and to the word "and" on Line 17 and substituting the following:

"1. There shall be no permit fee for one (1) machine;

2. A permit for the operation of two (2) to five (5) machines shall cost Two Hundred Dollars ($200.00);

3. A permit for the operation of six (6) or more machines shall cost Five Hundred Dollars ($500.00);"

, which amendment was declared adopted.

SB 321 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, Combs, Crow, Green, Johnson, Keating, Kilpatrick, Lamb, Martin, Miller, Randle, Rozell, Taliaferro, Terrill, Vann, York and Young.—18.

Nay: Berrong, Boatner, Cain, Capps, Cullison, Dahl, Field, Johnston, Keller, Landis, Lane, Luton, McCune, McDaniel, Murphy, Nickles, Pierce, Schuelein, Tinsley, Watson and Wolfe.—21.

Excused: Birdsong, Crutcher, Cummins, Giles, Howard, Howell, Porter, Smith and Stipe.—9.

The bill failed.

GENERAL ORDER

SB 59 by Kilpatrick was read and considered.

Senator Kilpatrick moved to amend **SB 59,** Page 2, Line 1, by striking after the word "no" and before the semicolon the word "dividends" and inserting in lieu thereof the word "assets", which amendment was declared adopted.

Upon motion of Senator Kilpatrick, **SB 59,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, **SB 59,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 59 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Dahl, Field, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—37.

Nay: Boatner.—1.

Excused: Birdsong, Crutcher, Cummins, Giles, Howard, Howell, Porter, Smith, Stipe and Young.—10.

The bill passed.

SB 59 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HJR 1004.**

The above numbered Enrolled Resolution was, after fourth reading, properly signed and ordred returned to the Honorable House.

BILLS WITHDRAWN — REREFERRED

Senator Crow moved that **SB 283** be withdrawn from the Calendar and rereferred to the Committee on Environmental and Natural Resources, which motion was declared adopted.

Senator Crow, on behalf of Senator Taliaferro, moved that **SB 255** be withdrawn from the Calendar and rereferred to the Committee on Judiciary, which motion was declared adopted.

GENERAL ORDER

SB 329 by Stipe was read and considered.

Senator Lane asked unanimous consent that he be named coauthor of **SB 329,** which was the order.

Senator Lane, citing 8(d), asked unanimous consent that Representative Caldwell be named House author of **SB 329,** which was the order.

Senator Lane moved to amend **SB 329** by crippling the title, which amendment was declared adopted.

Upon motion of Senator Lane, **SB 329,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **SB 329,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 329 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, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Dahl, Field, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Keating and Wolfe.—2.

Excused: Birdsong, Crutcher, Cummins, Giles, Howard, Howell, Porter, Smith and Stipe.—9.

The bill passed.

SB 329 was referred for engrossment.

BILL WITHDRAWN — REREFERRED

Senator Keller asked unanimous consent, which was granted, that **SB 220** be withdrawn from the Calendar and rereferred to the Committee on Education, Higher.

GENERAL ORDER

SB 147 by Lane was read and considered.

Senator Lane, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Willis be named House author of **SB 147.**

Senator Lane moved to amend **SB 147** by crippling the title, which amendment was declared adopted.

Senator Murphy moved to amend **SB 147,** Page 3, Line 10, by adding after the word "trusts" on Line 10 and before the word "from" the words "or county public housing finance authorities already formed", which amendment was declared adopted.

Senator Murphy moved to amend **SB 147,** Page 3, Line 14, by adding after the word "Oklahoma" the words: "Provided, however, city or county housing trusts presently issuing or in the process of issuing evidences of indebtedness are exempt from this act.", which amendment was declared adopted.

Senator Berrong moved to amend **SB 147,** Page 3, Line 11, by striking after the word "program" and before the word "pursuant" the words: "or issuing an indebtedness therefor,", which amendment was declared adopted.

Upon motion of Senator Lane, **SB 147,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **SB 147,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 147 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, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Dahl, Field, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Excused: Birdsong, Crutcher, Cummins, Giles, Howell, Porter, Smith and Stipe.—8.

The bill passed.

SB 147 was referred for engrossment.

MOTIONS RE SB 246

Senator York, referring to the Lane unanimous consent request shown on Page 492, relating to the disposition of motions to reconsider votes on bills and resolutions, moved that the vote be reconsidered whereby **SB 246** passed and requested a ruling of the Chair that he allowed to press his motion at this time.

Senator Boatner raised a point of order and cited the provisions of Rule 19(b) relating to motions to reconsider and stated that his motion to reconsider the vote on the passage of **SB 246** lodged on Page 516 was a prior motion and was the property of the moving Senator until some disposition is made and further requested the Chair to rule the York motion out of order.

The Chair ruled that the Boatner point of order was well taken, in that the provisions of Rule 19(b) did apply to the moving Senator and ruled the York motion out of order.

Senator York moved to appeal the ruling of the Chair.

Senator Boatner moved to table the York motion to appeal the ruling of the Chair, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Howard, Johnston, Keating, Keller, Lane, Luton, McCune, Martin, Schuelein and Wolfe.—13.

Nay: Berrong, Capps, Clifton, Combs, Crow, Cullison, Dahl, Field, Green, Johnson, Kilpatrick, Lamb, Landis, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Taliaferro, Tinsley, Vann, Watson, York and Young.—26.

Excused: Birdsong, Crutcher, Cummins, Giles, Howell, Porter, Smith, Stipe and Terrill.—9.

Senator York pressed his motion to appeal the ruling of the Chair, which motion was declared adopted upon a voice vote by the Presiding Officer.

Senator York pressed his motion to reconsider the vote whereby **SB 246** passed.

Senator Luton presiding.

Senator Boatner moved to table the York motion to reconsider the vote whereby **SB 246** passed, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Combs, Howard, Johnston, Keating, Keller, Lane, Luton, McCune, Martin, Randle, Schuelein, Terrill, Wolfe and Young.—17.

Nay: Berrong, Capps, Clifton, Crow, Cullison, Dahl, Field, Johnson, Kilpatrick, Lamb, Landis, McDaniel, Miller, Murphy, Nickles, Pierce, Rozell, Taliaferro, Tinsley, Vann, Watson and York.—22.

Excused: Birdsong, Crutcher, Cummins, Giles, Green, Howell, Porter, Smith and Stipe.—9.

The Chair advised the Senate that Senator Green, having been present in the Chamber during the vote, would be shown voting "no" on the Boatner tabling motion on the York motion to reconsider the vote whereby **SB 246** passed in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 17. Nay: 23. Excused: 8.

Senator York pressed his motion to reconsider, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Capps, Clifton, Crow, Cullison, Dahl, Field, Green, Johnson, Kilpatrick, Lamb, Landis, McDaniel, Mil-

ler, Murphy, Nickles, Rozell, Taliaferro, Tinsley, Vann, Watson, York and Young.—23.

Nay: Boatner, Cain, Cate, Combs, Howard, Johnston, Keating, Keller, Lane, Luton, McCune, Martin, Pierce, Randle, Schuelein, Terrill and Wolfe.—17.

Excused: Birdsong, Crutcher, Cummins, Giles, Howell, Porter, Smith and Stipe.—8.

SB 246 was referred for engrossment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 26, 1979, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SBs 161 and **233** were referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 3:45 p.m. to meet Monday, March 26, 1979, at 1:30 p.m.

Forty-eighth Legislative Day

Monday, March 26, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Keating, Randle and Wolfe.—3.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Sam Garner, Pastor, First Baptist Church, Atoka, and incorporated into the Journal upon request of Senator Boatner.

Our Father in Heaven, we are ever mindful of who You are! God, the supreme being! We are grateful for the privilege to enter Your presence through prayer.

Today as we look into the future let no fears assail us. Help us to be confident that You will be with us in the future as we know You have been in the past.

Father, we ask Your blessings upon this Senate body this new week. We pray that Your will may be done in these chambers. We ask that Your program might be carried out, above party or personal interest and circumstance, for the good of the people of the State of Oklahoma.

Especially do we pray for the leaders of our state government and the leaders of our national government that all they do will lead us close to You and bring peace to our world.

May we become the example for all that You expect us to be here in this room during this week.

Humbly before Thy throne of love and mercy we pray in the name of Jesus Christ, our Lord, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Schuelein introduced N.A. Cotner, M.D., Grove, as the Doctor of the Day.

FIRST READING

The following were introduced and read the first time.

SJR 33 — By Cate of the Senate and Deatherage of the House.

A Joint Resolution creating a special committee to study the Oklahoma juvenile and criminal justice systems with regard to the feasibility of the creation of a youthful offender system *** emergency.

SECOND READING

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

SB 342 — Business, Industry and Labor Relations and then to Revenue and Taxation.

HB 1144 — Appropriations and Budget.

HB 1168 — Appropriations and Budget.

HB 1240 — Banks and Banking.

HB 1293 — Business, Industry and Labor Relations and then to Insurance.

HB 1319 — Appropriations and Budget.

HB 1354 — County, State and Federal Government and then to Municipal Government.

HB 1363 — Business, Industry and Labor Relations.

HB 1421 — Oil, Gas and Energy.

HB 1435 — Business, Industry and Labor Relations and then to Agriculture.

HB 1461 — Revenue and Taxation.

HB 1470 — Appropriations and Budget and then to Retirement and Administration.

HB 1472 — County, State and Federal Government and then to Public Safety and Penal Affairs.

HB 1506 — Agriculture and then to County, State and Federal Government.

HB 1515 — Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1177, 1305, 1341, 1345, 1346, 1367, 1371, 1382, 1386, 1407, 1408, 1454** and **HJRs 1025** and **1028.**

HB 1177 — By Sheppard, et al, of the House and Crow of the Senate.

An Act relating to property; providing for the Oklahoma Lighting Energy Conservation Act; providing short title; defining terms; providing certain lighting regulations and standards; providing exceptions; providing certain requirements and powers of governmental entities; providing procedures for establishing the lighting power limit; providing tables; providing for alternative compliance; providing for reports; directing codification; and providing an effective date.

HB 1305 — By Townsend, et al, of the House and Lane of the Senate.

(Motor Vehicles — Amending 47 O.S. Supp. 1978, Section 11-801 — Effective Date).

HB 1341 — By Robinson, et al, of the House and York of the Senate.

(Insurance — Amending 36 O.S. 1971, Section 3611 — Effective Date).

HB 1345 — By Steward, et al.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 1271; providing procedures for assignment of counsel to indigent defendants; specifying compensation; directing assignment to public defenders in certain counties; providing exceptions; and setting an effective date.

HB 1346 — By Steward and Murphy.

An Act relating to insurance; amending 36 O.S. 1971, Section 1204; defining unfair methods of competition and unfair and deceptive acts or practices in the business of insurance; and expanding such definition.

HB 1367 — By Barker and Glover of the House and Rozell of the Senate.

An Act relating to state government; amending Section 1, Chapter 61, O.S.L. 1977 (74 O.S. Supp. 1978, Section 85.32); providing for purchases by the state and certain political subdivisions and trusts; and expanding provisions for certain preferences.

HB 1371 — By Steward, et al, of the House and Randle of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 1409; and expanding acts which may not be performed by a legislator.

HB 1382 — By Riggs, et al, of the House and Clifton of the Senate.

An Act relating to the Corporation Commission; authorizing the Commission to conduct management and operations audits; authorizing the use of independent auditors; and directing codification.

HB 1386 — By Holt of the House and Lane of the Senate.

(Property — Amending sections in Title 60 — Effective Date).

HB 1407 — By Monks, et al.

An Act relating to labor; amending 40 O.S. 1971, Section 197.2, as last amended by Section 2, Chapter 266, O.S.L. 1977 (40 O.S. Supp. 1978, Section 197.2); making certain working conditions unlawful; establishing a minimum wage; raising the minimum wage; and providing an effective date.

HB 1408 — By Craighead, et al, of the House and Cullison of the Senate.

An Act relating to roads, bridges and ferries; amending Sections 2 and 5, Chapter 218, O.S.L. 1976 (69 O.S. Supp. 1978, Sections 4002 and 4005); creating the Department of Transportation and the Transportation Commission; providing certain duties with exceptions; defining terms; and providing an effective date.

HB 1454 — By Davis (Don) of the House and Crow of the Senate.

An Act relating to the Alcoholic Beverage Control Board; making a supplemental appropriation thereto; stating the purpose; providing lapse date; and declaring an emergency.

HJR 1025 — By Draper and Hooper of the House and Howard and Taliaferro of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a constitutional amendment, adding Article V, Section 27A, to the Constitution; providing for the Legislature to call itself into special session under certain conditions; reserving the Governor's existing right to call special sessions of the legislature; providing ballot title; and directing filing.

HJR 1028 — By Thompson (Mick), et al, of the House and Smith of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 26 of Article X of the Oklahoma Constitution; allowing political subdivisions of the state to become indebted; imposing certain limitations on the duration of certain indebtedness; increasing the amount of allowable indebtedness of a school district, under certain conditions; providing for certain elections; providing percentage of favorable vote required to incur certain indebtedness; requiring certain taxes for certain interest and sinking funds; excluding certain contracts by school districts; providing a ballot title; directing filing; and ordering submission to the voters at the next statewide election.

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

PENDING SENATE ACTION — RESOLUTION

SR 27, introduced on Page 520, was called up for consideration.

Senator Giles asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 27.**

SR 27, as coauthored, was read at length as follows, adopted upon motion of Senator Giles, and ordered referred for enrollment.

SR 27 — By Giles, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution commending Oklahoma's laboratory professionals for their efforts in providing Oklahoma with the finest medical laboratories in the nation.

WHEREAS, April 8 through 14, 1979, is National Medical Laboratory Week; and

WHEREAS, Oklahoma's laboratory professionals make the scientific findings that help provide data for diagnostic decisions; and

WHEREAS, laboratory tests provide important and often vital scientific information about the human body and its functions; and

WHEREAS, modern laboratory techniques and equipment make possible a wide number of tests which can quickly tell the physician what is going on inside the human body.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

THAT Oklahoma's clinical pathologists, clinical laboratory scientists, medical technologists and technicians, laboratory assistants, histotechnologists, cytotechnologists and others who operate Oklahoma's medical laboratories be commended for their dedication in the fight against disease and for their outstanding service to mankind.

BE IT FURTHER RESOLVED THAT a duly authenticated copy of this Resolution be transmitted to the Oklahoma Society for Medical Technology, P.O. Box 7152, Tulsa, Oklahoma 74105.

GENERAL ORDER

HB 1373 by Davis (Guy) and Wilson of the House and Boatner and Howell of the Senate was read and considered.

Upon motion of Senator Boatner, **HB 1373** was advanced.

By unanimous consent, upon request of Senator Boatner, **HB 1373** was placed on third reading and final passage.

THIRD READING

HB 1373 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein,

Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Excused: Howard, Keating, Keller, Porter, Randle, Terrill and Wolfe.—7.

The bill passed.

Senator Randle 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: 42. Excused: 6.

The emergency passed.

HB 1373 was ordered withheld pursuant to Rule 19(f).

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 20,** as coauthored by all members of the House.

The above numbered Resolution was referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HB 1322.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 59, 69, 146, 147, 161, 194, 221, 233, 237 and **246** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1439 by Trent, et al, of the House and Boatner of the Senate was read and considered.

Senator Stipe moved to amend **HB 1439,** Page 3, Line 7, by inserting after the word "convey" and before the word "real" the words "or lease", which amendment was declared adopted.

Senator Smith moved to amend **HB 1439,** Page 3, Line 9, by inserting after the word "nonprofit" and before the word "corporation" the word "charitable", which amendment was declared adopted.

Senator Smith moved to amend **HB 1439,** Page 3, Line 9, by adding after the word "purposes" and before the word "to" the following: "provided that, if the property so conveyed is used for other than 'community' or public purposes or for purposes of gaining a profit, then such property shall revert to the school district", which amendment was withdrawn upon the unanimous consent request of Senator Smith.

Senator Smith moved to amend **HB 1439,** Page 3, Line 14, by inserting after the word "nonprofit" and before the word "corporation" on Line 15, the word "charitable", which amendment was declared adopted.

Senator Smith moved to amend **HB 1439,** Page 3, Line 14, by inserting after the word "use" and before the word "by" the words "without profit", which amendment was declared adopted.

Senator Murphy moved to amend **HB 1439,** Page 3, Lines 9 and 14, by adding after the word "charitable" and before the word "corporation" the words "or public educational", which amendment was declared adopted.

Senator Smith moved to amend **HB 1439,** Page 3, Line 10, by substituting the word "public" for the word "community", which amendment was declared adopted.

Senator Berrong moved to amend **HB 1439,** Page 3, Line 9, by adding after the word "sale" the words "after appraisement by competent, recognized appraisers", which amendment was declared adopted.

Senator Watson moved to amend **HB 1439,** Page 3, Line 9, by deleting after the word "a" and before the word "sale" the word "private" and inserting therefor the word "public", which amendment was declared adopted.

Upon motion of Senator Boatner, **HB 1439,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **HB 1439,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1439 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, Crow, Crutcher, Dahl, Green, Howard, Lamb, Lane, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Tinsley and Vann.—21.

Nay: Cain, Clifton, Combs, Cullison, Cummins, Field, Giles, Howell, Johnson, Johnston, Kilpatrick, Landis, Luton, McCune, McDaniel, Pierce, Smith, Taliaferro, Terrill, Watson, York and Young.—22.

Excused: Berrong, Keating, Keller, Porter and Wolfe.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Boatner moved that the vote be reconsidered whereby **HB 1439** failed of passage.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 54,** as coauthored by Sanders, and **SB 127,** as coauthored by Duckett.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives requests the return of Engrossed House Bill No. 1397 from the Senate for correction of an engrossment error.

PENDING SENATE ACTION — RECALL OF HB 1397

Upon motion of Senator Lane, the request of the Honorable House for the return of **HB 1397** was ordered granted, said bill withdrawn from the Senate Committee on Retirement and Administration.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 273, 282, 313, 329 and **332** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 29 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senator Cate presiding.

SPECIAL INTRODUCTION

Senator Lamb 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 thousands of Oklahoma students writing themes on "A Ramp is a Step Ahead", sponsored by the Governor's Committee on Employment of the Handicapped.

Senators Lamb, on behalf of Senator Keller, Lane, Boatner, Terrill, Tinsley, Luton, Cullison and Martin presented Citations of Congratulations to the following young persons: Rosemary Thigpen, Oklahoma City, First Place; Charles R. Fennell, Fort Towson, Second Place; Karen Pierce, Wapanucka, Third Place; Kathryn Newport, Lawton, Fourth Place; Markita Waggoner, Dover, Fifth Place; Kim Maloy, Webbers Falls, Sixth Place; Deborah McNally, Lawton, Seventh Place; Mike Taylor, Edmond, Ninth Place and Alan Upchurch, Ardmore, Tenth Place. Senator Watson noted that Cindy Gray, Edmond, the Eighth Place winner, was unable to attend and he accepted her Citation. The parents, teachers and principals of the winners were also introduced.

MESSAGE FROM THE HOUSE

Advising the return of Engrossed House Bill No. 1397 to the Senate Committee on Retirement and Administration after correction of the engrossment error.

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 Lane, advised and consented to the confirmation of E. L. "RED" COLLINS, Idabel, as a member of State Board of Education, to serve a 6-year term ending April 1, 1980. Mr. Collins succeeds himself.

The Senate, in executive session, and upon motion of Senator Lamb, advised and consented to the confirmation of AL HARDIN, Enid, as a member of the Oklahoma State Board of Nursing Homes, to serve a 3-year term ending July 1, 1981. Mr. Hardin succeeds himself.

The Senate, in executive session, and upon motion of Senator Rozell, advised and consented to the confirmation of MARVIN HICKS, Tahlequah, as a member of the Grand River Dam Authority, to serve a 7-year term ending January 1, 1986. Mr. Hicks succeeds Wade Zumwalt.

The Senate, in executive session, and upon motion of Senator Howell, advised and consented to the confirmation of MRS. CHARLES R. "PAT" HUNT, Midwest City, as a lay member of the Oklahoma Education Council, to serve a term ending January 1, 1983. Mrs. Hunt succeeds R. E. Carleton.

The Senate, in executive session, and upon motion of Senator Combs, advised and consented to the confirmation of LEO MAYFIELD, Oklahoma City, as a lay member of the Oklahoma Education Council, to serve a term expiring January 1, 1983. Mr. Mayfield succeeds Mrs. Nancy Davies of Enid.

The Senate, in executive session, and upon motion of Senator Dahl, advised and consented to the confirmation of BILLY

MACK THOMISON, Cleveland, as a member of the Grand River Dam Authority, to serve a 7-year term ending January 1, 1985. Mr. Thomison succeeds Francis Heydt.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 27, 1979, at 1:30 p.m.

BILL RELEASED

HB 1373 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:10 p.m. to meet Tuesday, March 23, 1979, at 1:30 p.m.

Forty-ninth Legislative Day

Tuesday, March 27, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Johnston, Keller, Murphy and Porter.—4.

Senator Luton declared a quorum present.

The prayer was offered by Senator Watson.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Lamb introduced Mark D. Holcomb, M.D., Enid, as the Doctor of the Day.

Senator Clifton introduced Carolyn Barnett, R.N., Tecumseh, as the Nurse of the Day.

Senator Terrill introduced his son, Anthony Scott Terrill, and asked that he be named honorary President Pro Tempore for this legislative day.

COMMITTEE REPORTS

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

DO PASS:

HB 1034 — County, State and Federal Government.
HB 1037 — County, State and Federal Government.
HB 1089 — County, State and Federal Government.
HB 1169 — County, State and Federal Government (amended by Judiciary Committee).
HB 1303 — Judiciary, as coauthored by Stipe.
HB 1318 — Appropriations and Budget.
HB 1320 — Appropriations and Budget.
HB 1323 — Appropriations and Budget.
HB 1324 — Appropriations and Budget.

HB 1326 — Appropriations and Budget.

HB 1391 — County, State and Federal Government, as coauthored by Tinsley.

DO PASS, as amended:

HB 1191 — County, State and Federal Government.

HB 1230 — Public and Mental Health, as coauthored by Clifton, and be referred to Committee on Appropriations and Budget by previous order.

CS for **HB 1232** — Judiciary, as coauthored by Lamb.

UNANIMOUS CONSENT REQUEST

Senator Cate asked unanimous consent, which was granted, that when **SJR 33** is read the second time it be referred direct to the Calendar; and requested further unanimous consent that **SJR 33** be exempt from the deadline for Third Reading, pursuant to Joint Rule 17, which unanimous consent request was granted.

SECOND READING

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

SJR 33 — Direct to Calendar.

HB 1177 — Oil, Gas and Energy and then to County, State and Federal Government.

HB 1305 — Roads and Highways.

HB 1341 — Insurance.

HB 1345 — Criminal Jurisprudence.

HB 1346 — Insurance.

HB 1367 — County, State and Federal Government.

HB 1371 — County, State and Federal Government and then to Rules.

HB 1382 — Constitutional Revision and Regulatory Services and then to County, State and Federal Government.

HB 1386 — Business, Industry and Labor Relations and then to County, State and Federal Government.

HB 1407 — Business, Industry and Labor Relations.

HB 1408 — Roads and Highways.

HB 1454 — Appropriations and Budget.

HJR 1025 — Constitutional Revision and Regulatory Services and then to Rules.

HJR 1028 — Constitutional Revision and Regulatory Services and then to Education, Common.

GENERAL ORDER

HB 1228 by Atkins of the House and Martin of the Senate was read and considered.

Upon motion of Senator Martin, **HB 1228** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1228** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1228 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Johnston, Keller, Murphy and Porter.—4.

The bill and emergency passed.

HB 1228 was referred for engrossment.

GENERAL ORDER

HB 1088 by Monks, et al, of the House and Dahl of the Senate was read and considered.

Upon motion of Senator Dahl, **HB 1088** was advanced.

By unanimous consent, upon request of Senator Dahl, **HB 1088** was placed on third reading and final passage.

THIRD READING

HB 1088 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Johnston, Keller, Murphy and Porter.—4.

The bill and emergency passed.

HB 1088 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1390 by Cotner of the House and Dahl of the Senate was read and considered.

Upon motion of Senator Dahl, **HB 1390** was advanced.

By unanimous consent, upon request of Senator Dahl, **HB 1390** was placed on third reading and final passage.

THIRD READING

HB 1390 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—39.

Nay: Boatner, Giles, Keating and Smith.—4.

Excused: Johnston, Keller, Murphy, Porter and Terrill.—5.

The bill passed.

HB 1390 was ordered withheld pursuant to Rule 19(f).

Senators Murphy and Johnston asked to be shown present, which was the order.

GENERAL ORDER

HB 1108 by Reimer and Bengtson of the House and Capps of the Senate was read and considered.

Senator Capps moved to amend **HB 1108,** Page 2, Line 3, by inserting after the word "thereto" and before the words

"sixty" the words "after the first day of June, 1960.", which amendment was declared adopted.

Upon motion of Senator Capps, **HB 1108,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, **HB 1108,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1108 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, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Crutcher, Miller, Smith, Taliaferro and Young.—5.

Excused: Keller and Porter.—2.

The bill and emergency passed.

HB 1108 was referred for engrossment.

Senator Watson presiding.

GENERAL ORDER

HB 1179 by Weichel and Glover of the House and Landis, Giles, Dahl and Taliaferro of the Senate was read and considered.

Senator Giles asked unanimous consent, which was granted, that his named be removed as coauthor of **HB 1179.**

Upon motion of Senator Landis, **HB 1179** was advanced to engrossment.

By unanimous consent, upon request of Senator Landis, **HB 1179** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Landis asked unanimous consent that the following Berrong amendment be considered on third reading, which was the order.

Senator Berrong moved to amend **HB 1179,** Page 2, Line 6, by restoring the stricken language on Lines 6 through 13, and by adding after the word "applicator" on Line 6, the words "or governmental agency"; by striking the word "of" on Line 7 and substituting the words "who applies"; by restoring the word "commercial" on Lines 15 and 18; and by adding after the word "applicator" on Lines 15 and 18 the words "or governmental agency", which amendment was declared adopted.

MOTION RE HB 1179

Senator Capps moved to rerefer **HB 1179** to the Committee on Agriculture, which motion was declared adopted by the Presiding Officer.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 54 and **127** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the

Honorable House for the signature of the Speaker.

SCR 20 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 27 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1373.**

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

GENERAL ORDER

HB 1176 by Smith of the House and Wolfe of the Senate was read and considered.

Upon motion of Senator Wolfe, **HB 1176** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **HB 1176** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1176 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Martin, Nickles, Pierce, Randle, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—35.

Nay: Birdsong, Boatner, Crow, Crutcher, Giles, McDaniel, Miller, Murphy and Rozell.—9.

Excused: Johnson, Lane, Porter and Smith.—4.

The bill and emergency passed.

HB 1176 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1306 by Smith and Combs of the House and Wolfe of the Senate was read and considered.

Upon motion of Senator Wolfe, **HB 1306** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **HB 1306** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1306 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Watson and Wolfe.—38.

Nay: Giles, McDaniel, Martin, Taliaferro, Vann and Young.—6.

Excused: Howard, Porter, Smith and York.—4.

The bill and emergency passed.

HB 1306 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 17,** as amended and coauthored, and **SB 148,** as amended.

HOUSE AMENDMENTS

HAs to **SB 17** were read as follows and consideration deferred.

Authors: Add the following coauthor: Murphy of the House.

Amendment No. 1. Amend Page 2, Line 18, by adding after the words "Webber Falls" and before the period "." the following language: ", except the west five (5) miles. The west five (5) miles of the turnpike and right-of-way shall be dedicated to the Department of Public Safety for a free road as an extension of the Broken Arrow Expressway".

Amendment No. 2. Amend Page 4, Line 5½, by adding after the word "Authority." the following new paragraph:

"Any new tollgate installed on the Turner Turnpike shall be installed on a priority basis based on the date that they were first authorized by the Oklahoma Legislature."

Amendment No. 3. Amend Page 7, Line 33, by adding a new SECTION 2 to read as follows:

"SECTION 2. All food service and service station operations currently being operated by the Authority are hereby transferred to the State Board of Public Affairs. From and after the effective date of this act, the State Board of Public Affairs shall have the authority and responsibility for the oversight and maintenance of said food and service facilities and operations."

Amendment No. 4. Amend the TITLE, Line 11½, by deleting the word "AND" before the word "EXPANDING", and on Line 13, insert after the word "LOCATIONS" the following: "; EXCEPTING A CERTAIN AREA FROM BEING A TOLL TURNPIKE; PROVIDING FOR PRIORITIES; AND TRANSFERRING CERTAIN POWERS AND DUTIES TO THE STATE BOARD OF PUBLIC AFFAIRS".

HOUSE AMENDMENTS

HAs to **SB 148** were read as follows and consideration deferred.

Amendment No. 1. Amend the Title on Page 1, Lines 15 and 15½, by deleting the words "PROVIDING AN EFFECTIVE DATE" and inserting in lieu thereof the following words, "DECLARING AN EMERGENCY".

Amendment No. 2. Amend Page 5, Line 13, Section 3, by deleting all of the present "SECTION 3", and substituting in lieu thereof the following:

"SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

GENERAL ORDER

HB 1241 by Davis (Don) of the House and Terrill of the Senate was read and considered.

Upon motion of Senator Terrill, **HB 1241** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1241** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1241 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Porter, Smith and Young.—3.

The bill passed.

HB 1241 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1410 by Draper, et al, of the House and Cullison of the Senate was read and considered.

Upon motion of Senator Cullison, **HB 1410** was advanced to engrossment.

By unanimous consent, upon request of Senator Cullison, **HB 1410** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1410 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Crow, Howard, Porter and Smith.—4.

The bill and emergency passed.

HB 1410 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1251 by Hopkins, et al, of the House and Green of the Senate was read and considered.

Senator Birdsong asked to be made a coauthor of **HB 1251,** which was the order.

Upon motion of Senator Green, **HB 1251,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Green, **HB 1251,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1251 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Tinsley, Vann, Watson, York and Young.—40.

Nay: Giles, Keating, Martin, Taliaferro, Terrill and Wolfe.—6.

Excused: Porter and Smith.—2.

The bill and emergency passed.

HB 1251 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 140.**

The above numbered Bill was referred for enrollment.

GENERAL ORDER

HB 1343 by Steward of the House and Lamb of the Senate was read and considered.

Senator Lamb asked unanimous consent that further consideration of **HB 1343** be deferred temporarily, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 39; 199,** as coauthored by Trent; and **317.**

The above numbered Bills were referred for enrollment.

GENERAL ORDER

HB 1252 by Hopkins of the House and Stipe of the Senate was read and considered.

Senator Cate moved to amend **HB 1252,** Page 5, Line 2, by adding after the word "thereto" the following: "if such advertising is located adjacent to, or in a control area adjacent to, an interstate or federal-aid primary highway of this state, and is visible from the main traveled way."

Senator Stipe moved to table the Cate motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lane, Luton, McDaniel, Martin, Miller, Murphy, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wolfe, York and Young.—34.

Nay: Capps, Cate, Johnson, Keller, Lamb, Landis, McCune, Nickles, Pierce, Randle, Schuelein, Vann and Watson.—13.

Excused: Porter.—1.

Upon motion of Senator Stipe, **HB 1252** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **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, the roll call resulted as follows:

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Boatner, McCune, Nickles, Pierce and Randle.—5.

Excused: Porter and Young.—2.

The bill passed.

HB 1252 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1343 was considered further.

Upon motion of Senator Lamb, **HB 1343** was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1343** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1343 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Howard, Porter and Young.—3.

The bill and emergency passed.

HB 1343 was referred for engrossment.

GENERAL ORDER

HB 1297 by Craighead and Rieger of the House and Randle of the Senate was read and considered.

Senator Howell asked to be made a coauthor of **HB 1297,** which was the order.

Upon motion of Senator Randle, **HB 1297,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1297,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1297 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—46.

Excused: Porter and Young.—2.

The bill and emergency passed.

HB 1297 was referred for engrossment.

GENERAL ORDER

HB 1004 by Camp of the House and Wolfe and Clifton of the Senate was read and considered.

Upon motion of Senator Clifton, **HB 1004** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1004** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1004 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Martin, Murphy, Nickles, Pierce, Randle, Smith, Tinsley, Vann, Watson, Wolfe and York.—32.

Nay: Boatner, Crow, Giles, Howell, Johnson, Johnston, Lane, McDaniel, Miller, Rozell, Schuelein, Stipe, Taliaferro and Terrill.—14.

Excused: Porter and Young.—2.

The bill passed.

HB 1004 was referred for engrossment.

GENERAL ORDER

HB 1250 by Steward, et al, of the House and York and Crow of the Senate was read and considered.

Senator York asked unanimous consent, which was granted, that further consideration of **HB 1250** be deferred for this legislative day.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 54** and **127.**

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled **SCR 20.**

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

GENERAL ORDER

HB 1053 by Smith of the House and Pierce and Murphy of the Senate was read and considered.

Senator Nickles asked to be made a coauthor of **HB 1053,** which was the order.

Senator Martin moved to amend **HB 1053** by striking Section 3, and correcting the title accordingly, which amendment was declared adopted.

Upon motion of Senator Pierce, **HB 1053,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Pierce, **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, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, Martin, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Terrill, Tinsley, Vann, Watson, Wolfe and York.—32.

Nay: Boatner, Capps, Crow, Dahl, Giles, Johnson, Landis, Lane, McDaniel, Miller, Rozell, Stipe and Taliaferro.—13.

Excused: Field, Porter and Young.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Crow moved that the vote be reconsidered whereby **HB 1053** passed.

GENERAL ORDER

HB 1185 by Steward of the House and Clifton of the Senate was read and considered.

Upon motion of Senator Clifton, **HB 1185** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1185** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1185 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Cate, Clifton, Combs, Crutcher, Cummins, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, Murphy, Nickles, Pierce, Randle, Schuelein, Terrill, Tinsley, Watson, Wolfe and York.—27.

Nay: Boatner, Capps, Crow, Cullison, Dahl, Field, Johnston, Landis, Lane, McDaniel, Martin, Miller, Rozell, Stipe, Taliaferro and Vann.—16.

Excused: Giles, Howard, Porter, Smith and Young.—5.

The bill passed.

Senators Cullison, Taliaferro, Dahl, Capps and Martin desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 11. Excused: 5.

The emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby **HB 1185** and the emergency section passed.

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 Watson presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Keating, advised

and consented to the confirmation of BOB LATIMER, Tulsa, as a member of the State Board of Nursing Homes, to serve a 3-year term ending July 1, 1981. Mr. Latimer succeeds Lena Alice Propps.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of DREW NEVILLE, Oklahoma City, as a member of the State Election Board, to serve a 4-year term ending March 1, 1985. Mr. Nevill succeeds Burns V. Hargis.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 28, 1979, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1088, 1176, 1241, 1251, 1252, 1306, 1390 and **1410** 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 Wednesday, March 28, 1979, at 1:30 p.m.

Fiftieth Legislative Day

Wednesday, March 28, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Excused: Berrong, Cullison, Johnston, Randle, Smith, Stipe and Young.—7.

Senator Luton declared a quorum present.

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

Our Father in Heaven, with grateful hearts we pause before this day's Senate session begins, to thank You for the blessings of everyday life.

For the simple things we take so much for granted. For the singing of little children, the smile of a stranger, the flowers that bloom, the very air from which we breathe.

Today we are especially grateful for the freedom and liberty we have in this wonderful land. We realize that our faults are many and complex, but we are confident that this is still the greatest land on earth.

Today we also ask that we may not make it more difficult for You to guide us, but that each of us may be more willing to follow the leadership of Your Holy Spirit. That what you do for us and through us will be for the good of the people of Oklahoma and mankind in general.

Before Thy throne of love and mercy we ask these petitions in the name of Jesus Christ our Savior, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Murphy introduced Donald Cooper, M.D., Stillwater, as the Doctor of the Day.

Senator Vann introduced Peggy Mullikin, R.N., Newcastle, and Senator Tinsley introduced Helen Jeffcoat, R.N., Yukon, as the 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:

HB 1131 -- Appropriations and Budget.
HB 1145 -- Appropriations and Budget.
HB 1233 -- County, State and Federal Government, as coauthored by Lane.
HB 1234 -- Business, Industry and Labor Relations, as coauthored by Lane.

DO PASS, as amended:

CS for **HB 1274** — Judiciary.
HB 1300 -- Business, Industry and Labor Relations.
CS for **HB 1327** — Appropriations and Budget.
CS for **HB 1436** — Judiciary.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1121** and **1482.**

HB 1121 -- By Sheppard and Morgan of the House and Crow of the Senate.
An Act relating to cities and towns; amending Section 14-107, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 14-107); providing for publication by title and condensed summary of certain codes and ordinances; providing for compliance with certain energy standards; providing for exceptions; and declaring an emergency.

HB 1482 -- By Wiseman of the House and Stipe of the Senate.
(Revenue and Taxation — Amending 68 O.S. Supp. 1978, Section 501 — Modifying Motor Fuel Tax Code).

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

GENERAL ORDER

HB 1123 by Holt of the House and Terrill of the Senate was read and considered.

Upon motion of Senator Terrill, **HB 1123** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1123** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1123 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—39.

Nay: Boatner and Keller.—2.

Excused: Berrong, Cullison, Johnston, Randle, Smith, Stipe and Young.—7.

The bill passed.

HB 1123 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising that the Speaker of the House of Representatives has appointed the following members to the Joint Conference Committee on Revenue: Representatives Draper, Davis (Don), Deatherage, Dunn, Fitzgibbon, Fried and Willis.

ANNOUNCEMENT

Senator Lane announced that President Pro Tempore Howard has appointed the following members of the Senate to serve on the Joint Conference Committee on Revenue: Senators Stipe, Dahl, Smith, Tinsley, Crow, Schuelein and Terrill.

GENERAL ORDER

HB 1318 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1318** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1318** was placed on third reading and final passage.

THIRD READING

HB 1318 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Porter, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—34.

Nay: Green, Keating, Keller, McCune, Nickles, Pierce and Wolfe.—7.

Excused: Berrong, Cullison, Murphy, Randle, Smith, Stipe and Young.—7.

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: 35. Nay: 7. Excused: 6.

The emergency passed.

HB 1318 was ordered withheld pursuant to Rule 19(f).

Senators Johnston and Randle asked to be shown present, which was the order.

GENERAL ORDER

HB 1320 by Davis (Don), et al, of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1320** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1320** was 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 and emergency, the roll call resulted as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—41.

Nay: Randle and Wolfe.—2.

Excused: Berrong, Cullison, Smith, Stipe and Young.—5.

The bill and emergency passed.

HB 1320 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 181;** and **296,** as coauthored by Townsend.

The above numbered Bills were referred for enrollment.

Senators Cullison and Smith asked to be shown present, which was the order.

GENERAL ORDER

HB 1323 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1323** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1323** was placed on third reading and final passage.

THIRD READING

HB 1323 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Berrong, Stipe and Young.—3.

The bill and emergency passed.

HB 1323 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 44.**

The above numbered Bill was referred for enrollment.

GENERAL ORDER

HB 1324 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1324** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1324** was placed on third reading and final passage.

THIRD READING

HB 1324 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Ter-

rill, Tinsley, Vann, Watson, Wolfe and York.—44.

Excused: Berrong, Clifton, Stipe and Young.—4.

The Chair advised the Senate that Senator Clifton, having been present in the Chamber during the vote would be shown voting "no" on **HB 1324** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 44. Nay: 1. Excused: 3.

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: 45. Excused: 3.

The emergency passed.

HB 1324 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1326 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1326** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1326** was placed on third reading and final passage.

THIRD READING

HB 1326 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—43.

Nay: Keating and Wolfe.—2.

Excused: Berrong, Stipe and Young.—3.

The bill and emergency passed.

HB 1326 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1088, 1176, 1241, 1251, 1252, 1306, 1390** and **1410.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

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

GENERAL ORDER

HB 1184 by Davis (Don) of the House and York and Lamb of the Senate was read and considered.

Upon motion of Senator York, **HB 1184** was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1184** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1184 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Howard, Stipe and Young.—3.

The bill passed.

HB 1184 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1019** and **1020,** each as coauthored by Duke, as amended.

Senator Boatner presiding.

GENERAL ORDER

SJR 33 by Cate of the Senate and Deatherage of the House was read and considered.

Upon motion of Senator Cate, **SJR 33** was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **SJR 33** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 33 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann, Watson and York.—35.

Nay: Berrong, Capps, Giles, Johnson, Keller, Landis, Pierce, Taliaferro and Wolfe.—9.

Excused: Field, Howard, Stipe and Young.—4.

The resolution and emergency passed.

SJR 33 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1004, 1108, 1228, 1297 and **1343** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 39, 140, 199 and **317** 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 1232 by Lancaster, et al, of the House and Rozell and Lamb of the Senate was read and considered.

Senator Berrong asked to be made a coauthor of **HB 1232,** which was the order.

Upon motion of Senator Rozell, **HB 1232,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **HB 1232,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1232 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Nay: Howell.—1.

Excused: Stipe and Young.—2.

The bill passed..

HB 1232 was referred for engrossment.

RESOLUTIONS

Senator Giles introduced **SR 31** and asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 31.**

SR 31, as coauthored, was read at length as follows, adopted upon motion of Senator Giles and ordered referred for enrollment.

SR 31 — By Giles, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution commending the work of educating children with hearing disabilities at the Jane Brooks School for the Deaf; encouraging the deaf children in their struggle to overcome the problems caused by deafness; and directing distribution.

WHEREAS, the Jane Brooks School for the Deaf was established June, 1929; and

WHEREAS, the school will celebrate 50 years of distinguished service to handicapped children with hearing defects; and

WHEREAS, every medium is employed to convey the importance of natural language as a means of communication; and

WHEREAS, the school has provided thousands of deaf children with a foundation for a happy and rewarding adult life in a world where most people have normal hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the Jane Brooks School for the Deaf for the 50 years of dedicated service it has provided for deaf children.

SECTION 2. The Oklahoma Senate hereby expresses encouragement and admiration for the determination of deaf children in

their struggle to acquire the communication skills necessary for an active life.

SECTION 3. Duly authenticated copies of this Resolution shall be transmitted to the Jane Brooks School for the Deaf, located in Chickasha, Oklahoma, the Alexander Graham Bell Association, located in Washington, D.C. and the Oklahoma Commission on the Deaf and Hearing Impaired.

Senators Howard, Green, Wolfe, Randle, Cullison, Cummins, Keating and Smith introduced **SR 30,** and Senator Green asked unanimous consent that all other members of the Senate be named coauthors of **SR 30,** which was the order.

SR 30, as coauthored, was read at length as follows, adopted upon motion of Senator Green and ordered referred for enrollment.

SR 30 — By Howard, Green, Wolfe, Randle, Cullison, Cummins, Keating, Smith, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Dahl, Field, Giles, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.

A Resolution praising the life of Mrs. Byron V. Boone; expressing grief; extending condolences; and directing distribution.

WHEREAS, much of the greatness of Oklahoma is based upon the contributions and efforts of Oklahoma women; and

WHEREAS, Audray Boone contributed greatly to the quality of life in Oklahoma, as the loving wife of Byron V. Boone, publisher of the "Tulsa World", and as a devoted mother; and

WHEREAS, Mrs. Boone served her community with activities in many civic and cultural affairs, which brought her many honors and awards from the grateful people of Tulsa; and

WHEREAS, Mrs. Boone brought grace and beauty into the lives of all the persons who knew her, and her loss is the loss of a great Oklahoma resource.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the life and accomplishments of Mrs. Byron V. (Audray) Boone, and expresses grief at the news of her death. The Oklahoma Senate extends its most sincere condolences to the family of Mrs. Boone in their hour of loss.

SECTION 2. Copies of this Resolution shall be dispatched to the family of Mrs. Byron V. Boone.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 11** and **25,** each as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 11** were read as follows and consideration deferred.

Authors: Add the following coauthors: Elder, Riggs, Hooper, Kelly, Manar, Cleveland and Monks of the House.

Amendment No. 1. Amend the Title on Line 11½ after the word "TAXES;", by adding the following language: "PROVIDING FOR THE TAXATION OF CERTAIN DOMESTIC COMPANIES; PROVIDING FOR A CERTAIN REPORTING DATE;".

Amendment No. 2. Amend Page 2, Line 14, after the word "of" and before the word "on", by striking the words and figures "Two Dollars ($2.00)", and inserting in lieu thereof the words and figures "Five Dollars ($5.00)".

Amendment No. 3. Amend Page 3, Line 1, by striking after the word "of", and on Line 2 before the word "on", the words and figures "Two Dollars ($2.00)", and inserting in lieu thereof the words and figures "Five Dollars ($5.00)".

HOUSE AMENDMENTS

HAs to **SB 25** were read as follows and consideration deferred.

Authors: Add the following coauthor: Johnson (Don) of the House.

Amendment No. 1. Amend Title on Page 1, Line 12, by deleting the stricken title and inserting in lieu thereof the following:

(Waters and Water Rights — Emergency).

Amendment No. 2. Amend Page 2, Line 28, by deleting the word "and" after the word "instrumentalities;" and on Page 2, Line 34, by deleting the period "." after the word "needs" and adding the following language:

"; and

8. "Area of Origin" means county of storage or diversion and the counties adjacent thereto."

Amendment No. 3. Amend Page 5, Line 24 through Page 6, Line 2, by deleting all of "SECTION 9", and on Page 6, Line 3, by renumbering present "SECTION 10" to read "SECTION 9", and renumbering succeeding Sections accordingly.

Senator Cate presiding.

MOTION TO RECONSIDER VOTE

Senator Boatner pressed his motion to reconsider the vote whereby **HB 1439** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Wolfe and York.—40.

Nay: Johnson, Johnston, Smith, Terrill and Watson.—5.

Excused: Howell, Stipe and Young.—3.

The Chair advised the Senate that Senator Howell, having been present in the Chamber during the vote would be shown voting "no" on the Boatner motion to reconsider the vote whereby **HB 1439** failed, in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 40. Nay: 6. Excused: 2.

THIRD READING

Senator Boatner asked unanimous consent, which was granted, to amend **HB 1439** on third reading by crippling the title, which was the order.

HB 1439 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, Cain, Capps, Cate, Clifton, Combs, Crutcher,

Cummins, Dahl, Field, Giles, Green, Howard, Howell, Keating, Kilpatrick, Lamb, Landis, Lane, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Tinsley, Vann, Wolfe and York.—35.

Nay: Cullison, Johnson, Johnston, Keller, Luton, Martin, Smith, Taliaferro, Terrill and Watson.—10.

Excused: Crow, Stipe and Young.—3.

The bill passed.

HB 1439 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 148** were called up for consideration.

Upon motion of Senator Tinsley, the Senate concurred in **HAs** to **SB 148.**

SB 148, 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, Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Lane, Luton, McDaniel, Miller, Nickles, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann and York.—31.

Nay: Birdsong, Crutcher, Green, Keating, Keller, Landis, McCune, Martin, Murphy, Randle, Watson and Wolfe.—12.

Excused: Capps, Pierce, Porter, Stipe and Young.—5.

The bill passed.

Senators Murphy and Landis desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 10. Excused: 5.

The emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Stipe asked to be shown present, 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 Cate presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Porter, advised and consented to the confirmation of MRS. EARL CHRISTIAN, Oklahoma City, as a member of the Human Rights Commission to serve a 3-year term ending July 15, 1981. Mrs. Christian succeeds herself.

The Senate, in executive session, and upon motion of Senator Miller, advised and consented to the confirmation of WOODY CRUMBO, Okmulgee, as a member of the Oklahoma Arts and Humanities Council to serve a 3-year term ending July 1, 1981. Mr. Crumbo succeeds Patricia Brown.

The Senate, in executive session, and upon motion of Senator York, advised and consented to the confirmation of LANNY GARDNER, Oklahoma City, as a member of the State Board of Regents for South Oklahoma City Junior College, to serve a

6-year term ending April 22, 1985. Mr. Gardner succeeds himself.

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of DR. ROBERT IRBY, JR., Holdenville, as lay member of the Oklahoma State Board of Nursing Homes, to serve a 3-year term ending July 1, 1981. Dr. Irby succeeds himself.

The Senate, in executive session, and upon motion of Senator Combs, advised and consented to the confirmation of VINCENT KNIGHT, Oklahoma City, as a member of the Oklahoma Indian Affairs Commission, to serve a 3-year term ending August 15, 1983. Mr. Knight succeeds Dana Knight.

The Senate, in executive session, and upon motion of Senator Dahl, advised and consented to the confirmation of EDWIN E. LONG, Garber, as a member of the Board of Regents of Oklahoma Agricultural and Mechanical Colleges, to serve an 8-year term ending April 4, 1987. Mr. Long succeeds John W. Dunn.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 29, 1979, at 11:00 a.m., which motion prevailed.

BILLS RELEASED

HBs 1318, 1320, 1323, 1324 and **1326** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Luton, the Senate adjourned at 2:45 p.m. to meet Thursday, March 29, 1979, at 11:00 a.m.

Fifty-first Legislative Day

Thursday, March 29, 1979

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, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson and York.—41.

Excused: Berrong, Capps, Keller, Nickles, Tinsley, Wolfe and Young.—7.

Senator Luton declared a quorum present.

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

Our Heavenly Father, we pause to say thank You for this week here in Oklahoma City. To thank You for the privilege and opportunity You have given to me to serve as Chaplain of the Senate this week.

May we understand this morning that the things that are wrong with our world, our state and our local communities are the sum total of all the things that are wrong with us as individuals.

Father, most of us know what You want us to do and how You want us to live. It seems our biggest problem is that we just do not want to do it. So help us today to want to do what is right; then give us the strength and opportunity to do it.

I pray that during the weeks remaining of this Senate Session these elected officials may have the leadership of Your Holy Spirit.

We ask Your guidance for each of us as we travel to our homes today. Help us to lend a helping hand to someone today.

In Jesus' name we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Clifton introduced Gary Loving, R.N., Shawnee, 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 1001 — Insurance, and be referred to Committee on County, State and Federal Government by previous order.

HB 1031 — Insurance, and be referred to Committee on Criminal Jurisprudence by previous order.

HB 1255 — Criminal Jurisprudence, as coauthored by Stipe, Clifton and Keating.

HB 1286 — Agriculture, as coauthored by Dahl.

HB 1378 — Insurance, and be referred to Committee on Business, Industry and Labor Relations by previous order.

DO PASS, as amended:

HB 1187 — Agriculture, as coauthored by Dahl.

CS for **HB 1218** — Business, Industry and Labor Relations, as coauthored by Keating and Kilpatrick.

HB 1268 — Agriculture.

CS for **HB 1298** — Municipal Government, and be referred to Committee on Judiciary by previous order.

HB 1302 — Insurance.

HB 1313 — Criminal Jurisprudence, as coauthored by Terrill and Clifton.

CS for **HB 1402** — Elections and Privileges, and be referred to Committee on County, State and Federal Government by previous order.

CS for **HB 1413** — Municipal Government, as coauthored by Lamb, and be referred to Committee on Public Safety and Penal Affairs by previous order.

SECOND READING

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

HB 1121 — Municipal Government.

HB 1482 — Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 39, 140, 199** and **317.**

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1023.**

HCR 1023 — By Ford of the House and Watson of the Senate.

A Concurrent Resolution directing the Oklahoma State Regents for Higher Education and the State Department of Education to adopt certain policy relating to provisional admission and enrollment of certain high school students in colleges and universities; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

CORRECTED MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 25,** as amended and coauthored. (Emergency failed). (First message on Page 566).

GENERAL ORDER

HJR 1016 by Camp and Steward of the House and Watson of the Senate was read and considered.

Upon motion of Senator Watson, **HJR 1016** was advanced.

By unanimous consent, upon request of Senator Watson, **HJR 1016** was placed on third reading and final passage.

THIRD READING

HJR 1016 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, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson and York.—40.

Excused: Berrong, Capps, Crow, Keller, Nickles, Tinsley, Wolfe and Young.—8.

The resolution passed.

HJR 1016 was ordered withheld pursuant to Rule 19(f).

REPORT OF ENGROSSED AND ENROLLED BILLS

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

HBs 1123, 1184, 1232 and **1439** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 44 and **148** 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 passage of and returning Engrossed **SBs 164** and **236,** each as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 164** were read as follows and consideration deferred.

Authors: Add the following coauthor: Smith of the House.

Amendment No. 1. Amend Page 2, Lines 20 through 31, by inserting after the word "copies." the following language: "Cost of each copy shall not exceed ten cents ($0.10)." and by deleting the new language beginning on Line 20 with the words "The expense of copy or copies" through the words "are made." on Line 31.

HOUSE AMENDMENTS

HAs to **SB 236** were read as follows and consideration deferred.

Authors: Add the following coauthor: Elder of the House.

Amendment No. 1. Amend Page 2, Line 6, after the word "resolved" by striking the words "finally and irrevocably".

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

GENERAL ORDER

HB 1050 by Camp, et al, of the House and Keller and Clifton of the Senate was read and considered.

Senator Clifton moved to amend **HB 1050,** Page 4, Line 13, by striking the language after Section 3, being the effective date, and substituting in lieu thereof the following:

"It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

, which amendment was declared adopted.

Upon motion of Senator Clifton, **HB 1050,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1050,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1050 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson and York.—40.

Nay: Murphy.—1.

Excused: Berrong, Capps, Crow, Nickles, Tinsley, Wolfe and Young.—7.

The bill passed.

Senators Boatner and Giles desired to vote nay on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 38. Nay: 3. Excused: 7.

The emergency passed.

HB 1050 was referred for engrossment.

Senator Watson presiding.

GENERAL ORDER

HB 1191 by Cowan and Townsend of the House and Keating of the Senate was read and considered.

Upon motion of Senator Keating, **HB 1191** was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **HB 1191** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1191 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Vann and Watson.—39.

Excused: Berrong, Capps, Crow, Nickles, Terrill, Tinsley, Wolfe, York and Young.—9.

The bill passed.

HB 1191 was referred for engrossment.

GENERAL ORDER

HB 1233 by Draper of the House and Kilpatrick and Lane of the Senate was read and considered.

Upon motion of Senator Kilpatrick, **HB 1233** was advanced.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1233** was placed on third reading and final passage.

THIRD READING

HB 1233 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Vann and Watson.—39.

Excused: Berrong, Capps, Crow, Nickles, Terrill, Tinsley, Wolfe, York and Young.—9.

The bill and emergency passed.

HB 1233 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 226,** as amended.

HOUSE AMENDMENTS

HAs to **SB 226** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 2, Line 7, Section 1, by adding after the word "office.", the following language: "The fund shall be administered in accordance with standard revolving fund procedures."

PENDING CONSIDERATION OF HAs

HAs to **SB 11** were called up for consideration.

Upon motion of Senator Birdsong, the Senate concurred in **HAs** to **SB 11.**

SB 11, 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, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson and York.—40.

Excused: Berrong, Cain, Capps, Crow, Nickles, Tinsley, Wolfe and Young.—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 McDaniel, **HAs** to **SB 25** were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators McDaniel, Rozell and Capps.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 181 and **296** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 30 and **31** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1272 by Davis (Don) of the House and York of the Senate was read and considered.

Upon motion of Senator York, **HB 1272** was advanced.

By unanimous consent, upon request of Senator York, **HB 1272** was placed on third reading and final passage.

THIRD READING

HB 1272 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson and York.—40.

Excused: Berrong, Capps, Keating, Nickles, Porter, Tinsley, Wolfe and Young.—8.

The Chair advised the Senate that Senator Keating, having been present in the Chamber during the vote would be shown voting "no" on **HB 1272** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 40. Nay: 1. Excused: 7.

The bill passed.

HB 1272 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1318, 1320, 1323, 1324** and **1326.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1303 by Henry of the House and Stipe of the Senate was read and considered.

Upon motion of Senator Stipe, **HB 1303** was advanced.

By unanimous consent, upon request of Senator Stipe, **HB 1303** was 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: Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Vann, Watson and York.—36.

Nay: Boatner, Field, Johnson and Landis.—4.

Excused: Berrong, Capps, Nickles, Porter, Terrill, Tinsley, Wolfe and Young.—8.

The bill and emergency passed.

HB 1303 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1004** and **1228,** as amended.

GENERAL ORDER

HB 1234 by Roberts of the House and Young and Lane of the Senate was read and considered.

Upon motion of Senator Randle, **HB 1234** was advanced.

By unanimous consent, upon request of Senator Randle, **HB 1234** was placed on third reading and final passage.

THIRD READING

HB 1234 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, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann and York.—33.

Nay: Cain, Giles, Howell, Landis, Murphy, Smith and Watson.—7.

Excused: Berrong, Capps, Crow, Nickles, Porter, Tinsley, Wolfe and Young.—8.

The bill passed.

HB 1234 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 44, 148, 181** and **296.**

The above numbered Enrolled Bills were referred to the Governor.

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 Watson presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of LLOYD KENNEDY, Tulsa, as a member of the State Factory Manufactured Mobile Home Board, District 1, to serve a 1-year term ending April 1, 1980. This is an original appointment.

The Senate, in executive session, and upon motion of Senator Murphy, advised and consented to the confirmation of DR. RICHARD POOLE, Stillwater, as a member of the Fire Protection Personnel Standards and Education Commission, to serve a 5-year-term ending August 1, 1983. Dr. Poole succeeds himself.

The Senate, in executive session, and upon motion of Senator Giles, advised and consented to the confirmation of MARK STALLBAUMER, Chickasha, as a member of the State Factory Manufactured Mobile Home Board, District 4, to serve a 3-year

term ending April 1, 1982. This is an original appointment.

The Senate, in executive session, and upon motion of Senator Cate, advised and consented to the confirmation of J. LANNY WIENS, Norman, as member at large of the State Factory Manufactured Mobile Home Board, to serve a 3-year term ending April 1, 1982. This is an original appointment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 2, 1979, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1233, 1234, 1272 and **1303** and **HJR 1016** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 12:15 p.m. to meet Monday, April 2, 1979, at 1:30 p.m.

Fifty-second Legislative Day

Monday, April 2, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—44.

Excused: Porter, Smith, Terrill and Wolfe.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Joel Stowe, Jr., Pastor, United Methodist Church, Snyder, and incorporated into the Journal upon request of Senator Capps.

A prayer to God of all time: as one of Your prophets prayed, "Seek ye the Lord while He may be found, call upon Him as he is near." We come to this time of prayer, not only because it is a custom but because we have a constant need to confess our sinfulness. Too often we have chosen, or accepted, easy decisions and compromised concurrence by our acquiescent votes or silence.

We have been tempted to place pleasing of men above service to God and the welfare of our state and nation. Pressure of monetary benefits or popularity seek to push us to shoddy compromises.

As elected leaders and officials, our concepts of service to God and state provide for each one standards of ethics and motivations so that we may fulfill the honored standards of public service.

Wisdom, courage, compassion and integrity of purpose and performance are ours only in full expression as we follow the leadership of the eternal God.

By words and works we would pray daily that God's way shall be our way through Christ Jesus, our leader and example, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Field, joined by Senator Nickles, introduced former Senator Roy E. Grantham, Ponca City, on his first visit to the Senate since his retirement; Senator Field welcomed his co-Dean and Senator Martin

invited Senator Grantham to occupy his former seat.

Senator McCune introduced Dao The Xuong, M.D., Oklahoma City, as the Doctor of the Day.

Senator Giles introduced Dr. Patricia Jamison, Chickasha, as the Nurse of the Day.

Senator Vann introduced his son, Bill.

Senator Giles introduced his wife, Mary.

COMMITTEE REPORTS

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

DO PASS:

HB 1048 — County, State and Federal Government.
HB 1099 — Public Safety and Penal Affairs, as coauthored by Keating.
HB 1178 — Wildlife (amended by County, State and Federal Government).
HB 1366 — Wildlife.

DO PASS, as amended:

HB 1041 — Revenue and Taxation, as coauthored by Rozell.
HB 1101 — Revenue and Taxation.
CS for **HB 1227** — Revenue and Taxation.
HB 1264 — Revenue and Taxation.
HB 1350 — Revenue and Taxation. Show Sheppard as principal author, with Cleveland and Elder as coauthors, and Smith as Senate author.
CS for **HB 1351** — Revenue and Taxation, as coauthored by Smith.
HB 1429 — Public Safety and Penal Affairs, as coauthored by Boatner.
HB 1484 — Revenue and Taxation.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 30, 1979, of Enrolled **SBs 44, 54, 127, 181** and **296.**

RESOLUTIONS

Senator Cain introduced the following Resolution:

SR 32 — By Cain.
A Resolution disapproving of the recent U.S. Senate pay raise; and directing distribution.

The Chair, citing provisions of Senate Rule 12(2), relating to resolutions giving rise to debate, ruled that **SR 32** be laid over for one legislative day, which was the order.

Senator Cate presiding.

Senator Cummins introduced the following Resolution:

SR 33 — By Cummins.
A Resolution requesting a moratorium on the construction of the Black Fox Nuclear Power Plant; and directing distribution.

Senator Nickles asked unanimous consent, which was granted, that **SR 33,** giving rise to debate, be laid over for one legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 1,** as coauthored by Vaughn.

The above numbered Resolution was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1050 and **1191** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 11 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

RESOLUTION

Senators Martin and Vann introduced the following Resolution:

SCR 21 — By Martin and Vann.

A Concurrent Resolution requesting the Oklahoma Historical Society to declare the Indian Meridian Initial Point a historical site; requesting the Oklahoma Department of Transportation to erect a suitable road to a certain site; and directing distribution.

SCR 21 was read at length, adopted upon motion of Senator Martin and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 11.**

The above numbered Resolution was referred for enrollment.

PENDING SENATE ACTION — RESOLUTION

HCR 1023, introduced on Page 572, was called up for consideration.

HCR 1023 was read at length, adopted upon motion of Senator Watson, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1004, 1019, 1228, 1233, 1234, 1272** and **1303** and **HJR 1016.**

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Crow pressed his motion to reconsider the vote whereby **HB 1053** passed.

Senator Pierce moved to table the Crow motion to reconsider, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Cain, Crutcher, Cummins, Green, Howell, Johnston, Keating, Keller, McCune, Murphy, Nickles, Pierce, Schuelein and Watson.—15.

Nay: Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Cullison, Dahl, Field, Giles, Howard, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Randle, Rozell, Stipe, Taliaferro, Tinsley, Vann, York and Young.—28.

Excused: Johnson, Porter, Smith, Terrill and Wolfe.—5.

The Chair advised the Senate that Senator Johnson, having been present in the Chamber during the vote would be shown voting "no" on the Pierce motion to table the Crow motion to reconsider the vote whereby **HB 1053** passed in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 15. Nay: 29. Excused: 4.

Senator Crow pressed his motion to reconsider the vote whereby **HB 1053**

passed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Giles, Howard, Johnson, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Randle, Rozell, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—32.

Nay: Cain, Cummins, Green, Howell, Johnston, Keating, Keller, McCune, Murphy, Nickles, Pierce and Schuelein.—12.

Excused: Porter, Smith, Terrill and Wolfe.—4.

THIRD READING

Senator Crow moved to rerefer **HB 1053** to the Committee on Education, Higher.

Senator Murphy moved, as a prior motion to the Crow motion, that **HB 1053** be set for Special Order at 2:00 p.m., April 9, 1979.

Senator Crow moved to table the Murphy motion to set **HB 1053** for Special Order, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Cullison, Dahl, Field, Giles, Howard, Johnson, Johnston, Landis, Lane, Luton, McDaniel, Miller, Rozell, Stipe, Taliaferro, Tinsley, Vann and York.—26.

Nay: Cain, Crutcher, Cummins, Green, Howell, Keating, Keller, Kilpatrick, Lamb, McCune, Martin, Murphy, Nickles, Pierce, Randle, Schuelein, Watson and Young.—18.

Excused: Porter, Smith, Terrill and Wolfe.—4.

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: Cain, Combs, Crutcher, Cullison, Cummins, Green, Howell, Johnston, Keating, Keller, Lamb, McCune, Murphy, Nickles, Pierce, Randle, Schuelein, Watson and Young.—19.

Nay: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Howard, Johnson, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Rozell, Stipe, Taliaferro, Tinsley, Vann and York.—25.

Excused: Porter, Smith, Terrill and Wolfe.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Crow moved that the vote be reconsidered whereby **HB 1053** failed of passage.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 43,** as coauthored by Brunton, Arnold, Elder, Holaday, Camp and Hastings.

The above numbered Bill was referred for enrollment.

GENERAL ORDER

HB 1131 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1131** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1131** was placed on third reading and final passage.

THIRD READING

HB 1131 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Cummins, Porter, Smith, Terrill and Wolfe.—5.

The bill and emergency passed.

HB 1131 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1123** and **1297**, as amended.

GENERAL ORDER

HB 1145 by Davis (Don), et al, of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1145** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1145** was placed on third reading and final passage.

THIRD READING

HB 1145 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Cummins, Porter, Smith, Terrill and Wolfe.—5.

The bill and emergency passed.

HB 1145 was ordered withheld pursuant to Rule 19(f).

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

GENERAL ORDER

HB 1327 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Senator Luton asked to be made a coauthor of **HB 1327,** which was the order.

Upon motion of Senator Crow, **HB 1327,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1327,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1327 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Cummins, Porter, Smith and Wolfe.—4.

The bill and emergency passed.

HB 1327 was referred for engrossment.

GENERAL ORDER

HB 1255 by Steward, et al, of the House and Stipe, Clifton and Keating of the Senate was read and considered.

Senators Schuelein, Dahl, Capps, Berrong, Field and Giles asked to be made coauthors of **HB 1255,** which was the order.

Upon motion o Senator Stipe, **HB 1255,** as coauthored, was advanced.

By unanimous consent, upon request of Senator Stipe, **HB 1255,** as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1255 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Crow, Cummins, Porter, Smith and Wolfe.—5.

The bill passed.

HB 1255 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1391 by Milacek, et al, of the House and Tinsley of the Senate was read and considered.

Senator Birdsong asked to be made a coauthor of **HB 1391,** which was the order.

Upon motion of Senator Tinsley, **HB 1391,** as coauthored, was advanced.

By unanimous consent, upon request of Senator Tinsley, **HB 1391,** as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1391 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Crow, Cummins, Porter, Smith and Wolfe.—5.

The bill passed.

HB 1391 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1089 By Stephenson, et al, of the House and Tinsley of the Senate was read and considered.

Upon motion of Senator Tinsley, **HB 1089** was advanced.

By unanimous consent, upon request of Senator Tinsley, **HB 1089** was placed on third reading and final passage.

THIRD READING

HB 1089 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Field, Howard, Johnson, Johnston, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, York and Young.—30.

Nay: Boatner, Crow, Giles, Green, Howell, Keating, Keller, Landis, McCune, Nickles, Pierce, Randle, Taliaferro and Watson.—14.

Excused: Cummins, Porter, Smith and Wolfe.—4.

The bill passed.

Senators Howell, Giles and Taliaferro desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 11. Excused: 4.

The emergency passed.

HB 1089 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1300 by Riggs of the House and York of the Senate was read and considered.

Upon motion of Senator York, **HB 1300** was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1300** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1300 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, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—40.

Nay: Kilpatrick.—1.

Excused: Capps, Cummins, McDaniel, Porter, Smith, Terrill and Wolfe.—7.

The bill and emegency passed.

HB 1300 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that the second committee assignment for **HB 1177** to the Committee on County, State and Federal Government be rescinded; that the first committee assignment to the Committee on Oil, Gas and Energy remain the same.

BILLS WITHDRAWN — REASSIGNED

Senator Lane asked unanimous consent, which was granted, that **HB 1121** be withdrawn from the Committee on Municipal Government and reassigned to the Committee on Oil, Gas and Energy; and asked further that **HB 1363** be withdrawn from the Committee on Business, Industry and Labor Relations and reassigned to the Committee on Banks and Banking, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 11.**

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 Tuesday, April 3, 1979, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1089, 1131, 1145, 1185, 1255 and **1391** were 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, April 3, 1979, at 1:30 p.m.

Fifty-third Legislative Day

Tuesday, April 3, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Porter and Smith.—2.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Stowe and incorporated into the Journal upon request of Senator Capps.

In this time of meditation and prayer, may we remember some of the words of scriptures by which God would speak to us, to instruct, and inspire, to warn and teach. "Seek ye first the kingdom and His righteousness."

Not every one that says Lord, Lord shall enter the kingdom of Heaven, but he that does the work of My Father in Heaven with eyes wide open to the mercies of God as an act of intelligent worship. We give Him our bodies as living sacrifices consecrated to Him and acceptable by Him. Don't let the world around you squeeze you into its own mold. Let God remold your minds from within so that you may prove in practice that the plan of God for you is good. Through the grace of God we have different gifts; if it is teaching, let us give all we have to our teaching. Let the man who is called to give, give freely. Let the man who wields authority think of his responsibility. When trials come, endure them patiently, maintain the light of prayer. Do not allow yourself to be overcome by evil, but overcome evil with good.

In all your ways acknowledge Him and He shall direct your ways. Our Lord has set for us a standard of full service. "As ye would that men should do to you, do you even so unto them." Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Keating introduced Thomas L. Ashcraft, M.D., Tulsa, as the Doctor of the Day.

Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, as the Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 3, 1979, of Enrolled **SBs 39, 140, 148, 199** and **317.**

COMMITTEE REPORTS

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

DO PASS:

SJR 27 — Appropriations and Budget (amended by Committee on Education, Higher).
HB 1001 — County, State and Federal Government.
HB 1013 — Judiciary, as coauthored by Kilpatrick and Dahl.
HB 1040 — County, State and Federal Government.
HB 1153 — Appropriations and Budget.
HB 1307 — County, State and Federal Government.
HB 1471 — County, State and Federal Government.

DO PASS, as amended:

CS for **HB 1006** — Judiciary, as coauthored by Kilpatrick.
HB 1078 — Judiciary, as coauthored by Cain.
HB 1177 — Oil, Gas and Energy.
HB 1496 — Environmental and Natural Resources.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1089, 1123, 1131, 1145, 1185, 1255, 1297** and **1391.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Advising the signing of and transmitting for signature Enrolled **HCR 1023.**

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

PENDING SENATE ACTION — RESOLUTION

SR 33, introduced on Page 580, was called up for consideration.

Senator Cummins moved to refer **SR 33** to the Committee on Rules, which motion was declared adopted by the Presiding Officer.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 21 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1300 and **1327** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 43 and **SJR 1** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 11 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

BILL WITHDRAWN — REFERRED TO SECOND COMMITTEE

Senator Murphy asked unanimous consent, which was granted, that **HB 1493** be withdrawn from the Committee on Social Welfare and referred to the Committee on

Criminal Jurisprudence, the original second committee assignment.

GENERAL ORDER

HB 1032 by Davis (Don), et al, of the House and Crow of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1032** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1032** was placed on third reading and final passage.

THIRD READING

HB 1032 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Porter and Smith.—2.

The bill and emergency passed.

HB 1032 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1050, 1108** and **1191,** each as amended; and **HB 1184,** as amended and coauthored by Elder.

GENERAL ORDER

HB 1034 by Davis (Don), et al, of the House and Crow of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1034** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1034** was placed on third reading and final passage.

THIRD READING

HB 1034 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Porter and Smith.—2.

The bill and emergency passed.

HB 1034 was ordered withheld pursuant to Rule 19(f).

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

GENERAL ORDER

HB 1037 by Davis (Don), et al, of the House and Crow of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1037** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1037** was placed on third reading and final passage.

THIRD READING

HB 1037 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—46.

Excused: Smith and Young.—2.

The bill and emergency passed.

HB 1037 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1101 by Monks, et al, of the House and Dahl of the Senate was read and considered.

Upon motion of Senator Dahl, **HB 1101** was advanced.

By unanimous consent, upon request of Senator Dahl, **HB 1101** was placed on third reading and final passage.

THIRD READING

HB 1101 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—46.

Excused: Smith and Young.—2.

The bill passed.

HB 1101 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1048 by Sanders and Duckett of the House and Howard of the Senate was read and considered.

Senator Lamb asked to be made a co-author of **HB 1048,** which was the order.

Senator Howard moved to amend **HB 1048,** Page 5, Line 12½, by adding the following language:

"G. Any hearing conducted by the Board under Section 833 of this Title may be continued from time to time, for good cause shown, upon motion of any interested party or by order of the Chairman of the Board."

, which amendment was declared adopted.

Upon motion of Senator Howard, **HB 1048,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1048,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1048 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Nay: McCune.—1.

Excused: Smith and Terrill.—2.

The bill and emergency passed.

HB 1048 was referred for engrossment.

GENERAL ORDER

HB 1484 by Draper, et al, of the House and Howard of the Senate was read and considered.

Senator Howard moved to amend **HB 1484** by crippling the title, which amendment was declared adopted.

Senator Nickles moved to amend **HB 1484,** Page 6, Line 4, by striking all language from Line 4 through Line 12.

Senator Howard moved to table the Nickles motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—38.

Nay: Green, Keating, Keller, Lamb, McCune, Nickles, Pierce, Watson and Wolfe.—9.

Excused: Smith.—1.

Upon motion of Senator Howard, **HB 1484,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1484,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1484 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Ran-

dle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—37.

Nay: Green, Keating, Keller, Lamb, McCune, Nickles, Pierce, Watson and Wolfe.—9.

Excused: Smith and Young.—2.

The bill and emergency passed.

HB 1484 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Stipe asked unanimous consent, which was granted, that the Joint Rule 17 be suspended in order that **SB 329** be considered this session. **SB 329** has been assigned to the Committees on Education, Common and then to the Committee on Rules in the House of Representatives.

MOTION TO RECONSIDER VOTE

Senator Crow pressed his motion to reconsider the vote whereby **HB 1053** failed of passage.

Senator Miller moved to table the Crow motion to reconsider, which motion to table was declared adopted by the Presiding Officer.

Senator Murphy raised a point of order and requested a ruling of the Chair, stating that he had a motion in writing on the clerk's desk relative to the disposition of **HB 1053,** and a prior motion to the Crow motion.

Senator Crow raised a point of order and appealed to the Chair for a ruling, stating that his motion to reconsider was properly lodged; a motion to table was then recognized and declared adopted by the Presiding Officer and that a further motion cannot be lodged after the fact.

The Chair ruled that the Crow point of order was well taken, and, citing the provisions of Rule 20, ruled that the matter of the disposition of **HB 1053** had been properly taken.

Senator Murphy moved to appeal the ruling of the Chair. The Presiding Officer ordered a division of the question, stating that the "ayes" would be in favor of sustaining the ruling of the Chair, the "nays" opposed. Upon a division of the question, the Murphy motion to appeal the ruling of the Chair was declared failed of adoption by the Presiding Officer, and the ruling of the Chair sustained.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1439,** requesting Conference and naming Conferees as follows: Representatives Trent, Abbott and Cunningham.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a conference of **HB 1439** was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Boatner, Johnston and Rozell.

Senator Crow presiding.

GENERAL ORDER

HB 1429 by Trent, et al, of the House and Boatner of the Senate was read and considered.

Senators Stipe and Johnson asked to be named coauthors of **HB 1429,** which was the order.

Senator Keating moved to amend **HB 1429,** Page 3, Line 3, by striking the word

and figure "fifteen (15)" and substituting in lieu thereof the word and figure "thirty (30)", which amendment was declared adopted.

Upon motion of Senator Boatner, **HB 1429,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **HB 1429** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1429 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—42.

Excused: Cummins, Johnston, Pierce, Smith, Stipe and York.—6.

The bill passed.

HB 1429 was referred for engrossment.

Senator Luton presiding.

GENERAL ORDER

HB 1264 by Draper of the House and Cate of the Senate was read and considered.

Upon motion of Senator Cate, **HB 1264** was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **HB 1264** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1264 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Dahl, Field, Giles, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—37.

Nay: Cain, Combs, Green and Johnson.—4.

Excused: Cummins, Howard, Keller, Pierce, Smith, Wolfe and Young.—7.

The bill and emergency passed.

HB 1264 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 87,88, 89, 91** and **92,** each as amended.

HOUSE AMENDMENTS

HAs to **SB 87** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 12 and 13 by restoring the Title to read as follows:

"An Act relating to the Office of the Lieutenant Governor and making an appro-

priation thereto; stating the purpose; providing for appointment, duties and compensation of employees; limiting number of employees; providing lapse date; providing severability; and declaring an emergency.''

HOUSE AMENDMENTS

HAs to **SB 88** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 29, by deleting the figure ''$1,025,414.00'' and substituting in lieu thereof the figure ''$1,026,540.00''.

Amendment No. 2. Amend Page 2, Line 3, by deleting the figure ''$1,153,716.00'' and substituting in lieu thereof the figure ''$1,154,842.00''.

Amendment No. 3. Amend Page 2, Line 5, by deleting the words and figures ''Thirty-two Thousand Two Hundred Dollars ($32,200.00)'' and substituting in lieu thereof the words and figure ''Thirty-three Thousand One Hundred Dollars ($33,100.00)''.

Amendment No. 4. Amend Page 2, Lines 17 and 18, by deleting the words and figure ''Seven Hundred Twenty-seven Thousand Six Hundred Fifty Dollars ($727,650.00)'' and substituting in lieu thereof the words and figure ''Seven Hundred Twenty-nine Thousand Two Hundred Seventy-five Dollars ($729,275.00)''.

HOUSE AMENDMENTS

HAs to **SB 89** were read as follows and consideration deferred.

Amendment No. 1. Amend Title, Page 1, Lines 11 through 14½, by striking the title and substituting the following:

''(Secretary of State — Appropriations — Emergency)''.

Amendment No. 2. Amend Page 1, Line 27, by deleting the figure ''$214,154.00'' and substituting in lieu thereof the figure ''$212,355.00''.

Amendment No. 3. Amend Page 1, Line 29, by deleting the figure ''$243,195.00'' and substituting in lieu thereof the figure ''$241,396.00''.

Amendment No. 4. Amend Page 2, Lines 11, 12 and 13, by deleting the words and figure ''One Hundred Eighty-nine Thousand Six Hundred Seventy Dollars ($189,670.00)'' and substituting in lieu thereof the words and figure ''One Hundred Eighty-seven Thousand Five Hundred Fifty-two Dollars ($187,552.00)''.

HOUSE AMENDMENTS

HAs to **SB 91** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 9 and 10 by restoring the Title to read as follows:

''An Act relating to the Secretary of the State Election Board and making appropriations thereto; stating the purposes; reappropriating certain funds; 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.''

Amendment No. 2. Amend Page 1, Line 18, by striking the Enacting Clause.

Amendment No. 3. Amend Page 1, Line 34, Section 1, by deleting the figure ''$147,932.00'' and substituting in lieu thereof the figure ''$148,602.00''.

Amendment No. 4. Amend Page 2, Line 3, Section 1, by deleting the figure

"$464,044.00" and substituting in lieu thereof the figure "$464,714.00".

Amendment No. 5. Amend Page 2, Line 12½, by adding new Sections 3 and 4 to read as follows:

"SECTION 3. The amount of One Million Four Hundred Six Thousand Dollars ($1,406,000.00) originally appropriated to the Secretary of the State Election Board from the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1976, as part of the original appropriation of One Million Nine Hundred Thirty-four Thousand Five Hundred Fifty-eight Dollars ($1,934,558.00) made by Section 1, Chapter 178, O.S.L. 1975, for the purchase of election supplies and payment of election expenses of 1976 primaries and general elections including the per diem of judges, clerks and counters, and the per diem and mileage of inspectors serving at such elections, and reappropriated by Section 3, Chapter 142, O.S.L. 1977, for use in the payment of necessary expenses of statewide elections, is hereby continued and reappropriated in the original amount, as adjusted by transfer, less amounts that have been expended on the effective date of this act and is redesignated for the purchase of election supplies and payment of the election expenses of calendar 1980 primaries and general elections, including the per diem of judges, clerks and counters, and the per diem and mileage of inspectors serving at such elections.

SECTION 4. The amount of Two Hundred Thirty-three Thousand One Hundred Dollars ($233,100.00) originally appropriated to the Secretary of the State Election Board from the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1976, by Section 4, Chapter 142, O.S.L. 1977, for the purpose of paying the necessary expenses of holding statewide elections is hereby continued and reappropriated in the original amount, as adjusted by transfer, less amounts that have been expended on the effective date of this act and is redesignated for the purchase of election supplies and payment of the election expenses of calendar 1980 primaries and general elections, including the per diem and mileage of inspectors serving at such elections."

Amendment No. 6. Amend Page 2, Line 13, by renumbering the present "SECTION 3" to read "SECTION 5", and renumbering succeeding sections accordingly.

Amendment No. 7. Amend Page 2, Lines 14 and 15, new Section 5, by deleting the words and figures "Twenty-seven Thousand Five Hundred Dollars ($27,500.00)" and substituting in lieu thereof the words and figures "Twenty-eight Thousand Four Hundred Dollars ($28,400.00)".

HOUSE AMENDMENTS

HAs to **SB 92** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 20 and 21, by deleting the words and figures "Thirty Thousand Two Hundred Sixty-one Dollars ($30,261.00)" and substituting in lieu thereof the words and figures "Twenty-nine Thousand Six Hundred Fourteen Dollars ($29,614.00)".

Amendment No. 2. Amend Page 1, Line 34, by deleting the words and figures "Assistant Secretary 1 $11,640" and substituting in lieu thereof the words and figures "Administrative Assistant to the Board 1 $11,160".

Amendment No. 3. Amend Page 1, Line 35, by deleting the words and figures "Stenographer-Clerk 1 10,740" and substituting in lieu thereof the words and figures "Deputy Administrator to the Board 1 10,320".

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that the second committee assignment for **HB 1349** to the Committee on Public Safety and Penal Affairs be rescinded; and further requested that the second committee assignment for **HB 1472** to the Committee on Public Safety and Penal Affairs be rescinded.

RESOLUTIONS

Senator Dahl introduced the following Resolution:

SCR 22 — By Dahl of the Senate and Anderson of the House.

A Concurrent Resolution praising Mona Long, Oklahoma Mother of the Year; encouraging her choice as American Mother of the Year; and directing distribution.

Senator Dahl asked unanimous consent that all other members of the Senate be named coauthors of **SCR 22,** which was the order.

SCR 22, as coauthored, was read at length, adopted upon motion of Senator Dahl, and ordered referred for engrossment.

Senator Cate presiding.

Senator Green introduced the following Resolution:

SCR 23 — By Green.

A Concurrent Resolution recognizing the Golden Driller standing at the entrance of the International Petroleum Exposition Building at the Tulsa Expo Square as the world reknown symbol of the oil industry; designating the Golden Driller as an official state monument; and directing distribution.

SCR 23 was read at length, adopted upon motion of Senator Green and ordered referred for engrossment.

GENERAL ORDER

HB 1178 by Morgan, et al, of the House and Young and Dahl of the Senate was read and considered.

Senators Johnston and Lamb asked to be named coauthors of **HB 1178,** which was the order.

Senator Johnson moved to amend **HB 1178** by crippling the title, which amendment was declared adopted.

Upon motion of Senator Dahl, **HB 1178,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **HB 1178,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1178 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, Combs, Crutcher, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, McCune, McDaniel, Martin, Miller, Nickles, Porter, Rozell, Terrill, Tinsley, Vann, York and Young.—30.

Nay: Boatner, Cain, Cullison, Howard, Howell, Landis, Luton, Murphy, Pierce, Randle, Schuelein, Stipe, Taliaferro, Watson and Wolfe.—15.

Excused: Crow, Keller and Smith.—3.

The bill passed.

Senators Cain, Boatner and Taliaferro desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 12. Excused: 3.

The emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Pierce moved to reconsider the vote whereby **HB 1178** and the emergency section passed.

PENDING SENATE ACTION — RESOLUTION

SR 32, introduced on Page 580, was called up for consideration.

Senators Luton and Lamb moved to refer **SR 32** to the Committee on Rules, which motion was declared adopted by the Presiding Officer.

Senator Lane asked unanimous consent, which was granted, that the following amendment to **SR 32** be read:

Senator Vann moved to amend **SR 32,** Page 1, Line 26½, by adding a new Whereas, to read as follows:

"WHEREAS, Senators Dahl, Stipe, Pierce and Landis be allowed or required to go to Washington, D.C., along with the author of this Resolution, and try to explain it to the U.S. Senate and voice opposition and disapproval of such actions. And, that the above-named Senators be named co-authors of this Resolution in order to be officially connected and involved with same."

The Chair ruled that the amendment read by the Clerk to **SR 32** accompany the Resolution to the Committee on Rules, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 97.**

The above numbered Bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 43** and **SJR 1.**

The above numbered Enrolled Bill and Resolution were referred to the Governor.

Advising the signing of and returning Enrolled **SCR 11.**

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 Wednesday, April 4, 1979, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1032, 1034, 1037 and **1101** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:40 p.m. to meet Wednesday, April 4, 1979, at 1:30 p.m.

Fifty-fourth Legislative Day

Wednesday, April 4, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Porter, Rozell, Smith and Stipe.—4.

Senator Luton declared a quorum present.

The prayer was offered by Senator Watson.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McCune introduced Marshal Opper, M.D., Oklahoma City, as the Doctor of the Day.

Senator Crow introduced Pat Greer, R.N., Altus, as the Nurse of the Day; Senator Cain introduced Monica L. Berstein and Helen Emmott as student 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:

HB 1278 — Criminal Jurisprudence, as coauthored by Boatner.
HB 1412 — Judiciary.
HB 1426 — Judiciary.
HB 1449 — Judiciary.
HB 1462 — Judiciary.

DO PASS, as amended:

HB 1147 — Appropriations and Budget.
HB 1148 — Appropriations and Budget.
HB 1149 — Appropriations and Budget.
HB 1150 — Appropriations and Budget.
HB 1151 — Appropriations and Budget.
CS for **HB 1160** — Appropriations and Budget.

SPECIAL INTRODUCTIONS

Senator Young asked unanimous consent, which was granted, that he be allowed to introduce the 1978 Kolache Queen, Miss Lisa Hampton, and members of her court, the six candidates for Queen: Misses Karen Oakley, Stacey Spitler, Marybeth Kardatzhe, Michelle Bradshaw, Becky Podest and DeAnne Davis. Senator Young asked that the young ladies be granted privileges of the floor where Miss Hampton addressed the Senate and invited the Senators to attend the Kolache Festival in Prague on April 28th.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1020, 1032, 1034, 1037, 1050, 1101, 1108, 1184** and **1191.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1048, 1264, 1429 and **1484** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1001 by Winn, et al, of the House and Berrong of the Senate was read and considered.

Upon motion of Senator Berrong, **HB 1001** was advanced.

By unanimous consent, upon request of Senator Berrong, **HB 1001** was placed on third reading and final passage.

THIRD READING

HB 1001 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Cate, Crutcher, Porter, Rozell, Smith and Stipe.—6.

The bill passed.

Senator Crutcher 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 1001 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1169 by Steward and Wilson of the House and Clifton of the Senate was read and considered.

Upon motion of Senator Clifton, **HB 1169** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1169** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1169 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Nay: Birdsong, Keating and Wolfe.—3.

Excused: Boatner, Cate, Howard, Porter, Rozell, Smith and Stipe.—7.

The bill and emergency passed.

HB 1169 was referred for engrossment.

Senator Watson presiding.

GENERAL ORDER

HB 1099 by Ford of the House and Keating of the Senate was read and considered.

Senators Keating and Landis moved to amend **HB 1099,** Page 7, Line 4½, by adding a new paragraph to read as follows:

"The Department of Public Safety shall provide the name of any individual who falsely executes the affidavit required herein to the District Attorney in whose district that person resides."

, which amendment was declared adopted.

Upon motion of Senator Keating, **HB 1099,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **HB 1099,** as amended, 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: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Boatner, Crow, Crutcher and Miller.—4.

Excused: Porter, Rozell, Smith, Stipe and Wolfe.—5.

The bill passed.

HB 1099 was referred for engrossment.

PENDING SENATE ACTION — HAs

Upon motion of Senator Crow, **HAs** to **SBs 87, 88, 89, 91** and **92** were rejected and conferences requested, said bills to be referred to GCCA when appointed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 166** and **229.**

The above numbered Bills were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 22 and **23** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 97 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 adoption of and returning Engrossed **SCR 21,** as coauthored by Kelly and Dunn.

The above numbered Resolution was referred for enrollment.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 78, 103** and **121,** each as amended and coauthored; and **SBs 114, 116** and **123;** and **SJR 9,** each as amended.

HOUSE AMENDMENTS

HAs to **SB 78** were read as follows and consideration deferred.

Authors: Add the following coauthors: Arnold and Atkins of the House.

Amendment No. 1. Amend Page 1, Lines 30 through 36, by striking all language beginning with the words "If a" and inserting in lieu thereof the following language: "If a dependent child is regularly and continuously attending high school, said child shall be entitled to support by the parents through the age of eighteen (18) years."

HOUSE AMENDMENTS

HAs to **SB 103** were read as follows and consideration deferred.

Authors: Add the following coauthor: Taylor of the House.

Amendment No. 1. Restore Title to read as follows:

"An Act relating to the Will Rogers Memorial Commission and making appropriations thereto; stating the purposes; providing that the Commission shall appoint and fix the duties and compensation of employees and make certain administrative decisions; limiting number of employees; limiting expenditures for salaries and wages; providing lapse dates; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Lines 23 and 24, by deleting the words and figures "One Hundred Thirty-six Thousand Three Hunred Fourteen Dollars ($136,314.00)" and substituting in lieu thereof the words and figures "One Hundred Thirty-five Thousand Eight Hundred Ninety-six Dollars ($135,896.00)".

Amendment No. 3. Amend Page 1, Lines 32, 33 and 34 by deleting the language after the period "." on Line 32 and before the word "The" on Line 34.

Amendment No. 4. Amend Page 2, Lines 5 and 6, by deleting the words and figures "One Hundred Five Thousand One Hundred Sixty Dollars ($105,160.00)" and substituting in lieu thereof the words and figures "One Hundred Four Thousand Eight Hundred Twenty-four Dollars ($104,824.00)".

HOUSE AMENDMENTS

HAs to **SB 121** were read as follows and consideration deferred.

Authors: Add the following coauthor: Wilson of the House.

Amendment No. 1. Restore 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; allowing for assistance to soil and water conservation districts; providing lapse date; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Line 18, by striking the Enacting Clause.

Amendment No. 3. Amend Page 1, Line 26, by deleting the figures "$139,772.00" and substituting in lieu thereof the figures "$140,611.00".

Amendment No. 4. Amend Page 1, Line 27 by deleting the figures "253,827.00" and substituting in lieu thereof the figures "254,088.00".

Amendment No. 5. Amend Page 1, Line 28, by deleting the figures "1,522,158.00" and substituting in lieu thereof the figures "1,572,334.00".

Amendment No. 6. Amend Page 1, Line 29, by deleting the figures "$1,915,757.00" and substituting in lieu thereof the figures "$1,967,033.00".

Amendment No. 7. Amend Page 1, Lines 35 and 36, by deleting the words and figures "One Hundred Thousand Dollars ($100,000.00)" and substituting in lieu thereof the words and figures "Fifty Thousand Dollars ($50,000.00)".

Amendment No. 8. Amend Page 2, Line 1, by adding after the word "appropriated" and before the word "the" the following language: "to the Oklahoma Conservation Commission, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1978, not otherwise appropriated,".

Amendment No. 9. Amend Page 2, Line 3½, by adding new Sections 4 and 5 to read as follows:

"SECTION 4. 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, 1978, not otherwise appropriated, the sum of One Hundred Thousand Dollars ($100,000.00) or so much thereof as may be necessary for upstream flood control on Wolf Creek in Comanche County.

SECTION 5. 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, 1978, not otherwise appropriated, the sum of One Hundred Thousand Dollars ($100,000.00) or so much thereof as may be necessary to rechannelize and clear Deep Fork Creek in Oklahoma County."

Amendment No. 10. Amend Page 2, Line 4, by renumbering the present "SECTION 4" to read "SECTION 6", and renumbering succeeding sections accordingly.

Amendment No. 11. Amend Page 2, Lines 9 and 10 of the new SECTION 6, by deleting the words and figures "Twenty-eight Thousand Five Hundred Twenty Dol-

lars ($28,520.00)'' and substituting in lieu thereof the words and figures ''Twenty-nine Thousand Four Hundred Twenty Dollars ($29,420.00)''.

Amendment No. 12. Amend Page 2, Lines 17 and 18 of new SECTION 6, by deleting the words and figures ''One Hundred Forty-seven Thousand Eight Hundred Ninety Dollars ($147,890.00)'' and substituting in lieu thereof the words and figures ''One Hundred Forty-nine Thousand One Hundred Ninety Dollars ($149,190.00)''.

HOUSE AMENDMENTS

HAs to **SB 114** were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

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

Amendment No. 2. Amend Page 1, Lines 24 and 25, by striking the words and figures ''Four Hundred Eight Thousand Seven Hundred Eighty-one Dollars ($408,781.00)'' and substituting in lieu thereof the words and figures ''Four Hundred Ten Thousand Nine Hundred Sixty-one Dollars ($410,961.00)''.

Amendment No. 3. Amend Page 2, Line 1, by striking the words and figures ''Twenty-five Thousand Two Hundred Dollars ($25,200.00)'' and substituting in lieu thereof the words and figures ''Twenty-six Thousand One Hundred Dollars ($26,100.00)''.

Amendment No. 4. Amend Page 2, Lines 9 and 10, by striking the words and figures ''Two Hundred Six Thousand Four Hundred Dollars ($206,400.00)'' and substituting in lieu thereof the words and figures ''Two Hundred Eight Thousand Five Hundred Fifty Dollars ($208,550.00)''.

HOUSE AMENDMENTS

HAs to **SB 116** were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

''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.''

Amendment No. 2. Amend Page 1, Lines 22 and 23, by striking the words and figures ''One Hundred Sixty-seven Thousand Nine Hundred Ten Dollars ($167,910.00)'' and substituting in lieu thereof the words and figures ''One Hundred Sixty-seven Thousand Eight Hundred Twelve Dollars ($167,812.00)''.

Amendment No. 3. Amend Page 2, Lines 4 through 12, by striking all language and substituting in lieu thereof the following:

''

Chief Coordinator	1	$10,780	$15,100
Professional Interviewer	4	10,780	14,700
Typist Clerk	4	6,660	9,540
TOTAL AUTH.	9		

The total funds from all sources expended by the Pardon and Parole Board for the payment of any payroll salary or wage, including tax-sheltered deferment contracts authorized by state statute, shall not exceed One Hundred Eighteen Thousand Eight Hundred Thirty Dollars ($118,830.00) during the fiscal year ending June 30, 1980.''

HOUSE AMENDMENTS

HAs to **SB 123** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 22 and 23, by deleting the words and figures ''Ninety-four Thousand Nine Hundred Dollars ($94,900.00)'' and substituting in lieu thereof the words and figures ''Ninety-five Thousand One Hundred Twenty-four Dollars ($95,124.00)''.

Amendment No. 2. Amend Page 1, Lines 30 and 31, by deleting the words and figures ''Twenty-four Thousand Eight Hundred Forty Dollars ($24,840.00)'' and substituting in lieu thereof the words and figures ''Twenty-five Thousand Six Hundred Eighty Dollars ($25,680.00)''.

Amendment No. 3. Amend Page 2, Lines 2 and 3, by deleting the words and figures ''One Hundred Fifty-nine Thousand Three Hundred Ninety Dollars ($159,390.00)'' and substituting in lieu thereof the words and figures ''One Hundred Sixty Thousand Thirty Dollars ($160,030.00)''.

HOUSE AMENDMENTS

HAs to **SJR 9** were read as follows and consideration deferred.

Amendment No. 1. Amend by striking the Title, Resolving Clause and Entire Resolution and substituting the following:

(At the direction of the President Pro Tempore, **HAs** to **SJR 9** 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 passage of and returning Engrossed **SB 212,** as coauthored by Elder, Duckett, Davis (Frank), Camp and Holaday of the House.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 97.**

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1232, 1300** and **1327,** as amended.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 5, 1979, at 11:00 a.m., which motion prevailed.

BILL RELEASED

HB 1001 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 2:20 p.m. to meet Thursday, April 5, 1979, at 11:00 a.m.

Fifty-fifth Legislative Day

Thursday, April 5, 1979

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Excused: Cate, Dahl, Keating, Lane, Miller, Pierce, Porter, Smith and Wolfe.—9.

Senator Boatner declared a quorum present.

The following prayer was offered by Dr. Stowe and incorporated into the Journal upon request of Senator Capps.

Sometimes, O Lord, in the midst of our needs, fears, preoccupations, we forget the poor, sick, lonely, handicapped people of our land and world. We may be prone to overlook those whose bodies are broken or whose minds are restricted. Too often it could be the babies born into this world, ravaged by poverty, crime and ignorance, grow to a citizenship which is nonproductive of goodness and virtue. Homes of our land are being undermined by the currents of inadequate parenthood; values of honor and honesty are ignored or unknown.

The duty, response and responsibility to these enemies can only be corrected by acceptance of leadership, such as that given to us in the offices we hold, and the trust reposed in us, personally and collectively, by the endorsing votes of our fellow Oklahomans. Let it become a more urgent purpose that the heritage we provide for oncoming generations be shown by the priorities manifest in laws and lives.

Help us to catch the warning vision that came out of the glory days of Great Britain, in the prayerful poetic lines of Rudyard Kipling:

"If drunk with sight of power, we loose
Wild tongues that have not Thee in awe,
Such boastings as the Gentiles use
Or lesser breeds without the law,
Lord God of Hosts, be with us yet,
Lest we forget, lest we forget!

"For heathen hearts that put their trust
in reeking tube or iron shard:
All valiant dust that builds on dust,
and guarding calls not Thee to Guard.
Judge of the nations spare us yet
Lest we forget, lest we forget!" Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Boatner introduced the wife of the Chaplain for the Week, Mrs. Joel Stowe, Jr.

Senator Keller introduced his daughter, Rachel, a page for the week, and asked unanimous consent, which was granted, that she be made honorary Minority Floor Leader.

Senator Lamb introduced Joseph Stafford, M.D., Enid, as the Doctor of the Day, and Gloria Cook, R.N., Enid and Evelyn Crawford, R.N., Enid, as Nurses of the Day.

Senator Green introduced Jean Hanten, R.N., Tulsa, as a 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 1017 — County, State and Federal Government, as coauthored by Pierce.

DO PASS, as amended:

CS for **HB 1027** — Elections and Privileges and be referred to Committee on Revenue and Taxation by previous order.

CS for **HB 1038** — Judiciary.

CS for **HB 1152** — Appropriations and Budget, as coauthored by Johnson of the Senate.

HB 1154 — Appropriations and Budget.

HB 1155 — Appropriations and Budget.

HB 1156 — Appropriations and Budget.

HB 1158 — Appropriations and Budget.

HB 1159 — Appropriations and Budget.

CS for **HB 1163** — Appropriations and Budget.

HB 1165 — Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HJR 1034,** and also advising that the House has voted to suspend the provisions of Joint Rule 17 as they relate to **HJR 1034,** thereby exempting said measure from all cutoff dates in the house of origin.

HJR 1034 — By Draper and Monks of the House and Howard of the Senate.

A Joint Resolution providing for a comprehensive inquiry into the Department of Corrections, Dr. Ned Benton and related entities; creating a special committee to conduct said inquiry; authorizing and empowering said committee to issue processes known to courts of record, subpoena witnesses and records, compel testimony, punish for contempt, employ reporters and other necessary personnel, and prepare verbatim transcripts of proceedings; authorizing the payment of travel and expense allowance for committee members and staff; providing for the payment of witness fees as required by the laws of this state; requiring a written report of findings and recommendations; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1001, 1232, 1300** and **1327.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MOTION

Senator Crow moved to reconsider the votes on the motion whereby **HAs** to **SBs 87, 88** and **92** were rejected and conference requested, said bills referred to the General Conference Committee on Appropriations, when appointed, shown on Page 601, which motion to reconsider was declared adopted by the Presiding Officer.

PENDING SENATE ACTION — HAs

Senator Crow moved that the Senate refuse to concur in **HAs** to **SB 121** and requested a conference, which motion was declared adopted by the Presiding Officer. **SB 121** was referred to GCCA, when appointed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 121,** and referring same to GCCA, when appointed.

PENDING SENATE ACTION — HAs

Senator Crow moved that the Senate refuse to concur in **HAs** to **SJR 9** and requested a conference, which motion was declared adopted. President Pro Tempore Howard appointed as Senate Conferees on **SJR 9** the following: Senators Crow, Boatner and Luton.

GENERAL ORDER

SJR 27 by Stipe, Smith, Lane, Cate and Cain of the Senate and Murphy, et al, of the House was read and considered.

Upon motion of Senator Stipe, **SJR 27** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SJR 27** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 27 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Nay: Nickles.—1.

Excused: Cate, Dahl, Keating, Lane, Miller, Pierce, Porter, Smith and Wolfe.—9.

The resolution and emergency passed.

SJR 27 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1048,** as amended.

Advising rejection of **SAs** to Engrossed **HBs 1264** and **1484,** requesting Conference and referring same to Joint Conference Committee on Revenue.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1099 and **1169** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 166, 212 and **229** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 21 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 86, 98** and **243,** each as amended, and **SJR 8,** as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 86** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 10½ through 15½ by striking the Title and substituting the following:

(Office of the Governor — Appropriation — Emergency).

Amendment No. 2. Amend Page 1, Line 26, Section 1, by deleting the figures "$869,444.00" and substituting in lieu thereof the figures "$973,332.00".

Amendment No. 3. Amend Page 1, Line 27, Section 1, by deleting the figures "30,000.00" and substituting in lieu thereof the figures "40,000.00".

Amendment No. 4. Amend Page 1, Line 28, Section 1, by deleting the figures "$899,444.00" and substituting in lieu thereof the figures "$1,013,332.00".

Amendment No. 5. Amend Page 1, Line 33, Section 2, by deleting the words and figures "thirty-nine (39)" and substituting in lieu thereof the words and figures "forty-one (41)".

Amendment No. 6. Amend Page 2, Line 14½, by adding the following new Sections 5 and 6:

"SECTION 5. Effective July 1, 1979, the Oklahoma Education Council is hereby abolished and all unexpended funds, property, records, employees, and any outstanding financial obligations, are hereby transferred to the Office of the Governor.

SECTION 6. Sections 1 through 3, Chapter 22, O.S.L. 1976, and Section 4, Chapter 22, O.S.L. 1976, as amended by Section 4, Chapter 200, O.S.L. 1977 (74 O.S. Supp. 1978, Sections 3801 through 3804), are hereby repealed, effective July 1, 1979."

Amendment No. 7. Amend Page 2, Line 15, by renumbering the present "SECTION 5" to read "SECTION 7", and renumbering succeeding sections accordingly.

HOUSE AMENDMENTS

HAs to **SB 98** were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

"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; amending Section 4, Chapter 144, O.S.L. 1975, as amended by Section 1, Chapter 158, O.S.L. 1976 (73 O.S. Supp. 1978, Section 163.2); directing certain collections to be deposited to the General Revenue Fund and stating exceptions; providing lapse date; making provisions of this act severable; and declaring an emergency."

Amendment No. 2. Amend Page 1, Line 36, Section 3, and Page 2, Line 1, Section 3, by deleting the words and figures "Two Million Thirty-three Thousand Four Hundred Fifty Dollars ($2,033,450.00)" and substituting in lieu thereof the words and figures "One Million Nine Hundred Sixty-four Thousand Two Hundred Sixty Dollars ($1,964,260.00)".

HOUSE AMENDMENTS

HAs to **SB 243** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 20½, by adding a new Section 1 to read as follows:

"SECTION 1. 36 O.S. 1971, Section 331, as last amended by Section 2, Chapter 311, O.S.L. 1974 (36 O.S. Supp. 1978, Section 331), is amended to read as follows:

Section 331. A. There is hereby created the State Board for Property and Casualty Rates composed of the Insurance Commissioner and two members to be appointed by the Governor, by and with the advice and consent of the Senate. PROVIDED, THAT NO PERSON WHO HAS SERVED IN THE STATE LEGISLATURE WITHIN TWO (2) YEARS OF HIS PROPOSED APPOINTMENT SHALL BE APPOINTED TO THE BOARD FOR A PERIOD OF FOUR (4) YEARS FROM THE TIME HIS TERM OF SERVICE WITH THE STATE LEGISLATURE ENDED. The appointed members shall serve for the following terms: One member shall be appointed and serve until March 1, 1967, and one member shall be appointed and serve until March 1, 1971. The Governor shall designate one appointed member as Secretary of the Board. Upon the expiration of the terms of the two members first appointed under this act, their successors shall be appointed for terms of six (6) years. The appointed members of the Board shall hold office for the terms of their appointment and shall be removed only for cause. The Insurance Commissioner shall be President of the State Board for Property and Casualty Rates; one member appointed by the Governor shall be designated and shall be Secretary of the Board. The State Board for Property and Casualty Rates shall have authority and supervision and regulation over fire, tornado and allied lines, and casualty and surety insurance rates, forms, cooperative and concerted action, including rating organizations and other forms of cooperative and concerted action.

B. The Secretary and other appointed member of the State Board for Property and Casualty Rates shall be at least thirty-five (35) years of age, shall each have been a resident of the State of Oklahoma for five (5) years immediately preceding his appointment, and shall be licensed to practice law in the State of Oklahoma or shall have had at least seven (7) years' actual experience in fire and/or casualty insurance business and/or insurance claims or adjusting, or shall have had seven (7) years' experience in the State Insurance Department or State Board for Property and Casualty Rates or its predecessor, the State Insurance Board. Provided that there may be a combination of experience in the insurance business and in the State Insurance Department and State Board for Property and Casualty Rates to meet the seven (7) years of experience required.

The Secretary of the State Insurance Board for Property and Casualty Rates shall serve on a full-time basis and be paid an annual salary of Fifteen Thousand Dollars ($15,000.00) payable monthly; the other appointive member shall serve on a full-time basis and be paid an annual salary of Fourteen Thousand Dollars ($14,000.00) payable monthly. The Secretary shall prepare and submit the budget for the Board. No member of the Board shall be financially interested, directly or indirectly,

in any insurer, agency or insurance transaction except as a policyholder or claimant.

No member of the Board or any employee of the State Insurance Department shall represent, directly or indirectly, in any capacity or for any consideration, an admitted or nonadmitted insurer or any person, firm or corporation who has or who may have proceedings before the State Insurance Department. No member of the Board or any employee of the State Insurance Department shall accept any gift, lodging, transportation, or other thing of value from any such person, firm, or corporation, except fees and charges authorized by law. Violation of any provision of this subsection shall be grounds for removal from office or position. After twenty-four (24) hours' written notice has been given to all board members, any two members of said Board shall be empowered to convene meetings of the Board, and, at its meetings, any two members of said Board shall constitute a quorum, and any two members shall have power to enter such orders and take such actions as are within the jurisdiction, powers, and duties of said Board.

C. The Secretary and other appointive member of said Board, before entering upon the duties of their offices, shall execute bonds with good and sufficient sureties, payable to the State of Oklahoma, in the penal sum of Twenty-five Thousand Dollars ($25,000.00) each to be approved by the Attorney General, the expense of such bonds to be paid by the State Board for Property and Casualty Rates.

D. When used with reference to the administration of this code, "State Insurance Board," "Insurance Board" or "Board" means the State Board for Property and Casualty Rates.

E. All records, contracts, analyses, funds and property of the present State Insurance Board which pertain to the jurisdiction, powers, duties and responsibilities of the State Board for Property and Casualty Rates are hereby transferred to the State Board for Property and Casualty Rates which is hereby created by this section; and all such records, contracts, analyses, funds and property of the present State Insurance Board which pertain to the jurisdiction, powers, duties and responsibilities of the Insurance Commissioner as redefined in this act are hereby transferred to the Insurance Commissioner."

, and renumbering the succeeding sections accordingly.

Amendment No. 2. Amend Page 2, Line 15, after the word "FILING" and before the word "IN" add the language "FOR A RATE INCREASE".

Amendment No. 3. Amend Page 2, Lines 20 through 36 and Page 3, Lines 1 and 2, by striking all language after the word "TECHNICIANS" and substituting in lieu thereof the following language: "provided that if the Board designates a person as technician who is a public employee, the public body employing such technician shall receive for its general fund an amount equal to the fees and costs that would have been received by a comparable technician in the private sector. All fees and expenses incurred in such examination and/or investigation shall be paid by the insurer or rating organization which made the filing. Claims and/or charges made by or for such technicians shall be verified by affidavit and filed with and classified as public records of the Board. A determination of the reasonableness of any charge, expense, fee or other cost so incurred shall be made by the Board and its determination of the charges to be assessed and paid by the filing insurer or rating organization shall be final and no appeal shall be from any such order of assessment. It is further provided that such assessed charges shall be allowed as an

expense of doing business for rate making purposes only to the extent or ratio that the rate filed is allowed by the Board.''

Amendment No. 4. Amend Page 3, Line 2½, by adding a new subsection F to read as follows:

''F. The Speaker of the House of Representatives shall appoint two (2) additional members to the Property and Casualty Rate Board. These two appointees will have to be approved by a two-thirds (⅔) vote of the House of Representatives.''

Amendment No. 5. Amend the Title to read as follows:

''An Act relating to insurance; amending 36 O.S. 1971, Sections 331, as last amended by Section 2, Chapter 311, O.S.L. 1974, and 332 (36 O.S. Supp. 1978, Section 331); creating the State Board for Property and Casualty Rates; providing for membership; prohibiting certain appointments; providing for terms, officers, duties, qualifications and compensation; prohibiting certain conduct; providing penalty; providing for administration of meetings; providing for bonding of appointed members; providing for certain statutory references; transferring certain property, records and funds; modifying powers and duties of the State Board for Property and Casualty Rates; empowering the board to employ certain technicians and other persons for certain examinations or investigations; and declaring an emergency.''

HOUSE AMENDMENTS

HAs to **SJR 8** were read as follows and consideration deferred.

Authors: Add the following coauthor: Arnold of the House.

Amendment No. 1. Amend Page 1, Lines 24 through 26, by striking all language on these lines.

GENERAL ORDER

HB 1471 by Taylor, et al, of the House and Johnson of the Senate was read and considered.

Senator Schuelein moved to amend **HB 1471** by crippling the title, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Capps, Clifton, Combs, Cummins, Giles, Green, Johnston, Keller, Kilpatrick, Landis, McCune, Nickles, Schuelein, Stipe, Watson and York.—17.

Nay: Berrong, Birdsong, Boatner, Crow, Crutcher, Cullison, Field, Howard, Howell, Johnson, Lamb, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Taliaferro, Terrill, Tinsley, Vann and Young.—22.

Excused: Cate, Dahl, Keating, Lane, Miller, Pierce, Porter, Smith and Wolfe.—9.

Senator Schuelein moved to amend **HB 1471,** Page 5, Line 15 by deleting all the remaining language on Line 15 after the word ''Fund.'' through the word ''Mines.'' on Line 17, and inserting in lieu thereof the following language: ''Annually, the Department shall distribute ninety-seven percent (97%) of such funds to the various counties in that proportion which the county road mileage of each county bears to the entire road mileage as certified by the State Department of Transportation. Such funds shall be due the various counties of the state by July 15th of each year and shall be remitted to the respective county treasurers and shall be used for the construction, improvement or repair of highways. The remaining three percent (3%) shall be

retained in the fund to administer the provisions of this act."

Senator Johnson moved to table the Schuelein motion to amend, which motion to table was declared adopted.

Upon motion of Senator Johnson, **HB 1471** was advanced.

By unanimous consent, upon request of Senator Johnson, **HB 1471** was placed on third reading and final passage.

THIRD READING

HB 1471 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, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Luton, McDaniel, Martin, Murphy, Nickles, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—32.

Nay: Cain, Combs, Keller, Landis, McCune, Schuelein and Watson.—7.

Excused: Cate, Dahl, Keating, Lane, Miller, Pierce, Porter, Smith and Wolfe.—9.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Schuelein moved that the vote be reconsidered whereby **HB 1471** and the emergency section passed.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HBs 1264** and **1484** was ordered granted, said bills referred to Joint Conference Committee on Revenue.

PENDING SENATE ACTION — HAs

Senator Johnston moved to refuse to concur in **HAs** to **SB 17,** which motion was declared adopted by the Presiding Officer. President Pro Tempore Howard appointed as Senate Conferees on **SB 17** the following: Senators Johnston, Crutcher and Murphy.

GENERAL ORDER

HB 1302 by Denman of the House and Luton of the Senate was read and considered.

Upon motion of Senator Luton, **HB 1302** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1302** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1302 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, Cain, Capps, Combs, Crow, Cullison, Cummins, Field, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe,

Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—35.

Nay: Giles and McCune.—2.

Excused: Cate, Clifton, Crutcher, Dahl, Keating, Lane, Miller, Pierce, Porter, Smith and Wolfe.—11.

The bill passed.

HB 1302 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 89** and **91,** and referring same to GCCA, when appointed.

GENERAL ORDER

HB 1313 by Shurden, et al, of the House and Terrill and Clifton of the Senate was read and considered.

Senator Terrill moved to amend **HB 1313,** Page 2, Line 4, by striking after the word "exceed" on Line 4 the words and figures "One Thousand Five Hundred Dollars ($1,500.00)" and inserting in lieu thereof the words and figures "Ten Thousand Dollars ($10,000.00)", which amendment was declared failed of adoption by the Presiding Officer.

Senator Clifton moved to amend **HB 1313,** Page 2, Line 4, by deleting after the word "exceed" and before the word "in" on Line 5, the words and figures "One Thousand Five Hundred Dollars ($1,500.00)" and inserting in lieu thereof the words and figures "Five Thousand Dollars ($5,000.00)".

Senator Stipe moved to table the Clifton motion to amend, which motion to table was declared adopted by the Presiding Officer, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Combs, Crow, Cummins, Field, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Landis, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Stipe, Tinsley and York.—25.

Nay: Clifton, Cullison, Johnston, Lamb, McCune, Nickles, Taliaferro, Terrill, Vann and Watson.—10.

Excused: Capps, Cate, Crutcher, Dahl, Keating, Keller, Lane, Miller, Pierce, Porter, Smith, Wolfe and Young.—13.

Senators Stipe and Howell moved to amend **HB 1313,** Page 2, Line 8, by striking after the word "any" on Line 7 and before the word "act" on Line 8, the word "tortious" and restoring the stricken language on Line 7, which amendment was declared adopted.

Upon motion of Senator Terrill, **HB 1313,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1313,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1313 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, Clifton, Crow, Field, Howard, Howell, Johnston, Kilpatrick, McCune, Randle, Terrill, Tinsley, Watson and Young.—15.

Nay: Boatner, Cain, Combs, Cullison, Cummins, Giles, Green, Johnson, Lamb, Landis, Luton, McDaniel, Martin, Murphy,

Nickles, Rozell, Schuelein, Stipe, Taliaferro, Vann and York.—21.

Excused: Capps, Cate, Crutcher, Dahl, Keating, Keller, Lane, Miller, Pierce, Porter, Smith and Wolfe.—12.

The bill failed.

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

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Terrill moved to reconsider the vote whereby **HB 1313** failed of passage.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 166, 212** and **229.**

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled **SCR 21.**

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 Boatner presiding who made the following announcements:

The Senate, in executive session, and upon motion of Senator Green, advised and consented to the confirmation of HARRIETT LYNDE, Tulsa, as the member of the Human Rights Commission, to serve a 3-year term ending July 1, 1981. Mrs.Lynde succeeds Barbara Ware.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 9, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 12:30 p.m. to meet Monday, April 9, 1979, at 1:30 p.m.

Fifty-sixth Legislative Day

Monday, April 9, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Keating, Keller, Smith, Stipe, Terrill and Wolfe.—6.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Dulaney Barrett, Pastor, Sunnylane Methodist Church, Del City, and incorporated into the Journal upon request of Senator Kilpatrick.

Almighty God, in Whose image we human beings are created — female and male, accept our prayers and thanksgiving at this beginning of another legislative week.

Help us to see beyond selfish purpose to the common good; help us to be open to truth and seek after it; help us to have a single minded devotion to serving the best interests of all Your people.

In the Name of Jesus, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Watson introduced Blair Cunningham, M.D., Edmond, as the Doctor of the Day.

Senator Keating introduced the Nurses of the Day, Mary Smock, R.N., Tulsa, and Pat Williamson, R.N., formerly of Tulsa, and now in Senator Young's District in Creek County.

COMMITTEE REPORTS

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

DO PASS:

HB 1002 — Public Safety and Penal Affairs, as coauthored by Landis, and be referred to Committee on Wildlife by previous order.

HB 1014 — County, State and Federal Government, as coauthored by Kilpatrick and Howell.

HB 1402 — County, State and Federal Government, as coauthored by Birdsong (amended by Elections and Privileges Committee).

HB 1413 — Public Safety and Penal Affairs, as coauthored by Stipe (amended by Municipal Government Committee).

HB 1503 — Public Safety and Penal Affairs, as coauthored by Cullison.

DO PASS, as amended:

CS for **HB 1372** — Public Safety and Penal Affairs.

CS for **HB 1384** — Education, Common, as coauthored by Vann, Miller, Howell, Landis, Murphy and Watson, and be referred to Committee on Retirement and Administration by previous order.

SECOND READING

The following was read the second time and referred to the committee indicated.

HJR 1034 — Rules.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 6, 1979, of Enrolled **SB 11;** and April 9, 1979, of Enrolled **SB 43** and **SJR 1.**

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 27 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1302 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1041 by Duke, et al, of the House and Rozell of the Senate was read and considered.

Senator Birdsong asked to be named a coauthor of **HB 1041,** which was the order.

Senator Howard moved to amend **HB 1041,** Page 1, by crippling the title, which amendment was declared adopted.

Senator Nickles moved to amend **HB 1041,** Page 17, Line 18, by adding after the word ''natural'' and before the word ''or'' the words '', liquefied petroleum'' and the same change on Page 18, Line 5 and Page 18, Line 8, which amendment was declared adopted.

Upon motion of Senator Rozell, **HB 1041,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **HB 1041,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1041 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, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Taliaferro, Tinsley, Vann, Watson and York.—36.

Nay: Boatner, Lane, Martin and Schuelein.—4.

Excused: Capps, Keating, Keller, Smith, Stipe, Terrill, Wolfe and Young.—8.

The bill passed.

Senator Young desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 37. Nay: 4. Excused: 7.

The emergency passed.

HB 1041 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SJR 9,** and naming House Conferees as follows: Representatives Davis (Don), Deatherage and Barker.

GENERAL ORDER

HB 1278 by Trent, et al, of the House and Boatner of the Senate was read and considered.

Senators Nickles and Birdsong asked to be made coauthors of **HB 1278,** which was the order.

Upon motion of Senator Boatner, **HB 1278,** as coauthored, was advanced.

By unanimous consent, upon request of Senator Boatner, **HB 1278,** as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1278 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Excused: Capps, Keating, Keller, Smith, Stipe, Terrill and Wolfe.—7.

The bill and emergency passed.

HB 1278 was ordered withheld pursuant to Rule 19(f).

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

GENERAL ORDER

HB 1147 by Davis (Don), et al, of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1147** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1147** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1147 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field,

Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Tinsley, Watson, York and Young.—41.

Excused: Keller, Smith, Stipe, Taliaferro, Terrill, Vann and Wolfe.—7.

The bill and emergency passed.

HB 1147 was referred for engrossment.

GENERAL ORDER

HB 1148 by Davis (Don) et al, of the House, and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1148** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1148** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1148 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson and York.—41.

Excused: Crutcher, Keller, Smith, Stipe, Terrill, Wolfe and Young.—7.

The bill and emergency passed.

HB 1148 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 17,** and naming House Conferees as follows: Representatives Morgan, Briscoe and Cotner.

GENERAL ORDER

HB 1149 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1149** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1149** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1149 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson and York.—37.

Nay: Berrong, McCune, Nickles and Pierce.—4.

Excused: Keller, Porter, Smith, Stipe, Terrill, Wolfe and Young.—7.

The bill and emergency passed.

HB 1149 was referred for engrossment.

GENERAL ORDER

HB 1150 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1150** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1150** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1150 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Keller, Smith, Stipe, Terrill and Wolfe.—5.

The bill and emergency passed.

HB 1150 was referred for engrossment.

GENERAL ORDER

HB 1151 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1151** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1151** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1151 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Keller, Porter, Smith, Stipe, Terrill and Wolfe.—6.

The bill and emergency passed.

HB 1151 was referred for engrossment.

GENERAL ORDER

HB 1153 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1153** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1153** was placed on third reading and final passage.

THIRD READING

HB 1153 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Keller, Porter, Smith, Stipe, Terrill and Wolfe.—6.

The bill and emergency passed.

HB 1153 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1154 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1154** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1154** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1154 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Keller, Porter, Smith, Stipe, Terrill and Wolfe.—6.

The bill and emergency passed.

HB 1154 was referred for engrossment.

GENERAL ORDER

HB 1155 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1155** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1155** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1155 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson and York.—41.

Excused: Keller, Porter, Smith, Stipe, Terrill, Wolfe and Young.—7.

The bill and emergency passed.

HB 1155 was referred for engrossment.

GENERAL ORDER

HB 1156 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1156** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1156** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1156 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Keller, Porter, Smith, Stipe, Terrill and Wolfe.—6.

The bill and emergency passed.

HB 1156 was referred for engrossment.

Senator Cate presiding.

GENERAL ORDER

HB 1159 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1159** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1159** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1159 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—38.

Nay: Berrong, McCune, Martin and Nickles.—4.

Excused: Keller, Porter, Smith, Stipe, Terrill and Wolfe.—6.

The bill and emergency passed.

HB 1159 was referred for engrossment.

GENERAL ORDER

HB 1160 by Davis (Don) et al, of the House, and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1160** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1160** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1160 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson and York.—42.

Excused: Keller, Smith, Stipe, Terrill, Wolfe and Young.—6.

The bill and emergency passed.

HB 1160 was referred for engrossment.

GENERAL ORDER

HB 1163 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1163** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1163** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1163 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Nay: Landis and Nickles.—2.

Excused: Keller, Smith, Stipe, Terrill and Wolfe.—5.

The bill and emergency passed.

HB 1163 was referred for engrossment.

GENERAL ORDER

HB 1165 by Davis (Don) et al, of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1165** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1165** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1165 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Keller, Smith, Stipe, Terrill and Wolfe.—5.

The bill and emergency passed.

HB 1165 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1099,** as amended.

GENERAL ORDER

HB 1158 by Davis (Don), et al, of the House, and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1158** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1158** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1158 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Nay: Porter.—1.

Excused: Keller, Smith, Stipe, Terrill and Wolfe.—5.

The bill and emergency passed.

HB 1158 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 23,** as coauthored by Cowan.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 217** and **276,** each as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 217** were read as follows and consideration deferred.

Authors: Add the following coauthors: Manar, Hill and Wilson of the House.

Amendment No. 1. Restore Title to read as follows:

"An Act relating to banks and trust companies; providing short title; defining terms; restricting the release of financial records; providing procedures for subpoenas; preserving subpoenaed records; making exceptions; providing for reim-

bursement of costs; and directing codification.''

Amendment No. 2. Amend Page 2, Line 7, by inserting after the semicolon ";" the word ''or''.

Amendment No. 3. Amend Page 3, Line 15½ by adding a new subsection (f) to read as follows:

''(f) During the period for filing the motion to quash and continuing until a ruling is made on such motion, if one is filed, the financial institution shall make available to its customer a copy of the records sought and shall preserve the original records without alteration.''

HOUSE AMENDMENTS

HAs to **SB 276** were read as follows and consideration deferred.

Authors: Add the following coauthor: Abbott 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 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.)

GENERAL ORDER

HB 1449 by Elder of the House and Lamb of the Senate was read and considered.

Upon motion of Senator Lamb, **HB 1449** was advanced.

By unanimous consent, upon request of Senator Lamb, **HB 1449** was placed on third reading and final passage.

THIRD READING

HB 1449 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—40.

Excused: Howard, Howell, Keller, Miller, Smith, Stipe, Terrill and Wolfe.—8.

The bill passed.

HB 1449 was ordered withheld pursuant to Rule 19(f).

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 125.**

The above numbered Bill was referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HB 1048.**

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

GENERAL ORDER

HB 1462 by Elder of the House and Lamb of the Senate was read and considered.

Upon motion of Senator Lamb, **HB 1462** was advanced.

By unanimous consent, upon request of Senator Lamb, **HB 1462** was placed on third reading and final passage.

THIRD READING

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Taliaferro, Tinsley, Vann, Watson, York and Young.—39.

Nay: Boatner, Rozell and Schuelein.—3.

Excused: Keller, Miller, Smith, Stipe, Terrill and Wolfe.—6.

The bill passed.

HB 1462 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1040 by Duckett and Ford of the House and Green of the Senate was read and considered.

Upon motion of Senator Green, **HB 1040** was advanced.

By unanimous consent, upon request of Senator Green, **HB 1040** was placed on third reading and final passage.

THIRD READING

HB 1040 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Keller, Miller, Smith, Stipe, Terrill and Wolfe.—6.

The bill passed.

HB 1040 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1227 by Murphy et al, of the House, and Lane of the Senate was read and considered.

Senator Randle asked to be made a coauthor of **HB 1227,** which was the order.

Upon motion of Senator Randle, **HB 1227,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1227,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1227 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Keller, Miller, Smith, Stipe, Terrill and Wolfe.—6.

The bill and emergency passed.

HB 1227 was referred for engrossment.

PENDING SENATE ACTION — HAs

Senator Crow moved that the Senate refuse to concur in **HAs** to **SB 98,** and request a conference, which motion was declared adopted by the Presiding Officer. **SB 98** was referred to GCCA, when appointed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 98,** and referring same to GCCA.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, April 10, 1979, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HB 1178 was referred for engrossment.

HBs 1040, 1153, 1278, 1449 and **1462** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:00 p.m. to meet Tuesday, April 10, 1979, at 1:30 p.m.

Fifty-seventh Legislative Day

Tuesday, April 5, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Keller, Miller, Porter, Smith and Stipe.—5.

Senator Luton declared a quorum present.

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

Dear Lord and maker of all humankind, we come before You with praise for all things creative.

Make us instruments of Your peace — create in us new hearts and minds — help us to be creatively caring in the work we do here. You have shown us time and again, through Your prophets, preachers, teachers and all caring people, that it is not enough to be peace-lovers, or peace-believers, or even the peaceful. You call us to be peace-makers.

Grant us wisdom to know that it is not enough to be against hate, greed, lust, fear or suspicion. Fill us with the strength to actively engage all our energy in creating the conditions where love, peace, happiness, and joy can be fulfilled.

Hold before us the challenge to be peacemakers. In Jesus' Name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McCune introduced William N. Harsha, M.D., Oklahoma City, as the Doctor of the Day.

Senator Combs introduced Sue Ann Wagner, R.N., Oklahoma City, as the Nurse of the Day.

Senator Crutcher introduced young Bart McSpadden, son of former Senator and Mrs. Clem McSpadden, and asked that he be made honorary Page for this and the next legislative day.

Senator Luton introduced Mrs. Donna McSpadden and welcomed her to the Senate.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that the second committee assignment for **HB 1377** to the Committee on Appropriations and Budget be rescinded.

Senator Lane asked unanimous consent that the second committee assignment for **HJR 1025** to the Committee on Rules be rescinded, which was the order.

UNANIMOUS CONSENT REQUEST

Senator Terrill asked unanimous consent that Joint Rule 17 be suspended to allow consideration of **SB 343** and **SJR 34** and that said bill and resolution be exempt from cutoff dates in the Senate, which was the order. **SB 343** and **SJR 34** are on first reading on this legislative day.

COMMITTEE REPORTS

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

DO PASS:

HB 1016 — County, State and Federal Government, as coauthored by Howell and be referred to Committee on Judiciary by previous order.

HB 1143 — Appropriations and Budget.

HB 1180 — County, State and Federal Government, and be referred to Committee on Elections and Privileges by previous order.

HB 1207 — County, State and Federal Government, as coauthored by Cullison.

HB 1309 — County, State and Federal Government, and be referred to Committee on Education, Common, by previous order.

HB 1325 — Appropriations and Budget.

HB 1354 — County, State and Federal Government, and be referred to Committee on Municipal Government by previous order.

HB 1363 — Banks and Banking, as coauthored by Rozell.

HB 1409 — County, State and Federal Government, as coauthored by Cullison.

HB 1420 — Banks and Banking, as coauthored by York.

HB 1441 — Rules, as coauthored by Crow.

HB 1497 — Insurance, as coauthored by Crow, and be referred to Committee on County, State and Federal Government by previous order.

HJR 1007 — Rules, as coauthored by Kilpatrick.

HJR 1017 — Public and Mental Health.

HJR 1025 — Constitutional Revision and Regulatory Services.

HJR 1034 — Rules.

DO PASS, as amended:

HB 1083 — Judiciary, as coauthored by Cain.

HB 1121 — Oil, Gas and Energy.

CS for **HB 1353** — Retirement and Administration. Roll call on bill and on amendment.

HB 1356 — Public and Mental Health.

HB 1377 — County, State and Federal Government.

HB 1388 — Environmental and Natural Resources, as coauthored by Capps and McDaniel.

HB 1476 — Public and Mental Health, as coauthored by Lamb.

WITHOUT RECOMMENDATION:

HB 1460 — Environmental and Natural Resources.

HJR 1027 — Education, Higher.

WITHOUT RECOMMENDATION, as amended:

HB 1116 — Education, Higher.

FIRST READING

The following were introduced and read the first time.

SB 343 — By Terrill.
An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 1727; providing for apportionment of motor fuel taxes on fuels consumed on turnpikes; modifying certain conditions for such apportionment; and declaring an emergency.

SJR 34 — 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.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1024.**

HCR 1024 — By Poulos of the House and Luton of the Senate.
A Concurrent Resolution terminating certain entities created by executive order; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 9, 1979, of Enrolled **SB 97.**

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1040, 1099, 1153, 1278, 1449** and **1462.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1274 by Davis (Don) of the House and York of the Senate was read and considered.

Senator York moved to amend **HB 1274,** Page 3, Lines 13 and 14, by striking the semicolon on Line 13, and the following language: "and the loss of consortium of the surviving spouse.", which amendment was declared adopted.

Upon motion of Senator York, **HB 1274,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1274,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1274 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, Murphy, Pierce, Randle, Rozell, Taliaferro,

Terrill, Tinsley, Wolfe, York and Young.—28.

Nay: Berrong, Boatner, Cullison, Dahl, Field, Giles, Johnson, Lane, McCune, McDaniel, Martin, Nickles, Schuelein, Vann and Watson.—15.

Excused: Keller, Miller, Porter, Smith and Stipe.—5.

The bill passed.

HB 1274 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1041, 1147, 1148, 1149, 1150, 1151, 1154, 1155, 1156, 1158 and **1159** were reach correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1366 by Briscoe, et al, of the House and Tinsley of the Senate was read and considered.

Upon motion of Senator Tinsley, **HB 1366** was advanced.

By unanimous consent, upon request of Senator Tinsley, **HB 1366** was placed on third reading and final passage.

THIRD READING

HB 1366 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Nay: Boatner, Giles, Johnston, Landis and Martin.—5.

Excused: Keller, Miller, Porter, Smith and Stipe.—5.

The bill passed.

Senator Landis desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 39. Nay: 4. Excused: 5.

The emergency passed.

HB 1366 was ordered withheld pursuant to Rule 19(f).

Senator Watson presiding.

GENERAL ORDER

HB 1268 by Lancaster, et al, of the House and Rozell, Luton, Cummins and Miller of the Senate was read and considered.

Senator Johnson asked to be made a coauthor of **HB 1268,** which was the order.

Upon motion of Senator Rozell, **HB 1268,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **HB 1268,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1268 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Murphy, Nickles, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Nay: Boatner, Johnston, Martin and Pierce.—4.

Excused: Howard, Keller, Miller, Porter, Smith and Stipe.—6.

The bill passed.

Senator Boatner desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 39. Nay: 3. Excused: 6.

The emergency passed.

HB 1268 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1302** and **1429,** as amended.

PENDING CONSIDERATION OF HAs

HAs to **SJR 8** were called up for consideration.

Upon motion of Senator Clifton, the Senate concurred in **HAs** to **SJR 8.**

SJR 8, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Green, Howard, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Murphy, Nickles, Randle, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—31.

Nay: Boatner, Crutcher, Giles, Howell, Johnson, McDaniel, Pierce, Rozell and Schuelein.—9.

Excused: Capps, Dahl, Field, Keller, Miller, Porter, Smith and Stipe.—8.

The resolution passed.

Senator Schuelein 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.

House Amendments were properly signed and the above-numbered resolution was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 164** were called up for consideration.

Upon motion of Senator Wolfe, the Senate concurred in **HAs** to **SB 164.**

SB 164, 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, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Nay: Boatner, Giles and Landis.—3.

Excused: Capps, Dahl, Field, Keller, Miller, Porter, Smith and Stipe.—8.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

RESOLUTIONS

Senator Crow introduced the following Resolution, consideration of which was deferred for this legislative day.

SR 34 — By Crow.

A Resolution commending Mrs. Frances Herron, 1978 Oklahoma Teacher of the Year, for her many abilities and achievements; congratulating her for her numerous honors; expressing gratitude to her for her many years of dedicated service in the classroom; and directing distribution.

Senator Lamb introduced **SR 35** and asked unanimous consent that all other members of the Senate be named coauthors of **SR 35,** which was the order.

SR 35, as coauthored, was read at length as follows, adopted upon motion of Senator Lamb and ordered referred for enrollment.

SR 35 — By Lamb, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution praising Red Reid; wishing him a happy retirement; and directing distribution.

WHEREAS, university athletics have brought national recognition to Oklahoma; and

WHEREAS, the University of Oklahoma athletic program is one of the best in the nation, mainly because of the caliber of persons who are employed by the program; and

WHEREAS, C. Harold "Red" Reid has been a vital part of the O.U. athletic effort since 1951, first as concessions manager, and then as ticket manager; and

WHEREAS, Red has announced his plans to retire at the end of June, 1979, which will be a great loss to the University and to Oklahoma; and

WHEREAS, Red has remained polite and good-humored while going through trying days of dealing with irate ticket-holders who wanted better seats and while selling nearly eight million tickets; and

WHEREAS, it is a MAXim of the Senate to MAXimize the MAXite impact of this MAXimal public servant; and

WHEREAS, the Oklahoma Senate does not want the retirement of this fine man to go unnoticed.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the faithful service of Red Reid on behalf of the University of Oklahoma, and expresses its great sense of loss at the retirement of Red Reid. The Oklahoma Senate wishes Red a long and happy retirement.

SECTION 2. Copies of this Resolution shall be dispatched to Red Reid and the Athletic Director of the University of Oklahoma.

Senator Tinsley introduced **SR 36** and asked unanimous consent, which was granted, that all members of the Senate be named coauthors of **SR 36.**

SR 36, as coauthored, was read at length as follows, adopted upon motion of Senator Tinsley and ordered referred for enrollment.

SR 36 — By Tinsley, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.

A Resolution praising the Yukon High School Basketball Team for winning the 1979 Championship; honoring their coach; and directing distribution.

WHEREAS, the sport of basketball as played in high schools teaches students the value of teamwork, exercise, discipline and good sportsmanship; and

WHEREAS, the Yukon High School "Millers" capped an exciting and impressive season by winning the State 4A Championship; and

WHEREAS, such a victorious season crowned by the State Championship reflects not only the spirit, dedication, and skill of the Yukon Millers, but also evidences the qualities of team spirit and team effort which are essential to victory; and

WHEREAS, this capture of the 1979 State Championship reflects the vital leadership and instruction provided by Coach Leroy Estes; and

WHEREAS, this victory should give justifiable pride to the players, coaches and students of Yukon High School, the citizens of Yukon, and the people of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby recognizes and acclaims the accomplishment of the Yukon Millers and extends congratulations on a season well played. The Oklahoma Senate also praises the remarkable leadership and dedication of Coach Leroy Estes. The Oklahoma Senate joins with Principal Lural Perry and the student body of Yukon High School in saying, "Well done, men!"

SECTION 2. Copies of this Resolution shall be dispatched to Coach Leroy Estes, and the players on the Yukon High School "Millers" basketball team.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1160, 1163, 1165, 1178 and **1227** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 125 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 23 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 6, 90, 99, 119** and **124,** each as amended; and **SBs 102** and **280,** each as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 6** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 25, Line 7½, by adding a new Section 21, to read as follows:

"SECTION 21. This act shall become effective June 15, 1979."

Amendment No. 2. Amend Page 25, by adding a new Section 22, to read as follows:

"SECTION 22. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

Amendment No. 3. Amend Page 1, Line 27, after the word "CODIFICATION;" and before the word "REPEALING" by deleting the word "AND", and amend Page 1, Line 27½, after the word and figures "SECTION 1.46" and before the period "." by inserting the following language: "; PROVIDING AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY".

HOUSE AMENDMENTS

HAs to **SB 90** 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 90** 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 99** were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

"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 4, Chapter 177, O.S.L. 1978 (74 O.S. Supp. 1978, 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."

Amendment No. 2. Amend Page 1, Line 21, by striking the Enacting Clause.

Amendment No. 3. Amend Page 1, Lines 25 and 26 by deleting the words and figures "Seventy-seven Thousand Three Hundred Twenty-three Dollars ($77,323.00)" and substituting in lieu thereof the words and

figures ''Seventy-seven Thousand Seven Dollars ($77,007.00)''.

Amendment No. 4. Amend Page 1, Lines 31 and 32 by deleting the words and figures ''Eight Hundred Sixty-five Thousand Six Hundred Ten Dollars ($865,610.00)'' and substituting in lieu thereof the words and figures ''Eight Hundred Sixty-four Thousand Eight Hundred Forty Dollars ($864,840.00)''.

Amendment No. 5. Amend Page 2, Lines 22 and 23, by deleting the words and figures ''TWO HUNDRED EIGHTY-FIVE THOUSAND SIX HUNDRED SIXTY-TWO DOLLARS ($285,662.00)'' and substituting in lieu thereof the words and figures ''TWO HUNDRED EIGHTY-FIVE THOUSAND THREE HUNDRED FORTY-SIX DOLLARS ($285,346.00)''.

Amendment No. 6. Amend Page 2, Lines 25 and 26 by deleting the words and figures ''ONE MILLION ONE HUNDRED FORTY-TWO THOUSAND SIX HUNDRED FORTY-SIX DOLLARS ($1,142,646.00)'' and substituting in lieu thereof the words and figures ''ONE MILLION ONE HUNDRED FORTY-ONE THOUSAND THREE HUNDRED EIGHTY-TWO DOLLARS ($1,141,382.00)''.

Amendment No. 7. Amend Page 2, Lines 29 and 30 by deleting the words and figures ''TWENTY-FOUR THOUSAND NINE HUNDRED DOLLARS ($24,900.00)'' and substituting in lieu thereof the words and figures ''TWENTY-FIVE THOUSAND SEVEN HUNDRED FORTY DOLLARS ($25,740.00)''.

HOUSE AMENDMENTS

HAs to **SB 119** 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 119** 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 124** were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

''An Act making an appropriation from designated state funds to pay unpaid claims, warrants and vouchers cancelled by statute; providing lapse date; making provisions of this act severable; and declaring an emergency.''

Amendment No. 2. Amend Page 1, Line 16, by striking the Enacting Clause.

HOUSE AMENDMENTS

HAs to **SB 102** were read as follows and consideration deferred.

Authors: Add the following coauthor: Whorton of the House.

Amendment No. 1. Amend Page 1, Lines 23 and 24, by deleting the words and figures ''One Hundred Fifty-nine Thousand Forty-six Dollars ($159,046.00)'' and substituting in lieu thereof the words and figures ''One Hundred Fifty-eight Thousand Six Hundred Five Dollars ($158,605.00)''.

Amendment No. 2. Amend Page 1, Line 31, by deleting the words and figures

"Twelve Thousand Nine Hundred Sixty Dollars ($12,960.00)" and substituting in lieu thereof the words and figures "Thirteen Thousand Eighty Dollars ($13,080.00)".

Amendment No. 3. Amend Page 2, Lines 3 and 4, by deleting the words and figures "One Hundred Nine Thousand Five Hundred Ninety Dollars ($109,590.00)" and substituting in lieu thereof the words and figures "One Hundred Nine Thousand Three Hundred Twenty Dollars ($109,320.00)".

HOUSE AMENDMENTS

HAs to **SB 280** were read as follows and consideration deferred.

Authors: Add the following coauthors: Holt, Abbott, Davis (Guy) and Kelly of the House.

Amendment No. 1. Amend Page 1, Line 36, by deleting after the word "DISTRICT" and before the word "PROVIDE" the word "MAY" and substituting in lieu thereof the word "SHALL".

Amendment No. 2. Amend Page 2, Line 3, by adding after the word "NONCUMULATIVE." the following language: "THE ADMINISTRATION OF EACH SCHOOL DISTRICT SHALL HAVE THE RIGHT TO SCHEDULE SUCH PERSONAL BUSINESS LEAVE IN A REASONABLE MANNER TO AVOID UNNECESSARY DISRUPTION OF THE OPERATION OF THE SCHOOL."

Amendment No. 3. Amend Page 2, Line 34, beginning with the word "FOR" by deleting all language through Page 3, Line 2, and substituting in lieu thereof the following language: "FOR THE NUMBER OF DAYS OF ACCUMULATED SICK LEAVE OF THE FULL-TIME SUPPORT PERSONNEL. EACH FULL-TIME SUPPORT PERSONNEL SHALL EARN SICK LEAVE AT A RATE ONE (1) DAY FOR EACH MONTH OF EMPLOYMENT, BUT NOT TO EXCEED TEN (10) DAYS DURING ANY CALENDAR YEAR."

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

The Senate reassembled in open session with Senator Watson presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of JAMES C. LEAKE, Muskogee, as Chairman of the Will Rogers Memorial Commission, to serve a 2-year term ending March 1, 1981. Mr. Leake succeeds himself.

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of JOHN RANSOM, Edmond, as a Director of the Oklahoma Crime Commission, to serve at the pleasure of the Governor. Mr. Ransom succeeds Ben Wiggins.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 125.**

The above numbered Enrolled Bill was referred to the Governor.

Advising the signing of and returning Enrolled **SCR 23.**

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

Senator Tinsley presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 36 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senator Cate moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, April 11, 1979, at 1:30 p.m. which motion prevailed.

BILLS RELEASED

HB 1366 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Cate, the Senate adjourned at 2:50 p.m. to meet Wednesday, April 11, 1979, at 1:30 p.m.

Fifty-eighth Legislative Day

Wednesday, April 11, 1979

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

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

Senator Boatner declared a quorum present.

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

O Holy God, Father of all human beings, here we are again beginning another session of the Senate of Oklahoma.

Save us equally from being too soft hearted ans soft headed AND from insensitivity and willful ignorance. Show us the depth meaning of Rabbi Jesus' exclamation, "O the bliss of those who show mercy; God will show mercy to them!" Forgive us when we yield to that lowest level in human relationships characterized by "I couldn't care less".

We remember in our prayers all those persons who, last evening, suffered death, injury, and destruction in the path of tornadoes.

In the name of the one who cared to the extent of giving His life — Jesus, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Boatner recognized former Senator, now Congressman, Wes Watkins, who spoke briefly to the Senate.

Senator Kilpatrick introduced his wife, Barbara.

Senator Luton introduced James O. Morse, M.D., Muskogee, as the Doctor of the Day.

Senator Randle introduced Jean Binstock, R.N., Tulsa, 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 1100 — Business, Industry and Labor Relations.
HB 1262 — County, State and Federal Government.
HB 1314 — Business, Industry and Labor Relations, as coauthored by Terrill.
HB 1316 — Roads and Highways.
HB 1405 — Public Safety and Penal Affairs, and be referred to Committee on Revenue and Taxation by previous order.
HB 1418 — County, State and Federal Government.
HB 1435 — Business, Industry and Labor Relations, as coauthored by Capps and York, and be referred to Committee on Agriculture by previous order.
HB 1506 — Agriculture, as coauthored by Capps, and be referred to Committee on County, State and Federal Government by previous order.
HB 1506 — County, State and Federal Government.

DO PASS, as amended:

CS for **HB 1133** — Appropriations and Budget.
HB 1142 — Appropriations and Budget.
HB 1144 — Appropriations and Budget.
HB 1284 — Business, Industry and Labor Relations, as coauthored by Tinsley and Cummins and be referred to Committee on Public and Mental Health by previous order.
HB 1305 — Roads and Highways.
HB 1328 — Appropriations and Budget.
HB 1383 — Business, Industry and Labor Relations, as coauthored by Terrill, and be referred to Committee on Appropriations and Budget by previous order.
HB 1408 — Roads and Highways.
HB 1472 — County, State and Federal Government.
HB 1504 — County, State and Federal Government, as coauthored by Cate and Clifton.

SECOND READING

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

SB 343 — Rules.
SJR 34 — Rules.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 10, 1979, of Enrolled **SBs 166, 212** and **229.**

RESOLUTION

Senator Crutcher introduced **SR 37** and asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 37.**

SR 37, as coauthored, was read at length as follows, adopted upon motion of Senator Crutcher and ordered referred for enrollment.

SR 37 — By Crutcher, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution praising Mrs. Elsie Wofford; expressing condolences; and directing distribution.

WHEREAS, the greatness of Oklahoma is based on the devoted work of many public employees; and

WHEREAS, Mrs. Elsie Wofford served her state and Rogers County faithfully and well for thirteen years as a court clerk; and

WHEREAS, Elsie Wofford was active in civic affairs, helping found the Democratic Women's Club of Rogers County, and having served as a member of the Rogers County Business and Professional Women Club and as an officer of the Oklahoma Court Clerk Association, and the Oologah Democratic Precinct; and

WHEREAS, Mrs. Elsie Wofford passed to her greater reward on September 6, 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby praises the life and accomplishments of Elsie Wofford, and expresses its sincere condolences to her family and friends at the news of her death.

SECTION 2. Copies of this Resolution shall be dispatched to Mr. and Mrs. Ed Wofford, Mr. and Mrs. Donnie Wofford, both of Oologah, and June Lunsford, Court Clerk, Claremore.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1302, 1366** and **1429.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

RESOLUTION

Senator Cate introduced the following Resolution:

SCR 24 — By Cate of the Senate and Deatherage of the House.

A Concurrent Resolution defining the term "related institutions" for the purpose of the supplying of water, gas, heat or power to related institutions by boards of regents of state educational institutions; and directing distribution.

SCR 24 was read at length, adopted upon motion of Senator Cate and ordered referred for engrossment.

ANNOUNCEMENT

President Pro Tempore Howard asked unanimous consent, which was granted, that the Senate accept the resignation of Senator Smith from the Joint Conference Committee on Revenue and that Senator Rozell be named to replace Senator Smith on the Committee.

RESOLUTION

Senator Watson introduced the following Resolution, consideration of which was deferred for this legislative day.

SCR 25 — By Watson and Lamb.

A Concurrent Resolution memorializing Congress to reject the proposed gas rationing plan; praising Senators Bentsen and Boren; urging the Oklahoma Congressional Delegation to oppose the plan; and directing distribution.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1268 and **1274** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 164 and **SJR 8** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 35 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HJR 1034 by Draper and Monks of the House and Howard of the Senate was read and considered.

Upon motion of Senator Howard, **HJR 1034** was advanced.

By unanimous consent, upon request of Senator Howard, **HJR 1034** was placed on third reading and final passage.

THIRD READING

HJR 1034 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Lane, Porter, Smith, Stipe, Taliaferro.—5.

The resolution and emergency passed.

HJR 1034 was ordered withheld pursuant to Rule 19(f).

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **HB 1313** failed of passage, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Nickles, Pierce, Randle, Rozell, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Nay: Cain, Howell, Johnson, Miller, Murphy, and Schuelein.—6.

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

The motion was declared adopted.

THIRD READING

Senator Terrill moved that the vote be reconsidered whereby **HB 1313** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Terrill moved that the vote be reconsidered whereby **HB 1313** was advanced to engrossment, which motion was declared adopted.

HB 1313 was thereby placed on General Order.

GENERAL ORDER

HB 1187 by Weichel and Hill of the House and Dahl of the Senate was read and considered.

Senator Dahl moved to amend **HB 1187,** Page 1, the title, by deleting the following: "PERMITTING MARKETS TO OFFER CONSIGNMENTS SUBJECT TO CERTAIN CONDITIONS WITHOUT ANNOUNCEMENT;", which amendment was declared adopted.

Upon motion of Senator Dahl, **HB 1187,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **HB 1187,** as 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: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—39.

Nay: Keller, Landis and Martin.—3.

Excused: Howard, Lane, Porter, Smith, Stipe and Taliaferro.—6.

The bill passed.

HB 1187 was referred for engrossment.

MESSAGE FROM THE HOUSE

Pursuant to 74 O.S. Supp. 1978, Section 452.6, you are hereby advised that the following members are appointed to the special joint committee of the Legislature designated as the Retirement Laws Committee, which appointment shall continue throughout the Thirty-seventh Legislature: Representatives Abbott, Baughman, Camp, Davis (Don), Fried and Weichel.

SPECIAL COMMITTEE APPOINTMENT

President Pro Tempore Howard announced that, pursuant to 74 O.S. Supp. 1978, Section 452.6, the following members of the Senate are appointed to serve on the special joint committee of the Legislature designated as the Retirement Laws Committee: Senators Young, Nickles, Berrong, Boatner, Crow and McCune.

MOTION

Senator York moved that the second committee assignment for **HB 1204** to the Committee on Elections and Privileges be rescinded, which motion was declared adopted by the Presiding Officer.

PENDING SENATE ACTION — HAs

Senator Wolfe moved that the Senate refuse to concur in **HAs** to **SB 217** and request a conference, which motion was declared adopted by the Presiding Officer. President Pro Tempore Howard appointed as Senate conferees the following: Senators Wolfe, Boatner and Crutcher.

GENERAL ORDER

HB 1412 by Elder of the House and Lamb of the Senate was read and considered.

Upon motion of Senator Lamb, **HB 1412** was advanced.

By unanimous consent, upon request of Senator Lamb, **HB 1412** was placed on third reading and final passage.

THIRD READING

HB 1412 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Howard, Lane, Porter, Smith, Stipe and Taliaferro.—6.

The bill passed.

HB 1412 was ordered withheld pursuant to Rule 19(f).

Senator Randle presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 23,** as amended; and **SBs 3, 55, 58, 244, 297** and **300,** each as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 23** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 16, after the word "deed" and before the word "or", by deleting the word "and/" and on Line 20, after the word "deed" and before the word "or", by deleting the word "and/".

HOUSE AMENDMENTS

HAs to **SB 3** were read as follows and consideration deferred.

Authors: Add the following coauthor: Sanders of the House.

Amendment No. 1. Amend Page 3, Line 12, by inserting after the word "SPOUSE" and before the word "WILL" the following new language: "AND INDIVIDUALS WHO HAVE BEEN CERTIFIED AS TOTALLY DISABLED UNDER STATE OR FEDERAL LAW AND HIS OR HER SPOUSE".

HOUSE AMENDMENTS

HAs to **SB 55** were read as follows and consideration deferred.

Authors: Add the following coauthors: Cole, Wilson, Monks and Duckett of the House.

Amendment No. 1. Amend Page 1, by striking Lines 10 through 12, and by restoring the Title to read as follows:

"An Act relating to schools; amending 70 O.S. 1971, Section 6-103, as last amended by Section 4, Chapter 262, O.S.L. 1977 (70 O.S. Supp. 1978, Section 6-103); prohibiting the granting of certain certificates for certain positions in accredited schools under certain circumstances; modifying basis for dismissal or reemployment of certain teachers to include certain felony convictions; reenacting certain guidelines for determining professional performance and liability for certain salaries; directing codification; and stating an effective date."

Amendment No. 2. Amend Page 1, Line 20, by deleting after the word "in" the words "a public" and substituting in lieu thereof the words "an accredited".

HOUSE AMENDMENTS

HAs to **SB 58** were read as follows and consideration deferred.

Authors: Add the following coauthor: Davis (Don) of the House.

Amendment No. 1. Amend Page 3, Line 25, after the word "responsible" and before the word "so" by adding an "s" to the word "bid".

Amendment No. 2. Amend Page 3, Line 28, after the word "responsible" and before the word "within" by adding an "s" to the word "bidder".

Amendment No. 3. Amend Page 4, Line 9½, by adding a new Section 3, to read as follows:

"SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

, and amend the Title, Line 16, after the word "EQUIPMENT;" and before the word "PROVIDING" by deleting the word "AND" and after the word "LABOR" and before the period "." by adding the following language "; AND DECLARING AN EMERGENCY".

HOUSE AMENDMENTS

HAs to **SB 244** were read as follows and consideration deferred.

Authors: Add the following coauthor: Glover 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 244** 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 297** were read as follows and consideration deferred.

Authors: Add the following coauthor: Steward of the House.

Amendment No. 1. Amend Page 3, Line 10, after the word "and" and on Line 11 before the comma "," by striking the words "except that unless the named insured requests such coverage in writing" and inserting in lieu thereof the following language: "the signature of the insured or his duly authorized representative, appearing on the application for insurance coverage either accepting or rejecting such coverage, shall be final and binding on the insured. Unless the insured shall request such coverage in writing in his original application for insurance".

HOUSE AMENDMENTS

HAs to **SB 300** were read as follows and consideration deferred.

Authors: Add the following coauthors: McCorkell and Duckett of the House.

Amendment No. 1. Amend Page 11, Lines 13 through 25, by striking all language within Sections 18 and 19, and renumbering subsequent sections accordingly, and amend the Title, Lines 15½ and 16, by deleting the words "PROVIDING FOR INTERPRETATION OF THE ACT; PROVIDING SEVERABILITY;".

GENERAL ORDER

HB 1402 by Stephenson, et al, of the House and Kilpatrick and Birdsong of the Senate was read and considered.

Senator Boatner moved to amend **HB 1402** by adding a new Section 5 on Page 8, Line 18½, a new Section ____ on Page 12, Line 7½, a new Section ____ on Page 16, Line 12½, and by adding to Section 33, Page 35, the following Sections to be repealed: Section 2-121, Chapter 153 O.S.L. 1974 (26 O.S. Supp. 1978), Section 3, Chapter 57 O.S.L. 1978 (26 O.S. Supp. 1978) and further, by renumbering all sections of the bill as are required.

SECTION 5. Section 2-121, Chapter 153 O.S.L. 1974 (26 O.S. Supp. 1978), is amended to read as follows:

Section 2-121. It shall be the mandatory duty of the county commissioners of each county to furnish, at county expense, in each county seat a suitable office for the county election board. Said office shall provide adequate space for storage of election records and supplies, adequate space for the exercise of other functions required by law of the county election board and shall be **[equipped with suitable furniture and office equipment and a telephone. Said office shall be]** convenient to the public**[, shall have furniture, furnishings and fixtures and other equipment comparable to other county offices within the county, and necessary to the operation of said office]**.

SECTION . Section 3-104, Chapter 153 O.S.L. 1974 (26 O.S. Supp. 1978), is amended to read as follows:

Section 3-104. The cost of rent for polling places, ballot boxes, locks and keys, voting booths, **[and]** United States flags, **[shall be paid from county funds. In addition, the cost of]** central and precinct registries, maps and other materials required to be maintained by the county election board shall be paid **[from county funds. The cost of other supplies necessary for the conduct of state elections shall be paid]** from state funds. THE COST OF OTHER SUPPLIES NECESSARY FOR THE CONDUCT OF STATE ELECTIONS SHALL BE PAID FROM STATE FUNDS, UNLESS EXPRESSLY PROVIDED FOR BY LAW TO THE CONTRARY. STATE FUNDS DESIGNATED FOR OPERATION OF THE COUNTY ELECTION BOARDS SHALL BE APPROPRIATED ANNUALLY BY THE LEGISLATURE TO THE STATE ELECTION BOARD. THE SECRETARY OF THE STATE ELECTION BOARD SHALL DISBURSE SUCH FUNDS ACCORDING TO A RATIO BASED ON THE NUMBER OF REGISTERED VOTERS IN EACH COUNTY AS REFLECTED IN THE JANUARY 15 REGISTRATION REPORT NEXT PRECEDING SAID APPROPRIATION. IN ADDITION, THE SECRETARY OF THE STATE ELECTION BOARD SHALL DISBURSE FUNDS APPROPRIATED FOR CAPITAL IMPROVEMENTS IN SUCH MANNER AS HE DEEMS NECESSARY.

SECTION Section 4-106, Chapter 75, O.S.L. 1974, as renumbered by Section 10, Chapter 90, O.S.L. 1976 (26 O.S. Supp. 1978), is amended to read as follows:

Section 4-106. Each voter registrar shall receive as sole compensation for his services fifty cents ($0.50) per registration, transfer or change of political affiliation transacted by said voter registrar, payable from **[county]** STATE funds. SAID FUNDS SHALL BE APPROPRIATED ANNUALLY BY THE LEGISLATURE TO THE STATE ELECTION BOARD AND SHALL BE DESIGNATED AS COMPENSATION FOR REGISTRATION TRANSACTIONS.

Senator Kilpatrick moved to table the Boatner motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Giles, Howard, Johnson, Johnston, Keating, Kilpatrick, Luton, McCune, McDaniel, Martin, Miller, Nickles, Randle, Terrill, Tinsley, Watson, York and Young.—28.

Nay: Boatner, Capps, Dahl, Field, Green, Howell, Keller, Lamb, Landis, Murphy, Pierce, Rozell, Schuelein, Vann and Wolfe.—15.

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

Senator Luton moved to amend **HB 1402,** Page 22, Line 14, by striking all of Section 19, which amendment was declared adopted.

Senator Nickles moved to amend **HB 1402,** Page 9, by restoring all stricken language on Lines 6 and 7 and Lines 11 through 14.

Senator Cummins moved to table the Nickles motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Tinsley, Vann, Watson, Wolfe, York and Young.—34.

Nay: Dahl, Green, Keller, McCune, Nickles, Pierce and Schuelein.—7.

Excused: Johnston, Lane, Porter, Smith, Stipe, Taliaferro and Terrill.—7.

Senator Nickles moved to amend **HB 1402,** Page 5, Line 16, by striking all new language and restoring all old language on Lines 16 through 18 on Page 5, and Lines 1 through 5 on Page 6; and by striking all new language on Pages 6 and 7 through Line 17 on Page 6 through the word "Boards.".

Senator Kilpatrick moved to table the Nickles motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Kilpatrick, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Terrill, Tinsley, York and Young.—30.

Nay: Crow, Green, Johnston, Keating, Keller, Lamb, Landis, McCune, Nickles, Pierce, Vann, Watson and Wolfe.—13.

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

Senator Pierce moved to amend **HB 1402,** Page 31, Line 7, by striking Sections 28, 29, 30 and 31 and substituting in lieu thereof the following:

SECTION 28. Any registered voter shall be entitled to apply for an absentee ballot by completing and signing a form requesting an absentee ballot and transmitting said form, either by mail or in person, to the county election board in the county wherein said voter is registered.

SECTION 29. Section 3, Chapter 201, O.S.L. 1974 as renumbered by Section 11, Chapter 90, O.S.L. 1976 (26 O.S. Supp. 1978, Section 14-103), is amended to read as follows:

Section 14-103. Absentee ballots must be requested no later than 5:00 p.m. on Wednesday preceding an election, IF REQUESTED BY MAIL, AND NO LATER THAN 5:00 P.M. ON FRIDAY PRECEDING AN ELECTION, IF REQUESTED IN PERSON AT THE OFFICE OF THE COUNTY ELECTION BOARD.

SECTION 30. Section 6, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90 O.S.L. 1976 (26 O.S. Supp. 1978, Section 14-106), is amended to read as follows:

Section 14-106. When **[such]** AN application is received by the secretary of a county election board, it shall be his duty to verify the registration of said voter and to transmit, by United States mail, ballots which said voter has requested and is entitled to receive. **[Provided, said ballots shall be mailed not more than fifteen (15) days prior to the election.]**

SECTION 31. Section 8, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90, O.S.L. 1976 (26 O.S. Supp. 1978, Section 14-108), is amended to read as follows:

Section 14-108. The voter shall be required to mark his ballot in ink; seal the ballots in the plain opaque envelope; fill out completely and sign the affidavit, such signature to be notarized by a Notary Public, OR, IN THE EVENT THE VOTER SWEARS OF AFFIRMS THAT HE IS PHYSICALLY INCAPACITATED AND THEREBY UNABLE TO VOTE IN PERSON AT HIS PRECINCT ON THE DAY OF THE ELECTION, WITNESSED BY TWO PERSONS; seal the plain opaque envelope inside the envelope bearing the affidavit and return both envelopes, sealed inside the return envelope, by United States mail to the county election board.

SECTION 32. Section 14, Chapter 201, O.S.L. 1974 as renumbered by Section 11, Chapter 90, O.S.L. 1976 (26 O.S. Supp. 1978, Section 14-114), is amended to read as follows:

Section 14-114. If the secretary of a county election board receives **[such]** a request**[,]** FOR AN ABSENTEE BALLOT from an incapacitated elector confined to a nursing home or convalescent hospital outside the county of his jurisdiction, the secretary shall provide ballots and materials in the manner hereinbefore prescribed.

SECTION 33. Section 2-120, Chapter 153, O.S.L. 1974, Section 24, Chapter 75, O.S.L. 1974, as renumbered by Section 10, Chapter 90, O.S.L. 1976, Section 7-131, Chapter 153, O.S.L. 1974, Section 9, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90, O.S.L. 1976, Section 4, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90, O.S.L. 1976, Section 5, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90, O.S.L. 1976, Section 10, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90, O.S.L. 1976, Section 11, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90, O.S.L. 1976, Section 12, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90, O.S.L. 1976, Section 13, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90, O.S.L. 1976, (26 O.S. Supp., 1978, Sections 2-120, 4-124, 7-131, 14-104, 14-105, 14-109, 14-110, 14-111, 14-112 and 14-113), are hereby repealed.

Senator Kilpatrick moved to table the Pierce motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field,

Giles, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Terrill, Vann, York and Young.—36.

Nay: Green, Nickles, Pierce, Watson and Wolfe.—5.

Excused: Keating, Lane, Porter, Smith, Stipe, Taliaferro and Tinsley.—7.

The Chair advised the Senate that Senator Keating, having been present in the Chamber during the vote, would be shown voting "no" on the Kilpatrick motion to table the Pierce motion to amend **HB 1402,** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 36. Nay: 6. Excused: 6.

Upon motion of Senator Kilpatrick, **HB 1402,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1402,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1402 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Keller, McCune and Nickles.—3.

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

The bill and emergency passed.

HB 1402 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 164** and **SJR 8.**

The above numbered Enrolled Bill and Resolution were referred to the Governor.

MOTION TO RECONSIDER VOTE

Senator Schuelein pressed his motion to reconsider the vote whereby **HB 1471** passed.

Senator Johnson moved to table the Schuelein motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Crow, Crutcher, Cullison, Dahl, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Luton, McDaniel, Miller, Randle, Rozell, Terrill, Vann and York.—24.

Nay: Cain, Cate, Combs, Cummins, Giles, Keating, Keller, Landis, McCune, Martin, Murphy, Nickles, Pierce, Schuelein, Watson, Wolfe and Young.—17.

Excused: Field, Lane, Porter, Smith, Stipe, Taliaferro and Tinsley.—7.

The Chair advised the Senate that Senator Field, having been present in the Chamber during the vote on the Johnson motion to table the Schuelein motion to reconsider the passage of **HB 1471,** would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 24. Nay: 18. Excused: 6.

HB 1471 was properly signed and ordered returned to the Honorable House.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 12, 1979, at 11:00 a.m., which motion prevailed.

BILLS RELEASED

HB 1412 and **HJR 1034** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Luton, the Senate adjourned at 3:25 p.m. to meet Thursday, April 12, 1979, at 11:00 a.m.

Fifty-ninth Legislative Day

Thursday, April 12, 1979

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, York and Young.—43.

Excused: Lane, Smith, Stipe, Tinsley and Wolfe.—5.

Senator Cate declared a quorum present.

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

Wonderous are Your ways, Creator of the Universe. We marvel that You continue to love us in spite of our often rebelliousness against Your good will for us.

Bless us, O God, with a burning desire to do what You require! Help us to hunger and thirst for goodness; for uprightness; for being and doing right; for justice; for wholeness; for right relationships with You, with other persons, and within ourselves. In Jesus' Name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Keating introduced Willis F. Phelps, M.D., Tulsa, as the Doctor of the Day.

Senator Combs introduced Virginia Staples, R.N., Oklahoma City, as a Nurse of the Day; Senator Keating, on behalf of Senator Wolfe, introduced Cornelia Schlecht, R.N., Tulsa, as a Nurse of the Day; and Senator Green introduced Delores Reynolds, R.N., Tulsa, as a 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 1031 — Criminal Jurisprudence.
HB 1113 — County, State and Federal Government, as coauthored by Crutcher.
HB 1180 — Elections and Privileges.
HB 1201 — Business, Industry and Labor Relations.

HB 1204 — Education, Common.

HB 1331 — Education, Common, as coauthored by Berrong, Rozell, Cummins, Murphy and Watson, and be referred to Committee on Appropriations and Budget by previous order.

HB 1352 — Public Safety and Penal Affairs, as coauthored by Lamb.

HB 1354 — Municipal Government.

HB 1378 — Business, Industry and Labor Relations.

HB 1385 — Public Safety and Penal Affairs (amended by Criminal Jurisprudence Committee).

HB 1395 — County, State and Federal Government (amended by Business, Industry and Labor Relations Committee).

HB 1404 — Judiciary.

HB 1438 — County, State and Federal Government.

HB 1511 — County, State and Federal Government, as coauthored by Tinsley.

HJR 1026 — Wildlife.

DO PASS, as amended:

CS for **HB 1002** — Wildlife, as coauthored by Johnson of the Senate.

HB 1016 — Judiciary.

CS for **HB 1082** — Judiciary, as coauthored by Lamb.

CS for **HB 1130** — Appropriations and Budget.

CS for **HB 1134** — Appropriations and Budget.

CS for **HB 1135** — Appropriations and Budget.

HB 1276 — Education, Common.

HB 1284 — Public and Mental Health (amendments of Business, Industry and Labor Relations rejected).

HB 1298 — Judiciary.

CS for **HB 1341** — Insurance, as coauthored by Luton.

HB 1345 — Criminal Jurisprudence, as coauthored by Clifton.

CS for **HB 1384** — Retirement and Administration, as coauthored by Green. Roll call on bill and amendments.

HB 1385 — Criminal Jurisprudence.

CS for **HB 1397** — Retirement and Administration. Roll call on bill and on amendment.

HB 1403 — Judiciary.

HB 1407 — Business, Industry and Labor Relations, as coauthored by Stipe.

HB 1450 — Wildlife, as coauthored by Johnson of the Senate.

HB 1492 — Judiciary.

HB 1493 — Criminal Jurisprudence.

HB 1494 — Business, Industry and Labor Relations, as coauthored by Stipe.

CS for **HB 1505** — Judiciary, as coauthored by Cain.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1412** and **1471** and **HJR 1034.**

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION — RESOLUTION

HCR 1024, introduced on Page 617, was called up for consideration.

Senator Luton moved to amend **HCR 1024,** by striking Line 22 on Page 1 and Line 18 on Page 2, and renumbering following items, which amendment was declared adopted.

HCR 1024, as amended, was adopted upon motion of Senator Luton and ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 24 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1187 and **1402** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SR 37 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

UNANIMOUS CONSENT REQUEST

Senator Murphy asked unanimous consent to suspend Joint Rule 17 to exempt **SB 335** from cutoff dates, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 184,** as coauthored by Denman.

The above numbered Bill was referred for enrollment.

MOTION RE HB 1284

Senator Cummins asked unanimous consent to suspend Senate Rule 7(r) to withdraw **HB 1284** from the Committee on Public and Mental Health and refer said bill direct to the Calendar, to which request objection was heard.

Senator Cummins moved to suspend Senate Rule 7(r) and that **HB 1284** be withdrawn from the Committee on Public and Mental Health and refer same direct to the Calendar, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Johnston, Keating, Keller, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Vann and York.—21.

Nay: Berrong, Birdsong, Boatner, Crow, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Murphy, Porter, Watson and Young.—20.

Excused: Lane, Smith, Stipe, Taliaferro, Terrill, Tinsley and Wolfe.—7.

GENERAL ORDER

HB 1350 by Sheppard, et al, of the House and Smith of the Senate was read and considered.

Upon motion of Senator Combs, on behalf of Senator Smith, **HB 1350** was advanced to engrossment.

By unanimous consent, upon request of Senator Combs, **HB 1350** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1350 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Vann, Watson, York and Young.—38.

Nay: Keller, McCune and Pierce.—3.

Excused: Lane, Smith, Stipe, Taliaferro, Terrill, Tinsley and Wolfe.—7.

The bill passed.

HB 1350 was referred for engrossment.

GENERAL ORDER

HB 1351 by Cleveland of the House and Smith of the Senate was read and considered.

Upon motion of Senator Combs, on behalf of Senator Smith, **HB 1351** was advanced to engrossment.

By unanimous consent, upon request of Senator Combs, **HB 1351** 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, Cain, Capps, Clifton, Combs, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, McDaniel, Miller, Murphy, Porter, Randle, Schuelein, Vann, Watson, York and Young.—28.

Nay: Birdsong, Boatner, Cate, Crow, Crutcher, Howell, Keller, Luton, McCune, Martin, Nickles, Pierce and Rozell.—13.

Excused: Lane, Smith, Stipe, Taliaferro, Terrill, Tinsley and Wolfe.—7.

The bill passed.

Senators Luton, Birdsong, Crow and Boatner 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 1351 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 178,** as amended; and **SB 139** and **SJR 32,** as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 178** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 10 through 20, by striking the Title and substituting the following:

"(Revenue and Taxation — 68 O.S. Supp., Sections 2355 and 2358 — Emergency)".

HOUSE AMENDMENTS

HAs to **SB 139** were read as follows and consideration deferred.

Authors: Add the following coauthors: Hill, Winn, Wilson, Talley, Townsend and Manar of the House.

Amendment No. 1. Amend Page 5, Line 3, by deleting all language beginning with the words "The commission" through the word "investigation." on Line 9; and amend on Line 9, after the word "apply" and before the word "to" insert the following: ", by a majority vote of all the members of such commission,".

Amendment No. 2. Amend Page 5, Line 10, by adding after the word "for" and before the word "orders" the following language: "an order to require by subpoena the attendance of any person or by subpoena duces tecum the production of any records in addition to".

Amendment No. 3. Amend Page 5, Line 12, by adding after the word "orders." the

following language: "All testimony required by subpoena shall be under oath."

Amendment No. 4. Amend Page 5, Line 19, by adding after the word "situated." the following language: "The chairperson or vice-chairperson of the commission (or any member thereof so authorized by such commission) may administer oaths or affirmations for the purpose of receiving testimony. Whenever testimony is given by any person subpoenaed under the provisions of this subsection, a verbatim record shall be made thereof by a certified shorthand reporter and the transcript of such record shall be filed with the commission."

HOUSE AMENDMENTS

HAs to **SJR 32** were read as follows and consideration deferred.

Authors: Add the following coauthors: Robinson, Caldwell and Peterson of the House.

Amendment No. 1. Amend by striking the Title, Resolving Clause and Entire Resolution and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, **HAs** to **SJR 32** 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 1441 by Bradley, et al, of the House and Lamb, Murphy and Crow of the Senate was read and considered.

Upon motion of Senator Lamb, **HB 1441** was advanced.

By unanimous consent, upon request of Senator Lamb, **HB 1441** was placed on third reading and final passage.

THIRD READING

HB 1441 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, York and Young.—41.

Nay: Cain.—1.

Excused: Clifton, Lane, Smith, Stipe, Tinsley and Wolfe.—6.

The bill and emergency passed.

HB 1441 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1420 by Weichel of the House and York of the Senate was read and considered.

Senator York moved to amend **HB 1420,** Page 4, Line 6, by striking after the word "is" the balance of Section 4 and substituting the following: "hereby repealed.", and by amending the title to conform, which amendment was declared adopted.

Upon motion of Senator York, **HB 1420,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1420,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1420 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, York and Young.—42.

Excused: Lane, Porter, Smith, Stipe, Tinsley and Wolfe.—6.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Keller moved that the vote be reconsidered whereby **HB 1420** and the emergency section passed, which motion was declared adopted by the Presiding Officer.

GENERAL ORDER

HB 1503 by Hopkins, et al, of the House and Cullison of the Senate was read and considered.

Senators Lamb, Keating and Birdsong asked to be made coauthors of **HB 1503,** which was the order.

Upon motion of Senator Cullison, **HB 1503,** as coauthored, was advanced.

By unanimous consent, upon request of Senator Cullison, **HB 1503,** as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1503 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, York and Young.—42.

Excused: Howard, Lane, Smith, Stipe, Tinsley and Wolfe.—6.

The bill and emergency passed.

HB 1503 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1078 by Peterson of the House and Cain of the Senate was read and considered.

Upon motion of Senator Cain, **HB 1078** was advanced to engrossment.

By unanimous consent, upon request of Senator Cain, **HB 1078** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1078 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, York and Young.—41.

Excused: Howard, Lane, Porter, Smith, Stipe, Tinsley and Wolfe.—7.

The bill passed.

HB 1078 was referred for engrossment.

GENERAL ORDER

HB 1286 by Anderson and Hill of the House and Dahl of the Senate was read and considered.

Upon motion of Senator Dahl, **HB 1286** was advanced.

By unanimous consent, upon request of Senator Dahl, **HB 1286** was placed on third reading and final passage.

THIRD READING

HB 1286 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, York and Young.—41.

Excused: Howard, Lane, Porter, Smith, Stipe, Tinsley and Wolfe.—7.

The bill and emergency passed.

HB 1286 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1143 by Davis (Don), et al, of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1143** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1143** was placed on third reading and final passage.

THIRD READING

HB 1143 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, York and Young.—41.

Nay: Nickles.—1.

Excused: Lane, Porter, Smith, Stipe, Tinsley and Wolfe.—6.

The bill and emergency passed.

HB 1143 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1152 by Davis (Don), et al, of the House and Crow, Boatner and Johnson of the Senate was read and considered.

Senators Berrong and Field asked to be made coauthors of **HB 1152,** which was the order.

Upon motion of Senator Crow, **HB 1152,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1152,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1152 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, York and Young.—42.

Excused: Lane, Porter, Smith, Stipe, Tinsley and Wolfe.—6.

The bill and emergency passed.

HB 1152 was referred for engrossment.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 16, 1979, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1143, 1286, 1441 and **1503** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Luton, the Senate adjourned at 12:30 p.m. to meet Monday, April 16, 1979, at 1:30 p.m.

Sixtieth Legislative Day

Monday, April 16, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Keating, Smith and Taliaferro.—3.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Joe A. Dickens, Pastor, John Calvin Presbyterian Church, Tulsa, and incorporated into the Journal upon request of Senator Luton, acting for Senator Smith.

O God, deliver us from the burden of religion, that we may be free for the exciting possibilities of life in the world around us.

As we have just celebrated the death and resurrection of Jesus of Nazareth, we recall that he was not crucified for praying in the Temple but for meddling in the affairs of the marketplace and the political arena.

May those who claim to follow the Christ remember that he died for refusing to compromise or duck his duty. May all live up to their highest aspirations.

We remember our neighbors who were victims of the recent tornado. We pray for our friends, Finis Smith, Vera Agent, Carol Jurgens, and others who are ill.

Give Your grace and blessing to all gathered here for the work of this day. Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 16, 1979, of Enrolled **SB 125.**

COMMITTEE REPORTS

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

DO PASS:

HB 1027 — Revenue and Taxation (amended by Elections and Privileges Committee).

HB 1161 — Appropriations and Budget.

HB 1349 — Revenue and Taxation.

HB 1405 — Revenue and Taxation.

DO PASS, as amended:

HB 1070 — Revenue and Taxation, as coauthored by Combs, Berrong, Cullison, Cain and York.

HB 1129 — Appropriations and Budget.

HB 1132 — Appropriations and Budget.

CS for **HB 1162** — Appropriations and Budget.

HB 1230 — Appropriations and Budget.

HB 1309 — Education, Common.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1143, 1286, 1441** and **1503.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Pursuant to Enrolled House Joint Resolution No. 1034, 1st Session, 37th Legislature, the Speaker of the House of Representatives has hereby appointed the following members to the Special Committee on the Correctional System: Representatives Twidwell, Chairman; Sheppard, Steward, Thompson (Mick) and Smith.

SPECIAL COMMITTEE APPOINTMENT

Pursuant to Enrolled House Joint Resolution No. 1034, President Pro Tempore Howard appointed the following members of the Senate to the Special Committee on the Correctional System: Senators Randle, Vice Chairman; Kilpatrick, Landis, McCune and Johnston.

PENDING SENATE ACTION — RESOLUTION

SCR 25, introduced on Page 643, was called up for consideration.

Senator Watson asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SCR 25,** which was the order.

Senator Watson, citing Rule 8(d), asked unanimous consent that Representative McCaleb be named House author of **SCR 25,** which was the order.

SCR 25, as coauthored, was read at length as follows, adopted upon motion of Senator Watson and ordered referred for engrossment.

SCR 25 — By Watson, Lamb, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wolfe, York and Young of the Senate and McCaleb of the House.

A Concurrent Resolution memorializing Congress to reject the proposed gas rationing plan; praising Senators Bentsen and Boren; urging the Oklahoma Congressional Delegation to oppose the plan; and directing distribution.

WHEREAS, the President of the United States has submitted a contingency plan for gas rationing pursuant to the Energy Policy

and Conservation Act of 1975 to the Congress of the United States; and

WHEREAS, the plan submitted by the President distributes coupons to states according to average gasoline consumption rates per registered vehicle; and

WHEREAS, Oklahoma would be required to undergo unfair hardships if this plan were implemented because the plan favors highly urbanized, compact states with mass transit systems, over predominantly rural, spread-out states in which mass transit is unfeasible; and

WHEREAS, under the President's plan Oklahoma farmers would have great difficulties in obtaining sufficient ration allotments to operate their farms and would be subject to further federal controls; and

WHEREAS, the so-called ''white market'' system whereby rations could be sold by persons who did not need them to persons who did need them would result in a massive transfer of money for coupons from Oklahoma workers to the industrialized, urban areas of the nation; and

WHEREAS, the State of Oklahoma will suffer because gasoline tax revenues would drop, and Oklahoma would lose approximately $54 Million; and

WHEREAS, every member of the Oklahoma Congressional Delegation should oppose this unfair and unworkable plan.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Oklahoma Legislature hereby memorializes the Congress of the United States to reject any gas rationing plan based on national average gasoline consumption rates per registered vehicle rather than per capita historical gasoline usage figures for individual states. The Oklahoma Legislature praises Senators Lloyd Bentsen and David Boren for co-sponsoring Senate Resolution 98, which urges the withdrawal of the rationing plan. The Oklahoma Legislature urges every member of the Oklahoma Congressional Delegation to oppose the gas rationing plan proposed by the President..

SECTION 2. Copies of this Resolution shall be dispatched to every member of the Oklahoma Congressional Delegation.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1078, 1152, 1350, 1351 and **HCR 1024** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 184 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 **SB 217,** and naming House Conferees as follows: Representatives Denman, Manar and Wilson.

UNANIMOUS CONSENT REQUEST

Senator Crow asked unanimous consent, which was granted, that the remaining appropriation measures be exempt from the cutoff deadlines, pursuant to Joint Rule 17.

GENERAL ORDER

HB 1130 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1130** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1130** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1130 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Stipe, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Field, Keating, Pierce, Smith, Taliaferro and Terrill.—6.

The bill and emergency passed.

HB 1130 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1041,** requesting Conference and referring same to Joint Conference Committee on Revenue.

GENERAL ORDER

HB 1133 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1133** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1133** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1133 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Field, Keating, Pierce, Smith and Taliaferro.—5.

The bill and emergency passed.

HB 1133 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 201,** as amended.

HOUSE AMENDMENTS

HAs to **SB 201** 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 201** 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 1135 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1135** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1135** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1135 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Keating, Smith and Taliaferro.—3.

The bill and emergency passed.

HB 1135 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 184.**

The above numbered Enrolled Bill was referred to the Governor.

GENERAL ORDER

HB 1142 by Davis (Don), et al, of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1142** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1142** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1142 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—44.

Excused: Keating, Smith, Taliaferro and York.—4.

The bill and emergency passed.

HB 1142 was referred for engrossment.

GENERAL ORDER

HB 1325 by Davis (Don), et al, of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1325** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1325** was placed on third reading and final passage.

THIRD READING

HB 1325 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe and York.—43.

Excused: Keating, Porter, Smith, Taliaferro and Young.——5.

The bill and emergency passed.

HB 1325 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 134,** as coauthored by Fried.

The above numbered Bill was referred for enrollment.

GENERAL ORDER

HB 1144 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1144** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1144** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1144 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Keating, Porter, Smith and Taliaferro.—4.

The bill and emergency passed.

HB 1144 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1178,** requesting Conference and naming Conferees as follows: Representatives Morgan, Cotner and Holden.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1149, 1150** and **1154,** requesting Conference and referring same to GCCA when appointed.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1169** and **1343,** as amended.

Advising rejection of **SAs** to Engrossed **HB 1268,** requesting Conference and naming Conferees as follows: Representatives Lancaster, Harper and Glover.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 24.**

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 Tuesday, April 17, 1979, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1325 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 2:00 p.m. to meet Tuesday, April 17, 1979, at 1:30 p.m.

Sixty-first Legislative Day

Tuesday, April 17, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Berrong, Keating, Porter, Smith and Terrill.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Dickens and incorporated into the Journal upon request of Senator Luton, on behalf of Senator Smith.

O God, in the middle of a hectic and busy day, we pause a moment to recognize Your presence in our lives and give You thanks. In this quiet moment, help us also to reorder our own priorities. As we see storms wreak their havoc, or as death takes a friend, or illness lays us low, we realize how much of our time is spent on things that are trivial.

Bless, O God, this Senate. Help them to make a commitment to give major emphasis to those things that are important. Give them strength and grace for this day. Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Johnson introduced his mother, Mrs. O.A. Johnson, and his son, George.

Senator Rozell introduced former Senator John W. Russell, Jr., now District Attorney for District 27.

Senator Taliaferro, for himself and Senator Terrill, introduced the Doctor of the Day, Dan Horton, M.D., Lawton.

Senator Landis introduced Freddy Sue Ellis, R.N., Duncan, as the Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 17, 1979, of Enrolled **SB 164** and **SJR 8.**

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and

placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1515 — Appropriations and Budget.

DO PASS, as amended:

HB 1136 — Appropriations and Budget, as coauthored by Murphy of the Senate.

FIRST READING

The following was introduced and read the first time:

SJR 35 — By Crow.

A Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed act relating to the Cigarette Stamp Tax Law; levying an additional tax on cigarettes; providing financial support for the Oklahoma Cancer Center, Incorporated; creating revolving fund; providing a ballot title; and directing filing.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 169,** as coauthored by Smith of the House.

The above numbered Bill was referred for enrollment.

RESOLUTION

Senators Miller, Rozell, Combs and Crutcher introduced **SR 38,** and Senator Miller asked unanimous consent that all other members of the Senate be made coauthors of **SR 38,** which was the order.

SR 38, as coauthored, was read at length as follows, adopted upon motion of Senator Miller and ordered referred for enrollment.

SR 38 — By Miller, Rozell, Combs, Crutcher, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Senate Resolution urging Congress to support federal legislation providing for reduction in health care facility costs; and directing distribution.

WHEREAS, senior citizens in Oklahoma and throughout the nation are experiencing increasing financial difficulties in securing adequate health care because of the cost of such care; and

WHEREAS, such problem is of special concern to all Oklahomans fighting the "war" of inflation; and

WHEREAS, President Carter is supporting a legislative program which would lower health care facility costs and such legislation would be a significent step towards the alleviation of health care facility costs.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. Congress is hereby urged to support the legislative program of President Carter to lower health care facility costs and the assistance it provides in relieving senior citizens of Oklahoma and the United States of America by insuring lower costs for health care and curbing the growth of inflation.

SECTION 2. Copies of this Resolution shall be transmitted to each member of the Oklahoma Congressional Delegation.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 25,** and naming House Conferees as follows: Representatives Hooper, Mentzer and Johnson (Don).

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1163, 1165** and **1402,** requesting Conference and referring same to GCCA, when appointed.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCES

Upon motion of Senator Lane, the request of the Honorable House for conferences on **HBs 1149, 1150, 1154, 1163, 1165** and **1402** was ordered granted, said bills referred to GCCA, when appointed.

Senator Lane moved that the request of the Honorable House for conference on **HB 1041** be granted, said bill to be referred to the Joint Conference Committee on Revenue, which motion was declared adopted by the Presiding Officer.

Senator Lane moved that the request of the Honorable House for conference on **HB 1268** be granted, President Pro Tempore Howard appointing as Senate conferees the following: Senators Rozell, Luton and Miller, which motion was declared adopted.

Senator Lane moved that the request of the Honorable House for conference on **HB 1178** be granted, President Pro Tempore Howard appointing as Senate conferees the following: Senators Dahl, Young and Johnson, which motion was declared adopted.

PENDING SENATE ACTION ON HAs

Senator Luton moved that the Senate reject **HAs** to **SB 243** and request a conference, President Pro Tempore Howard appointing as Senate conferees the following: Senators Luton, Birdsong and Clifton, which motion was declared adopted.

Senator Dahl moved that the Senate reject **HAs** to **SB 139** and request a conference, President Pro Tempore Howard appointing as Senate conferees the following: Senators Dahl, Capps and Giles, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1169, 1325** and **1343.**

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 252.**

The above numbered Bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 6** were called up for consideration.

Upon motion of Senator Howell, the Senate concurred in **HAs** to **SB 6.**

SB 6, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—42.

Excused: Berrong, Keating, Porter, Smith, Terrill and Young.—6.

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

HBs 1130, 1133, 1135, 1142 and **1144** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 24.**

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

PENDING CONSIDERATION OF HAs

HAs to **SB 3** were called up for consideration.

Upon motion of Senator McDaniel, the Senate concurred in **HAs** to **SB 3.**

SB 3, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Berrong, Field, Howard, Keating, Porter, Smith and Terrill.—7.

The bill 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 **SB 170,** as coauthored by Hargrave and Wilson of the House.

The above numbered Bill was referred for enrollment.

PENDING SENATE ACTION ON HAs

Senator Lane moved that the Senate refuse to concur in **HAs** to **SB 276** and request a conference, which motion was declared adopted by the Presiding Officer, said bill referred to the Joint Conference Committee on Retirement Laws.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 186,** as coauthored by Monks, Wilson and Kelly of the House.

The above numbered Bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

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

HAs to **SB 23** were called up for consideration.

Upon motion of Senator McDaniel, the Senate concurred in **HAs** to **SB 23.**

SB 23, as amended by the Honorable House, was read at length.

Senator Watson presiding.

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

Aye: Birdsong, Capps, Clifton, Crow, Cullison, Cummins, Giles, Green, Johnston, Keating, Keller, Lamb, Landis, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Taliaferro, Tinsley, Vann, Watson and Wolfe.—26.

Nay: Boatner, Cain, Cate, Combs, Crutcher, Dahl, Field, Howard, Howell, Johnson, Kilpatrick, Lane, Miller, Rozell, Schuelein, Stipe, York and Young.—18.

Excused: Berrong, Porter, Smith and Terrill.—4.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby **SB 23** passed.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1227,** requesting Conference and naming Conferees as follows: Representatives Murphy, Davis (Don) and Morgan.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Senator Lane moved that the request of the Honorable House for conference on **HB 1227** be granted, President Pro Tempore Howard appointing as Senate conferees the following: Senators Lane, York and Combs.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1078, 1147, 1148, 1151** and **1187;** and **HCR 1024,** each as amended.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 25 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 134 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 24 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF HAs

HAs to **SB 201** were called up for consideration.

Upon motion of Senator Vann, the Senate concurred in **HAs** to **SB 201.**

SB 201, 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, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Combs and Pierce.—2.

Excused: Berrong, Howard, Porter, Smith and Terrill.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Vann moved that the vote be reconsidered whereby **SB 201** passed.

PENDING CONSIDERATION OF HAs

HAs to **SB 55** were called up for consideration.

Upon motion of Senator Taliaferro, the Senate concurred in **HAs** to **SB 55.**

SB 55, 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, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—39.

Nay: Cain, Cate and Crow.—3.

Excused: Berrong, Howard, Johnson, Porter, Smith and Terrill.—6.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 58** were called up for consideration.

Upon motion of Senator Taliaferro, the Senate concurred in **HAs** to **SB 58.**

SB 58, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Nay: Pierce and Wolfe.—2.

Excused: Berrong, Porter, Smith and Terrill.—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 rejection of **SAs** to Engrossed **HB 1274,** requesting Conference and naming Conferees as follows: Representatives Davis (Don), Elder and Brunton.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on **HB 1274** was ordered granted, President Pro Tempore Howard appointing as Senate conferees the following: Senators York, Johnston and Wolfe.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 84, 85, 94, 96, 129** and **305,** each as amended; and **SBs 100, 105, 108, 109, 209** and **299,** each as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 84** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 11 through 13, by striking the Title and substituting the following:

"(Legislature — Appropriation — Emergency)".

HOUSE AMENDMENTS

HAs to **SB 85** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 11 through 14, by striking the Title and substituting the following:

"(Legislative Council — Appropriation — Emergency)".

HOUSE AMENDMENTS

HAs to **SB 94** 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 94** 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 96** were read as follows and consideration deferred.

Amendment No. 1. Page 1, Lines 15 and 16, by restoring the Title to read as follows:

"An Act relating to the Oklahoma Tax Commission and making appropriations thereto; stating the purposes; prohibiting payments for prior years' obligations; prohibiting disbursement of monies to counties under certain conditions; authorizing payments for services of State Auditor and Inspector and limiting amount to be paid; providing for the appointment, duties and compensation of necessary personnel; limiting number of employees; limiting expenditures for salaries and wages; providing for transfer of certain funds; providing lapse dates; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Line 21, by striking the Enacting Clause.

HOUSE AMENDMENTS

HAs to **SB 129** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 2, Line 24½, by inserting after the period the following: "It shall be the duty of the Department of Health to investigate all complaints concerning general sanitation made in the form of a sworn affidavit against such municipally approved alternative facilities. In event the complaints are found to be true, the Commissioner of Health shall have the power to order improvements or closure."

HOUSE AMENDMENTS

HAs to **SB 305** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 2, Line 18, after the word "State" and before the word "and" by striking the word "Examiner" and inserting the word "Auditor"; and amend Page 2, Line 22, after the word "State" and before the word "and" by striking the word "Examiner" and inserting the word "Auditor".

HOUSE AMENDMENTS

HAs to **SB 100** were read as follows and consideration deferred.

Authors: Add the following coauthors: Atkins and Wilson of the House.

Amendment No. 1. Amend Page 1, by striking Lines 10 and 11, and restoring the Title to read as follows:

"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."

Amendment No. 2. Amend Page 1, Line 26, by deleting the figure "$1,072,396.00" and inserting in lieu thereof the figure "$1,073,688.00".

Amendment No. 3. Amend Page 1, Line 30, by deleting the figure "665,000.00" and inserting in lieu thereof the figure "750,000.00".

Amendment No. 4. Amend Page 1, Line 31, by deleting the figure "$2,010,486.00" and inserting in lieu thereof the figure "$2,096,778.00".

Amendment No. 5. Amend Page 2, Lines 7 and 8, by deleting the words and figures "Twenty-four Thousand Nine Hundred Forty Dollars ($24,940.00)" and inserting in lieu thereof the words and figures "Twenty-five Thousand Seven Hundred Eighty Dollars ($25,780.00)".

Amendment No. 6. Amend Page 2, Lines 16 and 17, by deleting the words and figures "Nine Hundred Twenty-one Thousand Nine Hundred Ninety Dollars ($921,990.00)" and inserting in lieu thereof the words and figures "Nine Hundred Twenty-three Thousand Seven Hundred Ten Dollars ($923,710.00)".

HOUSE AMENDMENTS

HAs to **SB 105** were read as follows and consideration deferred.

Authors: Add the following coauthor: Wilson of the House.

Amendment No. 1. Amend Page 1, by striking Lines 11 and 12, and restoring the Title to read as follows:

"An Act relating to the Oklahoma Health Planning Commission and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; designating Di-

rector's maximum salary; 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, Lines 22 and 23, by striking the words and figures "Two Hundred Forty-seven Thousand One Hundred Thirty-five Dollars ($247,135.00)" and substituting in lieu thereof the words and figures "Two Hundred Forty-nine Thousand Three Hundred Sixty-eight Dollars ($249,368.00)".

Amendment No. 3. Amend Page 1, Line 30, by striking the words and figures "Twenty-seven Thousand Dollars ($27,000.00) and substituting in lieu thereof the words and figures "Twenty-seven Thousand Nine Hundred Dollars ($27,900.00)".

Amendment No. 4. Amend Page 2, Lines 2 and 3, by striking the words and figures "Three Hundred Eighty-four Thousand Eighty Dollars ($384,080.00)" and substituting in lieu thereof the words and figures "Three Hundred Eighty-six Thousand Three Hundred Sixty-three Dollars ($386,363.00)".

HOUSE AMENDMENTS

HAs to **SB 108** were read as follows and consideration deferred.

Authors: Add the following coauthors: Holt, Whorton, Sparkman, Murphy, Winn, Stephenson, Glover, Mentzer and Peterson 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 108** 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 109** were read as follows and consideration deferred.

Authors: Add the following coauthors: Holt, Whorton, Winn, Glover, Stephenson, Mentzer and Peterson 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 109** 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 209** were read as follows and consideration deferred.

Authors: Add the following coauthor: Murphy of the House.

Amendment No. 1. Amend the Title, Page 1, by striking Lines 9 through 18, and substituting the following:

"(State Officers and Employees — State Travel Reimbursement Act — Effective Date — Emergency)".

Amendment No. 2. Amend Page 1, Lines 33 through 36, by striking all language after the word "session" and before the period

Amendment No. 3. Amend Page 3, Line 14, by striking the words and figures

"Forty-five Dollars ($45.00)" and inserting in lieu thereof the words and figures "Sixty Dollars ($60.00)" and amend Lines 17 through 20, by deleting all language.

Amendment No. 4. Amend Page 3, Lines 24 through 31, by striking all language beginning with the word "Provided" through the word "claimed."

HOUSE AMENDMENTS

HAs to **SB 299** were read as follows and consideration deferred.

Authors: Add the following coauthors: Harbin and Wilson of the House.

Amendment No. 1. Amend Page 52, Lines 21 through 24, by deleting all language and amend Page 1, Line 18, by deleting the word "EMERGENCY" from the Title.

PENDING CONSIDERATION OF HAs

HAs to **SB 78** were called up for consideration.

Upon motion of Senator McCune, the Senate concurred in **HAs** to **SB 78.**

SB 78, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—40.

Nay: Boatner, Rozell, Stipe and Wolfe.—4.

Excused: Berrong, Porter, Smith and Terrill.—4.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

HB 1328 by Davis (Don), et al, of the House and Crow and Boatner of the Senate was read and considered.

Senator Crow moved to amend **HB 1328,** Page 1, Line 4, by striking "$2,400,000.00" and inserting "$2,218,829.00", which amendment was declared adopted.

Upon motion of Senator Crow, **HB 1328,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1328,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1328 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliafer-

ro, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Berrong, Porter, Smith and Terrill.—4.

The bill and emergency passed.

HB 1328 was referred for engrossment.

GENERAL ORDER

HB 1230 by Henry, et al, of the House and Clifton of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1230** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1230** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1230 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Nay: Wolfe.—1.

Excused: Berrong, Porter, Smith and Terrill.—4.

The bill and emergency passed.

HB 1230 was referred for engrossment.

PENDING SENATE ACTION ON HAs

Senator Crow moved that the Senate refuse to concur in **HAs** to **SBs 87** and **99** and request special conferences, President Pro Tempore Howard appointing as conferees the following on said bills: Senators Crow, Boatner and Randle, which motion was declared adopted.

Senator Crow moved that the Senate refuse to concur in **HAs** to **SBs 86, 90, 119** and **124** and request conferences, said bills to be referred to GCCA, when appointed.

Senator Wolfe moved that the Senate refuse to concur in **HAs** to **SB 297** and request a conference, President Pro Tempore Howard appointing as Senate conferees the following: Senators Wolfe, Berrong and Howell.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1351,** as amended.

Advising fourth reading of and returning Enrolled **SB 134.**

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 Wednesday, April 18, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:30 p.m. to meet Wednesday, April 18, 1979, at 1:30 p.m.

Sixty-second Legislative Day

Wednesday, April 18, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Crutcher, Keller, Lane, Randle, Smith and Wolfe.—6.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Dickens and incorporated into the Journal upon request of Senator Luton, on behalf of Senator Smith.

Gracious God, You often send us burdens we wonder why we are required to carry, and then surprise us with joy we know we do not deserve. We thank You that You do not repay us for our sins, but give us blessings that we do not deserve. We thank You that You often help us when we cannot help ourselves.

Give us grace to accept Your undeserved gifts with thanksgiving, and to accept trials and burdens with patience. Help us to learn from our failures, to accept our victories with true humility, and to live remembering that all life is a gift, and not something we have earned.

Bless the work of this body today, and rule and over-rule in our lives. 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:

HB 1138 — Appropriations and Budget.

HB 1139 — Appropriations and Budget.

CS for **HB 1140** — Appropriations and Budget, as coauthored by Kilpatrick, Lamb, Murphy and Johnson.

HB 1141 — Appropriations and Budget.

CS for **HB 1168** — Appropriations and Budget.

UNANIMOUS CONSENT REQUEST

Senator Johnston asked unanimous consent for authority to introduce and exempt from cutoff dates a Senate Joint Resolution relating to the opening of Tulsa and Oklahoma City upper division clinical bases as facilities of Langston University, which was the order.

FIRST READING

The following was introduced and read the first time.

SJR 36 — By Johnston and Howard. A Joint Resolution directing approval of the Oklahoma State Board of Regents plan to open upper division clinical bases in certain cities as facilities of Langston University.

SECOND READING

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

SJR 35 — Public and Mental Health.

Senator Watson presiding.

GENERAL ORDER

HB 1129 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1129** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1129** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1129 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, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Crutcher, Keller, Lane, Randle, Smith and Wolfe.—6.

The bill and emergency passed.

HB 1129 was referred for engrossment.

GENERAL ORDER

HB 1132 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1132** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1132** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1132 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein,

Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Crutcher, Keller, Lane, Randle, Smith and Wolfe.—6.

The bill and emergency passed.

HB 1132 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1230 and **1328** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 3, 6, 55, 58, 78, 169, 170, 186 and **252** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 38 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senators Crutcher, Randle and Keller asked to be shown present, which was the order.

GENERAL ORDER

HB 1136 by Davis (Don), et al, of the House and Crow, Boatner and Murphy of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1136** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1136** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1136 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Keating, Lane, Smith and Wolfe.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator Crow asked unanimous consent to suspend Senate Rule 19(b) to allow immediate consideration to move to reconsider the vote whereby **HB 1136** and the emergency section passed, which was the order.

Senator Crow moved that the vote be reconsidered whereby **HB 1136** and the emergency section passed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McCune, McDaniel, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Cate, Keating, Keller, Lamb, Martin, Murphy and Porter.—7.

Excused: Smith and Wolfe.—2.

THIRD READING

Senator Crow moved that the vote be reconsidered whereby **HB 1136** 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 1136** was advanced to engrossment, which motion was declared adopted.

HB 1136 was thereby placed on General Order.

MESSAGES 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.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1078, 1147, 1148, 1151, 1187** and **1351.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 297,** and naming House Conferees as follows: Representatives Steward, Fried and Smith.

GENERAL ORDER

HB 1161 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1161** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1161** was placed on third reading and final passage.

THIRD READING

HB 1161 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, York and Young.—43.

Excused: Cain, Lane, Smith, Tinsley and Wolfe.—5.

The bill and emergency passed.

HB 1161 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 3, 6, 55, 58, 78, 169, 170, 186** and **252.**

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 243,** and naming House Conferees as follows: Representatives Elder, Stephenson and Dunn.

GENERAL ORDER

HB 1162 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1162** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1162** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1162 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Nay: Keating.—1.

Excused: Howard, Lane, Smith and Wolfe.—4.

The bill and emergency passed.

HB 1162 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 139,** and naming House Conferees as follows: Representatives Weichel, Glover and Rogers.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 87** and **99,** and naming House Conferees on each bill as follows: Representatives Davis (Don), Deatherage and Weichel.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 276,** and referring same to Joint Conference Committee on Retirement Laws.

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

GENERAL ORDER

HB 1515 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1515** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1515** was placed on third reading and final passage.

THIRD READING

HB 1515 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill,

Tinsley, Vann, Watson, York and Young.—43.

Nay: Keller.—1.

Excused: Howard, Lamb, Smith and Wolfe.—4.

The bill and emergency passed.

HB 1515 was ordered withheld pursuant to Rule 19(f).

The Chair advised the Senate that Senator Lamb, having been present in the Chamber during the vote would be shown voting "no" on **HB 1515** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 43. Nay: 2. Excused: 3.

RESOLUTION

Senator Stipe introduced the following Resolution:

SCR 26 — By Stipe of the Senate and Harbin of the House.

A Concurrent Resolution recommending the transfer of certain functions of certain institutions; and directing distribution.

Senator Stipe, citing Rule 8(d), asked unanimous consent that Representative Caldwell be named a coauthor of **SCR 26,** which was the order.

The Chair ruled that **SCR 26,** giving rise to debate, be laid over for this legislative day, which was the order.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1350,** as amended.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 86, 90, 119** and **124** and referring same to GCCA, when appointed.

MOTION TO RECONSIDER VOTE

Senator Vann pressed his motion to reconsider the vote whereby **SB 201** passed.

Senator Howell moved to table the Vann motion to reconsider, which motion to table was declared adopted by the Presiding Officer.

SB 201 was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 71** and **73,** each as coauthored by Taylor.

The above numbered Bills were referred for enrollment.

PENDING SENATE ACTION ON HAs

Senator Terrill moved that the Senate refuse to concur in **HAs** to **SB 280** and request conference, which motion was declared adopted, President Pro Tempore Howard appointing as Senate conferees the following: Senators Terrill, Howell and Lamb.

RESOLUTION

Senator Keating introduced **SR 39.**

SR 39 was read at length as follows, adopted upon motion of Senator Keating and ordered referred for enrollment.

SR 39 — By Keating.

A Resolution commending the Junior League of Tulsa on their efforts and success in promoting certain civic and charitable

activities; conveying best wishes; and directing distribution.

WHEREAS, the Junior League of Tulsa has consistently supported policies and programs in the best interests of all citizens of Tulsa; and

WHEREAS, the Junior League, through its diverse interests, has contributed to the cultural, civic and social betterment of Tulsa; and

WHEREAS, the 1979 Charity Pro-Am Golf Tournament provided funds for a variety of worthwhile projects, including Youth Services of Tulsa, Community Affairs Resource Center, Leadership Tulsa, Community Resource Center of the Arts and Humanities, Philbrook Junior Gallery, Growth and Planning, Child Advocacy, River Parks, Mohawk Nature Center, Learning Disabilities, Parenting Education, Women's Community Treatment Center, Crisis Nursery and Tulsa Public Schools Treatment and Diagnostic Service Center; and

WHEREAS, the officers and members of the Junior League of Tulsa, through their dedication and hard work, were responsible for the success of the 1979 Charity Pro-Am Golf Tournament which resulted in the contribution of thousands of dollars to the above-named charities and the heightened image of Tulsa as a concerned and progressive American city.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the Oklahoma Legislature hereby commends the officers and members of the Junior League of Tulsa for the success of the Charity Pro-Am Golf Tournment.

SECTION 2. The Oklahoma Legislature hereby conveys best wishes to the Junior League for the future success of their numerous civic and charitable programs.

SECTION 3. A duly authenticated copy of this Resolution shall be sent to the headquarters of the Junior League of Tulsa.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1142** and **1144,** requesting Conference and referring same to GCCA, when appointed.

PENDING CONSIDERATION OF HAs

HAs to **SJR 32** were called up for consideration.

Upon motion of Senator Stipe, the Senate concurred in **HAs** to **SJR 32.**

SJR 32, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Nay: Martin.—1.

Excused: Howard, Smith and Wolfe.—3.

The resolution passed.

House Amendments were properly signed and the above-numbered resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 95, 111, 113, 117, 122, 188, 231** and **257,** as amended; and **SB 110,** as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 95** 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 95** 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 111** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 16 and 17, and restoring the Title to read as follows:

"An Act relating to the State Bureau of Investigation and making appropriations 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."

Amendment No. 2. Amend Page 1, Line 20, by striking the Enacting Clause.

Amendment No. 3. Amend Page 1, Lines 24 and 25, by striking the words and figures "Three Million Five Hundred Thirty-six Thousand Nine Hundred Sixty-eight Dollars ($3,536,968.00)" and substituting in lieu thereof the words and figures "Three Million Six Hundred Forty-eight Thousand Six Hundred Ninety-seven Dollars ($3,648,697.00)".

Amendment No. 4. Amend Page 1, Lines 32 and 33, by striking the words and figures "Twenty-eight Thousand Dollars ($28,000.00)" and substituting in lieu thereof the words and figures "Twenty-eight Thousand Nine Hundred Dollars ($28,900.00)".

Amendment No. 5. Amend Page 1, Line 34, by adding after the colon "(:)" and before the word "Fiscal" the following: "one (1)".

Amendment No. 6. Amend Page 1, Line 35, by adding after the comma "(,)" and before the word "informational" the following: "one (1)".

Amendment No. 7. Amend Page 1, Line 35, by adding after the word "and" and before the word "Special" the following: "one (1)".

Amendment No. 8. Amend Page 2, Lines 1 and 2, by striking the words and figures "one hundred thirty-five (135)" and substituting in lieu thereof the words and figures "one hundred thirty-nine (139)".

Amendment No. 9. Amend Page 2, Lines 7 and 8, by striking the words and figures "One Million Eight Hundred Sixty-four Thousand Seven Hundred Ninety Dollars

($1,864,790.00)'' and substituting in lieu thereof the words and figures ''One Million Nine Hundred Twenty-nine Thousand Seven Hundred Ten Dollars ($1,929,710.00)''.

Amendment No. 10. Amend Page 2, Line 11, by striking the words and figures ''One Hundred Forty Thousand Dollars ($140,000.00)'' and substituting in lieu thereof the words and figures ''One Hundred Sixty-six Thousand Dollars ($166,000.00)''.

Amendment No. 11. Amend Page 2, Line 26½, by inserting a new ''Section 5'' to read as follows:

''SECTION 5. There is hereby appropriated to the State Bureau of Investigation, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1978, not otherwise appropriated, the sum of Fifty-two Thousand Five Hundred Twenty Dollars ($52,520.00), or so much thereof as may be necessary for the purchase of a four passenger, single engined aircraft and related equipment.''

Amendment No. 12. Amend Page 2, Line 27, by renumbering the present ''Section 5'' to read ''Section 6'', and renumbering succeeding sections accordingly.

Amendment No. 13. Amend Page 2, Line 32, the renumbered Section 6, by deleting after the word ''design'' and before the word ''and'' the following language: '', purchase of land''.

Amendment No. 14. Amend Page 3, Line 9, the renumbered Section 7, by adding after the word ''act'' and before the period ''(.)'' the following language: ''and is redesignated for the planning, design and construction of Satellite Laboratories at Tahlequah and Enid''

Amendment No. 15. Amend Page 3, Line 26, the renumbered Section 9, by deleting after the figure ''5'' and before the word ''of'' the word and figure ''and 6'' and inserting in lieu thereof the following: '', 6 and 7''.

HOUSE AMENDMENTS

HAs to **SB 113** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 22 and 23, by deleting the words and figures ''One Hundred Ninety-two Thousand Two Hundred Ninety-four Dollars ($192,294.00)'' and substituting in lieu thereof the words and figures ''One Hundred Ninety-three Thousand One Hundred Thirty-six Dollars ($193,136.00)''.

Amendment No. 2. Amend Page 1, Line 30, by deleting the words and figures ''Twenty-three Thousand Four Hundred Sixty Dollars ($23,460.00)'' and substituting in lieu thereof the words and figures ''Twenty-four Thousand Two Hundred Forty Dollars ($24,240.00)''.

Amendment No. 3. Amend Page 2, Lines 3 and 4, by deleting the words and figures ''Three Hundred Ninety-two Thousand Five Hundred Dollars ($392,500.00)'' and substituting in lieu thereof the words and figures ''Three Hundred Ninety-four Thousand Nine Hundred Dollars ($394,900.00)''.

HOUSE AMENDMENTS

HAs to **SB 117** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 13 and 14 and restoring the Title to read as follows:

''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; authorizing the expenditure of funds to obtain federal grants or assistance; providing lapse date; providing severability; and declaring an emergency.''

Amendment No. 2. Amend Page 1, Line 19, by striking the Enacting Clause.

Amendment No. 3. Amend Page 1, Lines 23 and 24, by striking the words and figures ''Nine Hundred Twenty-two Thousand Five Hundred Eighty-two Dollars ($922,582.00)'' and substituting in lieu thereof the words and figures ''One Million Two Hundred Twenty-four Thousand Five Hundred Twenty Dollars ($1,224,520.00)''.

Amendment No. 4. Amend Page 1, Lines 31 and 32, by striking the words and figures ''Twenty-eight Thousand Dollars ($28,000.00)'' and substituting in lieu thereof the words and figures ''Twenty-eight Thousand Nine Hundred Dollars ($28,900.00)''.

Amendment No. 5. Amend Page 1, Line 34, by striking the words and figures ''forty-two (42)'' and substituting in lieu thereof the words and figures ''sixty-three (63)''.

Amendment No. 6. Amend Page 2, Line 4, by striking the words and figures ''Five Hundred Eighty-five Thousand Two Hundred Dollars ($585,200.00)'' and substituting in lieu thereof the words and figures ''Seven Hundred Thirty-eight Thousand Nine Hundred Forty Dollars ($738,940.00)''.

Amendment No. 7. Amend Page 2, Line 9, by striking the words and figures ''Forty-five Thousand Dollars ($45,000.00)'' and substituting in lieu thereof the words and figures ''Seventy Thousand Dollars ($70,000.00)''.

Amendment No. 8. Amend Page 2, Lines 14 through 27, by deleting all language in Section 4.

Amendment No. 9. Amend Page 2, Line 28, by renumbering present ''Section 5'' to read ''Section 4''., and renumbering succeeding sections accordingly.

HOUSE AMENDMENTS

HAs to **SB 122** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 10 through 14, by striking the Title and substituting the following:

(Water Resources Board — Appropriation — Emergency).

Amendment No. 2. Amend Page 1, Lines 22 and 23, by deleting the words and figures ''One Million One Hundred Fifty Thousand Nine Hundred Fifty-six Dollars ($1,150,956.00)'' and substituting in lieu thereof the words and figures ''One Million One Hundred Eighty-seven Thousand Five Hundred Eighty-four Dollars ($1,187,584.00)''.

Amendment No. 3. Amend Page 1, Lines 30 and 31, by deleting the words and figures ''Twenty-five Thousand Eight Hundred Dollars ($25,800.00)'' and substituting in lieu thereof the words and figures ''Twenty-six Thousand Seven Hundred Dollars ($26,700.00)''.

Amendment No. 4. Amend Page 1, Line 33, by deleting the words and figures ''sixty-two (62)'' and substituting in lieu thereof the words and figures ''sixty-four (64)''.

Amendment No. 5. Amend Page 2, Lines 2 and 3, by deleting the words and figures "Seven Hundred Eighty Thousand Six Hundred Sixty Dollars ($780,660.00)" and substituting in lieu thereof the words and figures "Eight Hundred One Thousand Nine Hundred Seventy Dollars ($801,970.00)".

HOUSE AMENDMENTS

HAs to **SB 188** were read as follows and consideration deferred.

Amendment No. 1. Amend Title, by striking Lines 9 through 13, and substituting the following:

"(Workers' Compensation — amending 85 O.S. Supp. 1978, Section 2b)".

HOUSE AMENDMENTS

HAs to **SB 231** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 28, by deleting after the word "year" and before the word "shall" the figures "1975" and inserting in lieu thereof the figures "1973".

Amendment No. 2. Amend Page 3, Lines 2 and 3, by restoring the words and figures "One Thousand Dollars ($1,000.00)" and deleting the words and figures "TWO THOUSAND DOLLARS ($2,000.00)"; and amend Lines 10 and 11, by restoring the words and figures "One Thousand Dollars ($1,000.00)" and deleting the words and figures "TWO THOUSAND DOLLARS ($2,000.00)"; and amend Line 30, by deleting after the word "of" and before the word "in" the words and figures "Two Thousand Dollars ($2,000.00)" and inserting in lieu thereof the words and figures "One Thousand Dollars ($1,000.00)".

HOUSE AMENDMENTS

HAs to **SB 257** 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 257** 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 110** were read as follows and consideration deferred.

Authors: Add the following coauthor: Harbin of the House.

Amendment No. 1. Amend Page 1, Lines 23 and 24, by deleting the words and figures "Two Million One Hundred Forty-four Thousand Nine Hundred Seventy-nine Dollars ($2,144.979.00)" and substituting in lieu thereof the words and figures "Two Million One Hundred Forty-four Thousand Two Hundred Twenty-one Dollars ($2,144,221.00)".

Amendment No. 2. Amend Page 2, Line 24½, by inserting the following language:

"Duncan Armory —
building a concrete
parking area for
equipment 15,000.00"

, and amend Line 25, by striking the figures "$ 505,600.00)" and substituting in lieu thereof the figures "$ 520,600.00".

GENERAL ORDER

HB 1377 by Deatherage and Draper of the House and Cate of the Senate was read and considered.

Senator Murphy asked to be named a coauthor of **HB 1377,** which was the order.

Senator Howell moved to amend **HB 1377,** Page 8, Lines 8 through 11, by restoring the stricken language on Page 8, Lines 8 through 11, which amendment was declared adopted.

Upon motion of Senator Cate, **HB 1377,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **HB 1377,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1377 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Rozell, Schuelein, Stipe, Terrill, Tinsley, Watson, York and Young.—29.

Nay: Berrong, Birdsong, Combs, Dahl, Field, Giles, Johnson, Keller, Landis, McDaniel, Nickles, Pierce, Porter, Randle, Taliaferro and Vann.—16.

Excused: Howard, Smith and Wolfe.—3.

The bill passed.

Senators Randle, Birdsong, Porter and Landis desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 12. Excused: 3.

The emergency passed.

HB 1377 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 300** were called up for consideration.

Upon motion of Senator Randle, the Senate concurred in **HAs** to **SB 300.**

SB 300, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—46.

Excused: Smith and Wolfe.—2.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION ON HAs

Senator Johnson moved that the Senate refuse to concur in **HAs** to **SB 299** and

request conference, which motion was declared adopted, President Pro Tempore Howard appointing as Senate conferees the following: Senators Johnson, Boatner and Crutcher.

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 Watson presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of JULIAN ROTHBAUM, Tulsa, as a member of the Board of Regents, University of Oklahoma, to serve a 7-year term ending March 21, 1986. Mr. Rothbaum succeeds Dr. Bob G. Mitchell.

The Senate, in executive session, and upon motion of Senator Schuelein, advised and consented to the confirmation of MIKE WESTFALL, Miami, as a member of the State Factory Manufactured Mobile Home Board, District 2, to serve a 2-year term ending April 1, 1981. This is an original appointment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 19, 1979, at 10:30 a.m., which motion prevailed.

BILLS RELEASED

HB 1420 was referred for engrossment.

HBs 1161 and **1515** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:00 p.m. to meet Thursday, April 19, 1979, at 10:30 a.m.

Sixty-third Legislative Day

Thursday, April 19, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, York and Young.—40.

Excused: Field, Keating, Martin, Pierce, Porter, Smith, Tinsley and Wolfe.—8.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Dickens and incorporated into the Journal upon request of Senator Luton, on behalf of Senator Smith.

Gracious God, You are good to us; life is good to us. We thank You for the grace of life. For friends and fellowship, for work that is meaningful, for play that refreshes us, for those who love us and whom we love, we give You thanks.

For those who work hard behind the scenes with little recognition, for unseen servants who make our lives more pleasant, we give You thanks.

Let our work this day be pleasing to You, we ask in the name of him who said "To be Lord of all is to be servant to all," Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Watson introduced Rita Sheik, R.N., Edmond, as the Nurse of the Day.

Senator Dahl introduced Debbie Linhart, Houston, Texas, and asked unanimous consent, which was granted, that she be named honorary Page for this legislative day.

UNANIMOUS CONSENT REQUEST

Senator Johnston asked unanimous consent to suspend Senate Rule 13 and when **SJR 36** is read the second time it be referred direct to the Calendar, to which unanimous consent request objection was heard.

Senator Johnston moved to suspend Senate Rule 13 and refer **SJR 36** direct to the Calendar, which motion to suspend was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lane, Luton, McDaniel, Miller, Randle, Rozell, Stipe, Terrill, Vann, Watson, York and Young.—31.

Nay: Giles, Howell, Lamb, Landis, McCune, Murphy, Nickles, Schuelein and Taliaferro.—9.

Excused: Field, Keating, Martin, Pierce, Porter, Smith, Tinsley and Wolfe.—8.

SECOND READING

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

SJR 36 — Education, Higher, as co-authored by Randle.

COMMITTEE REPORTS

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

DO PASS:

SJR 36 — Education, Higher.

RESOLUTIONS

Senator Young introduced the following Resolution, consideration of which was deferred for this legislative day.

SR 40 — By Young.
A Resolution mourning the death of Timothy James Rivers; and directing distribution.

Senator Howard introduced the following Resolution, consideration of which was deferred for this legislative day.

SR 41 — By Howard.
A Resolution praising John Kirkpatrick; and directing distribution.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1161, 1350** and **1515.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1129, 1132, 1162, 1377 and **1420** were each correctly engrossed and, together with Engrossed **SAs,** 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 **HBs 1142** and **1144** was ordered granted, said bills to be referred to GCCA, when appointed.

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

PENDING SENATE ACTION ON HAs

HAs to **SB 231** were called up for consideration.

Senator Terrill asked unanimous consent that Senate Rule 16 be suspended relating to the distribution on each Senator's desk of Engrossed House Amendments to **SB 231,** to which unanimous consent request objection was heard.

PENDING CONSIDERATION OF HAs

HAs to **SB 305** were called up for consideration.

Upon motion of Senator Howell, the Senate concurred in **HAs** to **SB 305.**

SB 305, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, York and Young.—39.

Nay: Boatner and Johnson.—2.

Excused: Keating, Martin, Pierce, Porter, Smith, Tinsley and Wolfe.—7.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION ON HAs

Senator Vann moved that the Senate refuse to concur in **HAs** to **SB 209** and request conference, which motion was declared adopted by the Presiding Officer; President Pro Tempore Howard appointing as Senate conferees the following: Senators Vann, Cate and Crow.

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

PENDING CONSIDERATION OF HAs

HAs to **SB 129** were called up for consideration.

Upon motion of Senator McCune, the Senate concurred in **HAs** to **SB 129.**

SB 129, 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, York and Young.—41.

Nay: Crow.—1.

Excused: Keating, Martin, Porter, Smith, Tinsley and Wolfe.—6.

The bill 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 33, 107, 196, 242** and **329,** each as amended and coauthored; and **SBs 106** and **238,** each as amended.

HOUSE AMENDMENTS

HAs to **SB 33** were read as follows and consideration deferred.

Authors: Add the following coauthors: Glover and Thompson (Mick) 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 33** 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 107** were read as follows and consideration deferred.

Authors: Add the following coauthors: Holt, Conaghan and Wilson 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 107** 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 196** were read as follows and consideration deferred.

Authors: Add the following coauthor: Elder of the House.

Amendment No. 1. Amend page 1, Line 13, by striking the Enacting Clause.

Amendment No. 2. Amend Page 1, Line 17, by deleting after the word "appoint" and before the word "a", the word "SUBJECT TO THE CONSENT OF THE STATE SENATE".

Amendment No. 3. Amend Page 1, Lines 21 through 24, by deleting all new language after the word "Fund." beginning with the word "THE" on Line 21 and ending with the word "CAPACITY" on Line 24.

HOUSE AMENDMENTS

HAs to **SB 242** were read as follows and consideration deferred.

Author: Add the following coauthor: Duckett of the House.

Amendment No. 1. Amend Page 1, Line 36, by inserting after the word "office." the following new language: "Any teacher or employee who was employed by a school district during the 1978-1979 school year shall not be denied reemployment on the basis that such teacher or employee is related to a member of the board by consanguinity or affinity within the third degree for the duration of the present term of office of the board member."

Amendment No. 2. Amend Page 2, Line 4, by inserting a new Section 3 to read as follows:

"SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

Amendment No. 3. Amend the Title to read as follows:

"An Act relating to schools; prohibiting the employment of certain teachers or employees by local school boards; stating exceptions; providing penalties; directing codification; and declaring an emergency."

HOUSE AMENDMENTS

HAs to **SB 329** were read as follows and consideration deferred.

Authors: Add the following coauthors: Murphy, Harbin and Thompson (Mick) of the House.

Amendment No. 1. Amend Page 2, Lines 4 and 5, by striking the language after "consisting of" and before "prescribed" and inserting in lieu thereof the following language: "NOT LESS THAN FIVE (5) NOR MORE THAN SEVEN (7) MEMBERS ELECTED IN A MANNER".

Amendment No. 2. Amend Page 1, by striking Lines 15 and 16, and restoring the Title to read as follows:

"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. 1978, Section 14-108); providing for the creation, organization and operation of Vocational-Technical Area School Districts; specifying certain duties and powers of certain school boards; authorizing the State Board of Vocational and Technical Education to prescribe the membership and election of certain boards; authorizing elections for and levy of certain taxes; mandating certain reports and estimates of need, the procedures therefor and filing thereof; authorizing annexation or detachment of territory pursuant to rules and regulations of the State Board of Vocational and Technical Education; subjecting certain districts to classification, inspection and accreditation of the State Board of Education; and authorizing certain school districts to designate a county treasurer as treasurer of the school district."

HOUSE AMENDMENTS

HAs to **SB 106** 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 106** 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 238** 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 238** 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.)

PENDING SENATE ACTION ON HAs

Senator Green moved that the Senate refuse to concur in **HAs** to **SB 188** and requested conference, which motion was declared adopted by the Presiding Officer; President Pro Tempore Howard appointing as Senate conferees the following: Senators Green, Cate and Vann.

Senator Watson presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 71, 73, 201, 300 and **SJR 32** were each correctly enrolled and, after fourth reading, properly signed and ordered trans-

mitted to the Honorable House for the signature of the Speaker.

SR 39 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1136 by Davis (Don), et al, of the House and Crow, Boatner and Murphy of the Senate was read and considered.

Senators Randle, Johnston and Crow moved to amend **HB 1136,** Page 7, Line 13½, by inserting a new Section 10 as follows and renumbering subsequent sections:

"Section 10. The Oklahoma State Regents for Higher Education are authorized and directed to pursue the implementation of the State Plan for compliance with Title VI of the Civil Rights Act of 1964 of the United States Congress as prepared by the State Regents on direction of the Governor of Oklahoma and endorsed by administrators and all governing boards of institutions in The Oklahoma State System of Higher Education and as approved by federal officials on September 24, 1978, and to do everything possible to prevent Oklahoma's State System of higher education from being placed under a direct federal court order mandating compliance with the Civil Rights Act. The Oklahoma State Regents for Higher Education shall in pursuance of Article XIII-A of the Constitution of Oklahoma modify the educational functions of Langston University or other institutions as appropriate to conduct off-campus courses commonly referred to as extension education in order to further the objectives and commitments of the Revised State Plan and when allocating funds from the appropriation made in Section 1 of this Act allocate funds as necessary and to the degree possible to Langston University and other institutions in the State System to meet their needs in the administration of activities related to the State Plan. The State Regents should make every effort to enhance the ratio of white students to black students enrolled at Langston and provide resources for this institution in the best way possible until such time as the Legislature, should it ever, decides to move the institution or to close it. Provisions of House Joint Resolution No. 1053 of the 1978 Oklahoma Legislature are not applicable as regards the educational functions and programs of Langston University or any other existing institution in The Oklahoma State System of Higher Education; however, the Legislature reserves unto itself power to establish additional institutions, branches of institutions, or higher education centers which are considered to be permanent establishments in nature and for which an operating budget of funds is provided."

, which amendment was declared adopted.

Senator Stipe moved to amend **HB 1136,** by adding after the adopted Randle, et al, amendment a new Section 11 to read as follows, and by renumbering subsequent sections:

"Section 11. It is the intent of the Legislature that the Oklahoma State Regents for Higher Education establish and maintain at the University of Oklahoma in Norman a center dedicated to instruction, research, and public service related to the history and activities of the United States Congress. This center shall incorporate the congressional papers and other materials in the University of Oklahoma Congressional Archive, which shall be known as "The Carl Albert Congressional Research and Studies Center." The State Regents shall define the specific functions and programs of the Center in pursuance of Article XIII-A of the Constitution of Oklahoma, and shall annually allocate funds for its support from the fiscal appropriation made by the Legislature for The Oklahoma State System of

Higher Education. There is hereby appropriated to the Oklahoma State Regents for Higher Education, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1980, not otherwise appropriated, the sum of Two Hundred Thousand Dollars ($200,000.00) for the purpose of underwriting the costs of establishing the Center and maintaining it during the fiscal year ending June 30, 1980.''

, which amendment was declared adopted.

Senator Cate moved to amend **HB 1136,** by adding new Sections 12 and 13 to read as follows and by renumbering subsequent sections:

''Section 12. Chapter 43, O.S.L. 1973, Section 1 (70 O.S. Supp. 1978, Section 4001), is amended to read as follows:

Section 4001 (a) Subject to and in accordance with the terms hereof, the boards of regents for all state educational institutions for and in behalf of any university, college, school or institution under the jurisdiction of each of the said boards are hereby authorized from time to time to set aside such portion of their respective campuses or of the campuses under the jurisdiction of said boards, or any other land owned or leased by said boards, as may be necessary and suitable for the construction thereon of dormitories, student housing, cooperative group housing, parking facilities, adult education facilities, kitchens, dining halls, auditoriums, student union buildings, field houses, stadiums, public utility plants and systems for the supplying of water, gas, heat or power **[to the university, college or institution or related institutions]** and other self-liquidating projects and other revenue-producing buildings FOR THE UNIVERSITY, COLLEGE OR INSTITUTION OR RELATED INSTITUTION, WHICH MAY INCLUDE PUBLIC, NON-PROFIT OR PRIVATE ENTITIES, deemed necessary by said boards for the comfort, convenience and welfare of their students, and suitable for the purposes for which said institutions were established, including additions to existing buildings used for such purposes; to acquire through construction, purchase, condemnation or any combination thereof such dormitories, student housing, cooperative group housing, parking facilities, adult education facilities, kitchens, dining halls, auditoriums, student union buildings, field houses, stadiums, public utility plants and systems and other revenue-producing buildings and acquire or construct additions, improvements and extensions to existing buildings and structures used for such purposes and to equip, furnish, maintain and operate all such buildings and structures; and to acquire through purchase, condemnation or otherwise any land, rights-of-way, easements, licenses and permits needed for the present or future use of such buildings, structures, plants and systems; provided, that such boards of regents shall not construct or acquire, for their respective institutions, such utility plants or systems whose capacity is in excess of the present or reasonably contemplated future needs of such institutions or related institutions, except as provided in subsection (c) hereof.

(b) When in the opinion of the board of regents of any such institution any of the buildings, structures, plants and systems constructed, acquired, improved, extended, added to, furnished or equipped as above authorized are deemed necessary by the said board for the comfort, convenience and welfare of the student body as a whole, or for any specified class or part thereof, the board of regents shall have authority to charge and collect from all students in attendance at the university, college, school or institution, or related institutions or from any specified class or part thereof for which such facilities are so deemed necessary, fees and charges for the use or availability of such buildings and structures and for the

services or commodities to be made available by such plants, systems or facilities. The proceeds of all such fees and charges shall be considered as revenues within the meaning of Section 4004 of this title and the provisions of said section shall be applicable thereto. Where the commodities and services supplied by any such plant and system temporarily shall be found to be in excess of the requirements of the university, college, school or institution, or related institutions, the board of regents may sell the surplus to other public or nonprofit consumers, including incorporated municipalities, and in that connection may enter into such agreements as it may consider advisable. All revenues received from the sale of such surplus shall likewise be considered and treated as other revenues under Section 4004 of this title. Such board of regents may also enter into agreements for the purchase of water, electricity, gas, heat or power to be distributed through the medium of any such plant or systems, provided only that no agreement entered into under the provisions of this paragraph shall pledge the credit of the State of Oklahoma.

(c) Other state agencies or subdivisions of the state may enter into cooperative agreements with the regents of the universities or colleges on projects for the primary benefit of such university or college, and make use of facilities and services financed by bonds issued by the university or college, as authorized herein and under the terms and conditions of this section.

(d) It is the intent of the Legislature that no additional public trusts be created to finance the purchase of land or facilities or the construction of facilities at institutions of higher learning or their agencies and that no beneficial interest in a public trust be accepted on behalf of the State of Oklahoma or any agency thereof involving an institution of higher learning; and that no additional projects be authorized for existing public trusts now operating for the direct or indirect benefit of any institution of higher learning or its agencies, except that the heating-cooling plant at the Oklahoma Health Sciences Center may be repaired or expanded, if approved by the Oklahoma State Regents for Higher Education."

"Section 13. The Board of Regents which by the Constitution and/or by the laws of this State is charged with the control, management and government of one or more of the universities, colleges, schools or institutions of higher education shall have for each of the universities, colleges, schools and institutions under its jurisdiction, and related institutions, exclusive jurisdiction and control, including exclusive and final rate-making power which shall not be subject to review or approval by any other State office, agency or commission, over the utility plants and systems serving such universities, colleges, schools, institutions and related institutions, which may include public, non-profit or private entities."

, which amendment was declared adopted.

Senator Cate moved to amend **HB 1136,** Page 8, Line 4½, by adding a new section to read as follows, and by renumbering subsequent sections:

"Section 13 of this Act shall be codified in the Oklahoma Statutes as Section 4016 of Title 70, unless a duplication in numbering is thereby created."

, which amendment was declared adopted.

Upon motion of Senator Randle, **HB 1136,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1136,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1136 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, York and Young.—41.

Excused: Capps, Keating, Martin, Porter, Smith, Tinsley and Wolfe.—7.

The bill and emergency passed.

HB 1136 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 71, 73, 201** and **300;** and **SJR 32.**

The above numbered Enrolled Bills and Resolution were referred to the Governor.

PENDING CONSIDERATION OF HAs

HAs to **SB 231** were called up for consideration.

Upon motion of Senator Terrill, the Senate concurred in **HAs** to **SB 231.**

SB 231, 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: Cain, Capps, Cate, Clifton, Crow, Cummins, Green, Howard, Howell, Luton, McCune, Miller, Nickles, Pierce, Rozell, Taliaferro, Terrill, Watson, York and Young.—20.

Nay: Berrong, Birdsong, Boatner, Combs, Crutcher, Cullison, Dahl, Field, Giles, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, McDaniel, Murphy, Randle, Schuelein, Stipe and Vann.—22.

Excused: Keating, Martin, Porter, Smith, Tinsley and Wolfe.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Terrill moved that the vote be reconsidered whereby **SB 231** failed of passage.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 144;** and **SB 270,** as coauthored by Atkins.

The above numbered Bills were referred for enrollment.

DECLARATION OF VOTE

Senator Capps asked that the record show, had he been present at the time of third reading and final passage when the vote was taken on **HB 1136,** he would have voted "Aye" on the bill and emergency, which was the order.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 23, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 12:00 p.m. to meet Monday, April 23, 1979, at 1:30 p.m.

Sixty-fourth Legislative Day

Monday, April 23, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Dahl and Smith.—2.

Senator Luton declared a quorum present.

The prayer was offered by Reverend John Aldrich, Pastor, Bible Baptist Church, El Reno, the guest of Senator Tinsley.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Giles introduced Judy Unruh, R.N., Carnegie, as Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 20, 1979, of Enrolled **SB 184.**

PENDING SENATE ACTION — RESOLUTION

SR 41, introduced on Page 696, was called up for consideration.

President Pro Tempore Howard asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 41.**

SR 41, as coauthored, was read at length as follows, adopted upon motion of President Pro Tempore Howard, and ordered referred for enrollment.

SR 41 — By Howard, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution praising John Kirkpatrick; and directing distribution.

WHEREAS, the honorable pursuit of cultural development through art has ex-

pressed the true spirit of man throughout the ages; and

WHEREAS, the greatness of Oklahoma culture is based on the hearty efforts of public-spirited citizens who serve the arts; and

WHEREAS, John Kirkpatrick has achieved legendary success in the oil industry, then, and in the true spirit of benefactor, shared this success with the people of Oklahoma by providing monumental support of the arts and culture; and

WHEREAS, John Kirkpatrick has been a powerful friend of the Lyric Theater and made possible the construction of the Kirkpatrick Auditorium on the Oklahoma City University campus; and

WHEREAS, John Kirkpatrick early in the development of the Oklahoma City Zoo helped to buy two gorillas, an activity that lead him into the affairs of the zoo and later the organization of the Oklahoma Zoological Society Trust; and

WHEREAS, John Kirkpatrick has built at the Oklahoma City Fairgrounds the Oklahoma Science and Arts Foundation Building and the Kirkpatrick Planetarium;

WHEREAS, the fast growing Oklahoma Science and Arts Foundation now has a new home in the Kirkpatrick Center which also houses "Omniplex", the state's new science museum; and

WHEREAS, John Kirkpatrick has contributed to the Cowboy Hall of Fame as well as providing opportunity for individual artists to pursue careers in Oklahoma; and

WHEREAS, it is fitting and proper that the Oklahoma Senate honor this outstanding citizen of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the life and outstanding cultural accomplishments of John Kirkpatrick and encourages all citizens to follow the generous example of this dedicated philanthropist.

SECTION 2. Copies of this Resolution shall be dispatched to Mr. John Kirkpatrick, Oklahoma City University, the Oklahoma Zoological Society, the Oklahoma Science and Arts Foundation, and the Cowboy Hall of Fame and Western Heritage Center.

SPECIAL INTRODUCTIONS

President Pro Tempore Howard introduced Mr. John Kirkpatrick and asked unanimous consent that he be granted privileges of the floor to receive **SR 41,** which was the order.

President Pro Tempore Howard also introduced the following members of the Soviet Woman Delegation, whose cultural exchange exhibit is presently on display at the Omniplex; Nataliya Yeliseyeva, Deputy Mayor of Leningrad; Vera Vasilyena Sidorva, First Secretary of Regional Committee of Kazakhstar, SSR; and Nelya Ramazonova, Editor, Soviet Woman magazine. Ms. Yeliseyeva addressed the members of the Senate through her interpreter, Dr. Zoya Zarubina.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 25.**

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 211** and **288,** each as amended and coauthored; and **SB 319,** as amended.

HOUSE AMENDMENTS

HAs to **SB 211** were read as follows and consideration deferred.

Authors: Add the following coauthor: Trent of the House.

Amendment No. 1. Amend Page 2, Line 14, after the words and figures "One Hundred Dollars ($100.00)" insert a period "." and striking the remaining language on Lines 14, 15 and 16 beginning with the word "or" and ending with the word "imprisonment."

HOUSE AMENDMENTS

HAs to **SB 288** were read as follows and consideration deferred.

Author: Add the following coauthor: Riggs of the House.

Amendment No. 1. Amend Page 1, by striking Lines 8 through 10, and restoring the Title to read as follows:

"An Act relating to state government; amending 74 O.S. 1971, Section 456, as last amended by Section 1, Chapter 97, O.S.L. 1977 (74 O.S. Supp. 1978, Section 456); providing for the Executive Committee of the State Legislature; providing for composition, meetings, duties and powers; expanding administration of the State Legislative Council by providing for an Administration Committee thereof; providing for membership, duties and powers; providing for reimbursement for travel expenses; repealing 74 O.S. 1971, Section 462; and declaring an emergency."

Amendment No. 2. Amend Page 1, Line 15, by striking the Enacting Clause.

HOUSE AMENDMENTS

HAs to **SB 319** 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 319** 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 1136 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 129, 144, 270 and **305** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 41 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING SENATE ACTION — RESOLUTION

SR 40, introduced on Page 696, was called up for consideration.

Senator Young asked unanimous consent that all other members of the Senate be named coauthors of **SR 40,** which was the order.

SR 40, as coauthored, was read at length as follows, adopted upon motion of Senator Young, and ordered referred for enrollment.

SR 40 — By Young, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.

A Resolution mourning the death of Timothy James Rivers; and directing distribution.

WHEREAS, it is written that there is a time to be born, and a time to die; a time to laugh and a time to weep; and

WHEREAS, for Timothy James Rivers, the time to be born was 19 years ago, and the time to die was last December; and for Tim's parents, Reverend and Mrs. Archie Rivers, the time to laugh was while Tim lived, and now has come the time to weep; and

WHEREAS, while Tim lived, it was time to live and time to love, and time to make music, and time to dream great dreams; and now the life is passed, loves are unfulfilled, silence reigns, and the dreamer sleeps the sleep of death; and

WHEREAS, this time of grief and sorrow and hurt shall pass; and Tim's family will consider themselves blessed to have shared Tim's times of joy and sorrow, health and sickness, and triumph and despair; and

WHEREAS, the members of this Senate take this time to express their grief and sense of loss, for Tim was to be a Record Messenger for this session, and had hopes of one day becoming a Member of this body.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby expresses its deep sorrow at the death of Timothy James Rivers, and extends its most sincere condolences to the Reverend and Mrs. Rivers. The Senate urges every parent to realize how precious are their children, and how powerful a blow their loss would be. The Senate resolves to remember Tim Rivers, and when affairs of state begin to loom out of proportion, use that remembrance to recall how insignificant are the works of man before the handiworks of the Lord. The Senate challenges Reverend and Mrs. Rivers to demonstrate the sustaining power of their faith in this ordeal, and to go forth and comfort others who are similarly afflicted.

SECTION 2. Copies of this Resolution shall be dispatched to Reverend and Mrs. Archie Rivers, and the South Heights Baptist Church of Sapulpa, Oklahoma.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed Senate Bills, and naming House Conferees as follows:

SB 188: Sanders, Twidwell and Lawter.
SB 280: Holt, Abbott and Elder.
SB 299: Thompson (Mick), Harbin and Caldwell.

MOTION TO RECONSIDER VOTE

Senator Lane, on behalf of Senator Stipe, asked unanimous consent that the Stipe motion to reconsider the vote whereby **SB 23** passed be extended one legislative day, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 146,** as coauthored by Monks.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 129, 144, 270** and **305.**

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1377,** requesting Conference and naming Conferees as follows: Representatives Deatherage, Davis (Guy) and Draper.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1420,** as amended.

Advising rejection of **SAs** to Engrossed **HB 1230,** requesting Conference and referring same to GCCA, when appointed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 315.**

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 1439.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1439** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1439,** and Engrossed Senate Amendments thereto, by Trent, Abbott, Cunningham, Reimer, Milacek, Kerr, Cole, Duckett, Hill and Wilson of the House and Boatner of the Senate, entitled:

An Act relating to schools; amending 70 O S. 1971, Section 5-117, as amended by Section 1, Chapter 166, O.S.L. 1972 (70 O.S. Supp. 1978, Section 5-117); and modifying powers and duties of boards of education of school districts to include power to convey certain title to certain nonprofit corporation at private sale.

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 following Conference Committee Amendments be adopted:

Amendment No. 1. Page 2, Section 1, lines 7 through 13, change the new language to read as follows: "to sell or convey or lease real property and buildings no longer needed by the district at a public sale to a nonprofit charitable or public educational corporation to be used for public purposes, provided any such conveyance shall contain a reversionary clause which returns any real property to the board of education upon the cessation of the use

without profit by such nonprofit charitable or public educational corporation or its assigns;''.

Amendment No. 2. Page 1, Lines 11½ and 12, amending title to conform to amendments by deleting all language, on lines 11½ and 12, and inserting in lieu thereof, the following: ''SELL, CONVEY OR LEASE CERTAIN REAL PROPERTY TO CERTAIN NONPROFIT OR EDUCATIONAL ENTITIES AT PUBLIC SALE.'', which amends the title to read as follows:

''An Act relating to schools; Amending 70 O.S. 1971, Section 5-117, as amended by Section 1, Chapter 166, O.S.L. 1972 (70 O.S. Supp. 1978, Section 5-117); and modifying powers and duties of boards of education of school districts to include power to sell, convey or lease certain real property to certain nonprofit or educational entities at public sale.''

Respectfully submitted,

FOR THE HOUSE: Trent, Abbott and Cunningham.

FOR THE SENATE: Boatner and Rozell.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 209,** and naming House Conferees as follows: Representatives Deatherage, Davis (Guy) and Draper.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, April 24, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:00 p.m. to meet Tuesday, April 24, 1979, at 1:30 p.m.

Sixty-fifth Legislative Day

Tuesday, April 24, 1979

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, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Keller, Porter and Smith.—4.

Senator Luton declared a quorum present.

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

Our Heavenly Father, we thank You again for the fact that You have given us a beautiful day. We are thankful for the health, the sanity of mind, that You have allowed us to obtain.

Lord we physically do not know the decisions that these men will be making today. We physically do not know the time and the effort and the concern, and perhaps even the midnight oil that they have burned, to make a right decision.

O Lord, we do know that those who have accepted Jesus Christ as their personal Savior, that they can ask him for leadership and he will show them what is right. We pray to that end, in Jesus' name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Luton introduced former Senator Bryce Baggett and welcomed him to the Senate.

Senator Howell introduced his physician and campaign manager, William G. Bernhardt, M.D., Midwest City, as the Doctor of the Day.

Senator Keller introduced Wilma Ray, R.N., Oklahoma City, as the Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 23, 1979, of Enrolled **SB 134** and approval on April 24, 1979, of Enrolled **SBs 3, 6, 55, 58, 78, 169, 170, 186** and **252.**

FIRST READING

The following were introduced and read the first time.

SJR 37 — By Stipe of the Senate and Harbin of the House.

A Joint Resolution making an appropriation to the Department of Tourism and Recreation for repair or replacement of certain equipment at Arrowhead Lodge; making appropriation nonfiscal; and declaring an emergency.

GENERAL ORDER

HB 1460 by Mentzer, et al, of the House and Rozell and Johnson of the Senate was read and considered.

Senator Crow moved that **HB 1460** be recommitted to the Committee on Environmental and Natural Resources.

Senator Rozell moved to table the Crow motion to recommit, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Howard, Johnson, Lane, Luton, Miller, Randle, Rozell, Vann, York and Young.—17.

Nay: Berrong, Cain, Capps, Cate, Crow, Field, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, Murphy, Nickles, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson and Wolfe.—25.

Excused: Birdsong, Giles, Keller, Pierce, Porter and Smith.—6.

Senator Crow pressed his motion to recommit, which motion was declared adopted by the Presiding Officer.

PENDING SENATE ACTION — RESOLUTION

SR 34, introduced on Page 634, was called up for consideration.

Senator Crow asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 34.**

SR 34, as coauthored, was read at length as follows, adopted upon motion of Senator Crow, and ordered referred for enrollment.

SR 34 —By Crow, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution commending Mrs. Frances Herron, 1978 Oklahoma Teacher of the Year, for her many abilities and achievements; congratulating her for her numerous honors; expressing gratitude to her for her many years of dedicated service in the classroom; and directing distribution.

WHEREAS, Mrs. Frances Herron was elected Jackson County Teacher of the year, 1978 Oklahoma Teacher of the Year, and was nominated for the honor of National Teacher of the Year; and

WHEREAS, she is a teacher of many abilities, outstanding talent, unlimited achievements, and is a credit to the teaching profession; and

WHEREAS, her students have, by winning many local, district, state, regional and national competitions, brought honor to Oklahoma and to themselves; and

WHEREAS, she has given of her talents to state, community and church affairs; and

WHEREAS, she is a compassionate person who has always strived to influence children to reach the highest goals attainable, thereby producing outstanding citizens for our state and nation.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. This body goes on record as commending Mrs. Frances Herron for her service to education, to her state and to her community, and for having lived a life of inspiration to her friends, colleagues and students; and congratulating her for her selection as Oklahoma Teacher of the Year.

SECTION 2. A duly authenticated copy of this Resolution, after consideration by this body, shall be dispatched to Mrs. Frances Herron.

SPECIAL INTRODUCTIONS

Senator Crow introduced Mrs. Frances Herron to the members of the Senate and asked unanimous consent, which was granted, that she be granted privileges of the floor to receive **SR 34** and to address the Senate. Mrs. Herron expressed her gratitude for having been commended for her many accomplishments and honors. Senator Crow also presented Mrs. Herron with a plaque noting her award as Oklahoma Teacher of the Year for 1978.

Senator Terrill, on behalf of Senator Porter, asked unanimous consent, which was granted, to grant privileges of the floor to Mrs. E. B. Young, Oklahoma City, and further requested that Senator Cain be allowed to recognize Mrs. Young. Senator Cain presented a Citation from Senator Porter to Mrs. Young, recognizing her as the "Pioneer Woman" of the day, during this Pioneer Woman's Week at the State Capitol. Mrs. Young, a pioneer in human rights, instrumental in formation of YWCA in Oklahoma, 1957 Outstanding Oklahoma Baptist Woman, and a long-time worker with Federated women's Club, thanked the Senate for the recognition given her.

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

GENERAL ORDER

HB 1496 by Johnson (Don) of the House and Dahl of the Senate was read and considered.

Senator Dahl moved to amend **HB 1496,** Page 2, Line 7, by striking after the word "concerning" and before the first word "property" on Line 8, the language: "the quality of life and", which amendment was declared adopted.

Upon motion of Senator Dahl, **HB 1496,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **HB 1496,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1496 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe,

Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Keller and Pierce.—2.

Excused: Berrong, Birdsong, Giles, Porter and Smith.—5.

The bill passed.

HB 1496 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 146 and **315** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 25 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 34 and **40** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1420.**

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

PENDING CONSIDERATION OF HAs

HAs to **SB 33** were called up for consideration.

Upon motion of Senator Terrill, the Senate concurred in **HAs** to **SB 33.**

SB 33, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Nay: Wolfe.—1.

Excused: Berrong, Birdsong, Porter and Smith.—4.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **SB 231** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Giles and Schuelein.—2.

Excused: Berrong, Birdsong, Porter and Smith.—4.

FINAL PASSAGE

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

Aye: Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Nay: Berrong, Giles, Johnson, Johnston and Schuelein.—5.

Excused: Birdsong, Boatner, McDaniel, Porter and Smith.—5.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Cate presiding.

PENDING CONSIDERATION OF HAs

HAs to **SB 92** were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs** to **SB 92.**

SB 92, 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, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—39.

Nay: Keating, Keller, McCune, Pierce, Watson and Wolfe.—6.

Excused: Birdsong, Porter and Smith.—3.

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 102** were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs** to **SB 102.**

SB 102, 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, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Nay: Keating, McCune and Wolfe.—3.

Excused: Birdsong, Porter and Smith.—3.

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 103** were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs** to **SB 103.**

SB 103, 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, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Nay: Nickles and Wolfe.—2.

Excused: Birdsong, Porter and Smith.—3.

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 105** were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs** to **SB 105.**

SB 105, 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, Boatner, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Nay: Combs, Nickles, Pierce and Wolfe.—4.

Excused: Birdsong, Porter and Smith.—3.

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 **SB 31,** as coauthored by Manar.

The above numbered Bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 110** were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs** to **SB 110.**

SB 110, 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, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton,

McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Nay: Wolfe.—1.

Excused: Birdsong, Howard, Johnston, Porter, Smith and Terrill.—6.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator Crow asked unanimous consent to suspend Senate Rule 19(b) to allow immediate consideration to move to reconsider the vote whereby **SB 110** and the emergency section passed, which was the order.

Senator Crow moved that the vote be reconsidered whereby **SB 110** and the emergency section passed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Birdsong, Pierce, Porter, Smith and York.—5.

PENDING SENATE ACTION ON HAs

Senator Crow moved that the vote be reconsidered whereby the Senate concurred in **HAs** to **SB 110,** which motion was declared adopted by the Presiding Officer.

Senator Crow moved that the Senate refuse to concur in **HAs** to **SB 110,** and request a conference, which motion was declared adopted, President Pro Tempore Howard appointing as Senate conferees the following: Senators Boatner, Crow and York.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 146** and **315.**

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled **SCR 25.**

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

PENDING SENATE ACTION ON HAs

Senator Randle moved that the Senate refuse to concur in **HAs** to **SB 288,** and request a conference, which motion was declared adopted, President Pro Tempore Howard naming as Senate Conferees the following: Senators Randle, Schuelein and Johnson.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1159,** as amended.

Advising rejection of **SAs** to Engrossed **HBs 1129, 1130, 1132, 1133, 1135, 1136, 1156** and **1162** referring same to GCCA, when appointed.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCES

Upon motion of Senator Lane, the request of the Honorable House for confer-

ences on **HBs 1129, 1130, 1132, 1133, 1135, 1136, 1156, 1162** and **1230** was ordered granted, said bills to be referred to GCCA, when appointed.

Upon motion of Senator Lane, the request of the Honorable House for conference on **HB 1377** was ordered granted, President Pro Tempore Howard appointing as Senate conferees the following: Senators Cate, Crow and Luton.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 93, 101, 112, 120, 138, 207** and **225,** each as amended; and **SJR 10,** as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 93** were read as follows and consideration deferred.

Amendment No. 1. Amend by striking the Title, Enacting Clause and the Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, **HAs** to **SB 93** 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 101** 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 101** 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 112** 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 112** 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 120** 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 120** 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 138** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 34, by deleting the words "wardens and superintendents,".

Amendment No. 2. Amend Page 3, Line 18, by inserting after "c." and before the word "graduation" the following: "possession of a high school diploma from an accredited high school or GED equivalent testing program and".

Amendment No. 3. Amend Page 3, Line 19, by adding after the word "Training" and before the comma "(,)" the following: "or enroll in said course upon employment and complete the same during the first six months of employment".

Amendment No. 4. Amend Page 3, Lines 20 through 22, by deleting all language beginning with "d. be a citizen" and ending with the word "appointment," and substituting in lieu thereof the following: "d. be a resident of the State of Oklahoma during employment,".

Amendment No. 5. Amend Page 6, Lines 6 and 7, by deleting the words ", except wardens and superintendents,".

Amendment No. 6. Amend Page 6, Line 8, by striking all language after the word "law." through the word "employees." on Line 10.

Amendment No. 7. Amend Page 6, Line 11, by striking after the word "appoint" and before the word "the" the following: "and fix the salary of".

Amendment No. 8. Amend Page 6, Lines 12 through 17, by striking all language after the word "Corrections." on Line 12 and before the word "The" on Line 17 and inserting on Line 17, before the word "The" the following: "The salary of the Director shall be set by the Legislature in the annual appropriations bill."

HOUSE AMENDMENTS

HAs to **SB 207** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 16 and 17, by inserting after the word "or" on Line 16 and before the word "defendant" on Line 17 the word "a".

Amendment No. 2. Amend Page 1, Line 17, by inserting after the word "defendant" and before the "," the following language: "who has been legally served with summons or entered an appearance in the case".

Amendment No. 3. Amend Page 1, Line 21, by deleting after the word "the" and before the word "is" the word "subpoena" and substituting in lieu thereof the word "notice".

Amendment No. 4. Amend Page 1, Line 23, by adding after the "." a new sentence to read as follows: "No subpoena need be served on such party."

HOUSE AMENDMENTS

HAs to **SB 225** 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 225** 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 **SJR 10** were read as follows and consideration deferred.

Authors: Add the following coauthors: Cole and Hastings of the House.

Amendment No. 1. Amend Page 1, Line 18, by deleting the words "order by Judge Bohanon".

Amendment No. 2. Amend Page 1, Line 26, by deleting the words, "Bohanon order" and inserting in lieu thereof the words "Federal Court".

Amendment No. 3. Amend Page 2, Lines 1 through 3, by deleting all language after the word "judge." on line 1 and before the word "For" on line 3 and inserting in lieu thereof the following: "The sentencing court may require a person incarcerated pursuant to this resolution to pay the county, for food and maintenance for each day of incarceration, an amount equal to the maximum amount prescribed by law to be paid by the county to the sheriff for such expenses. The Department of Corrections shall reimburse the county for the actual costs paid for any emergency medical care for physical injury or illness of a person incarcerated hereunder if the injury or illness is directly related to the incarceration and the county is required by law to provide such care for inmates in the jail."

Senator Watson presiding.

GENERAL ORDER

SJR 36 by Johnston, Howard and Randle was read and considered.

Senator Johnston, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Morgan be named House author of **SJR 36.**

Senator Boatner presiding.

Senator Cate moved to amend **SJR 36,** Page 3, Line 7, by adding after the word "Legislature" the following language: "until such time as the Legislature determines the future plans, if any, for such institution".

Senator Watson presiding.

Senator Johnston moved to table the Cate motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Combs, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, McDaniel, Randle, Rozell, Stipe, Vann and Wolfe.—17.

Nay: Berrong, Boatner, Capps, Cate, Clifton, Crow, Crutcher, Field, Giles, Howell, Keller, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Schuelein, Taliaferro, Terrill, Tinsley and Watson.—26.

Excused: Birdsong, Porter, Smith, York and Young.—5.

Senator Terrill presiding.

Senator Cate pressed his motion to amend, which amendment was declared adopted.

Upon motion of Senator Johnston, **SJR 36,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnston, **SJR 36,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

Senator Watson presiding.

THIRD READING

SJR 36 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, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lane, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—33.

Nay: Crutcher, Field, Giles, Keller, Lamb, Landis, McCune, Murphy, Nickles, Pierce and Taliaferro.—11.

Excused: Birdsong, Porter, Smith and York.—4.

The resolution passed.

SJR 36 was referred for engrossment.

GENERAL ORDER

HB 1307 by Harper of the House and Crow of the Senate was read and considered.

Senator Birdsong moved to amend **HB 1307,** Page 1, by crippling the title, on which amendment no action was taken.

Senator Crow moved to amend **HB 1307,** Page 5, Line 10, by inserting after the word "state" and before the period the following language: "or in a contract trust or program maintained by a nonprofit organization classified as tax exempt by the Internal Revenue Service of the United States government", which amendment was declared adopted.

Senator Crow moved to amend **HB 1307,** Page 6, Line 2, by inserting after the word "programs" and before the period the following language: "of state government", which amendment was declared adopted.

Senator Crow asked unanimous consent, which was granted, that further consideration of **HB 1307** be deferred for this legislative day.

GENERAL ORDER

HB 1134 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Senator Crow moved to amend **HB 1134,** Page 4, Line 18½, by adding a new Section 5 to read as follows:

"Section 5. Notwithstanding any other provision of law, agricultural employees who are not engaged in operation of motorized machines shall be exempt from coverage of workers' compensation." , and by renumbering subsequent section.

POINT OF ORDER

Senator Keating raised a point of order and requested a ruling of the Chair, citing the provisions of Senate Rule 7(n), as to the germaneness of the Crow amendment to the subject matter contained in **HB 1134.** The Chair ruled that the Crow amendment to **HB 1134** was germane and the Keating point of order was declared not well taken.

Senator Crow pressed his motion to amend, which amendment was declared adopted by the Presiding Officer.

Upon motion of Senator Crow, **HB 1134,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1134,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1134 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—34.

Nay: Combs, Green, Keating, McCune, Miller, Nickles, Pierce and Wolfe.—8.

Excused: Birdsong, Cate, Giles, Porter, Smith and York.—6.

The bill and emergency passed.

HB 1134 was referred for engrossment.

GENERAL ORDER

HB 1138 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1138** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1138** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1138 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—42.

Nay: Wolfe.—1.

Excused: Birdsong, Giles, Porter, Smith and York.—5.

The bill and emergency passed.

HB 1138 was referred for engrossment.

GENERAL ORDER

HB 1139 by Davis (Don), et al, of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1139** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1139** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1139 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—42.

Nay: Keating.—1.

Excused: Birdsong, Giles, Porter, Smith and York.—5.

The bill and emergency passed.

HB 1139 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 297** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill 297 by Wolfe, Howell, Green and Landis of the Senate and Steward of the House, entitled:

An Act relating to insurance; amending 36 O.S. 1971, Section 1, Chapter 28, O.S.L. 1976 (36 O.S. Supp. 1978, Section 3636); modifying provisions for uninsured motor vehicles *** emergency.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Amendment No. 1.

Respectfully submitted,

FOR THE SENATE: Wolfe, Berrong and Howell.

FOR THE HOUSE: Steward, Fried and Smith.

Senator Lamb presiding.

GENERAL ORDER

HB 1140 by Davis (Don), et al, of the House and Crow, Boatner, Kilpatrick, Lamb, Murphy and Johnson of the Senate was read and considered.

Senators Combs and Crutcher asked to be named coauthors of **HB 1140,** which was the order.

Senators Stipe, Johnson and Luton moved to amend **HB 1140,** Page 20, Line 12½, by inserting a new Section 17 to read as follows:

"Section 17. One Hundred Twenty Thousand Dollars is hereby appropriated for reconstruction of Stigler, Muldrow and Boynton Schools, with each school receiving $40,000.00."

, and by renumbering subsequent sections.

Senator Capps moved to amend the Stipe, et al, amendment to **HB 1140,** by adding $40,000.00 for the Hammon Schools, which amendment to the amendment was declared adopted.

Senator Young moved to amend the Stipe, et al, amendment to **HB 1140,** by adding $40,000.00 for Sapulpa Schools, which amendment to the amendment was declared adopted.

Senator Martin moved to amend the Stipe, et al, amendment to **HB 1140,** by adding $40,000.00 for the Ardmore Schools, which amendment to the amendment was declared adopted.

Senator Stipe pressed his motion to amend, which amendment, as amended, was declared adopted by the Presiding Officer, the roll call thereon being as follows:

Aye: Cain, Capps, Cate, Clifton, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Lamb, Landis, Lane, Luton, McDaniel, Miller, Murphy, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann and Young.—26.

Nay: Berrong, Combs, Crow, Crutcher, Field, Howard, Keating, Keller, Kilpatrick, McCune, Martin, Nickles, Watson, Wolfe and York.—15.

Excused: Birdsong, Boatner, Giles, Pierce, Porter, Randle and Smith.—7.

Upon motion of Senator Crow, **HB 1140,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1140,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1140 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Nay: Wolfe.—1.

Excused: Birdsong, Giles, Pierce, Porter and Smith.—5.

The bill and emergency passed.

HB 1140 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 231 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 passage of and returning Engrossed **SB 136,** as coauthored by Harbin, Wilson and Atkins.

The above numbered Bill was referred for enrollment.

Senator Watson presiding.

GENERAL ORDER

HB 1141 by Davis (Don), et al, of the House and Crow, Boatner and Landis of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1141** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1141** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1141 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Birdsong, Cate, Giles, Porter and Smith.—5.

The bill and emergency passed.

HB 1141 was referred for engrossment.

GENERAL ORDER

HB 1168 by Draper of the House and Howard of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1168** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1168** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1168 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Boatner.—1.

Excused: Birdsong, Giles, Porter and Smith.—4.

The bill and emergency passed.

HB 1168 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 34.**

The above numbered Bill was referred for enrollment.

GENERAL ORDER

HB 1070 by Duke, et al, of the House and Kilpatrick, Combs, Berrong, Cullison, Cain and York of the Senate was read and considered.

Senators Taliaferro, Johnson, Schuelein, Terrill, Dahl and Nickles asked to be made coauthors of **HB 1070,** which was the order.

Upon motion of Senator Kilpatrick, **HB 1070,** as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1070,** as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1070 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Giles, Porter and Smith.—4.

The bill passed.

HB 1070 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 205,** as coauthored by Milacek, Cole, Thompson (Don), Holt and Deatherage of the House.

The above numbered Bill was referred for enrollment.

CONFERENCE COMMITTEE APPOINTMENT

President Pro Tempore Howard announced the appointment of two additional Senate conferees on **SB 25** as Senators Stipe and Luton.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 231.**

The above numbered Enrolled Bill was referred to the Governor.

GENERAL ORDER

HB 1385 by Stephenson and Wilson of the House and Murphy of the Senate was read and considered.

Senator Wolfe moved to amend **HB 1385,** Page 4, Line 2½, by adding a new Section 5 to read as follows:

"Section 5. Provided, that, after a defendant has been transferred to another jurisdiction pursuant to the provisions of this act, if any sentence remains to be served in the State of Oklahoma, such defendant shall be returned to the State of Oklahoma to complete his sentence."

, and by renumbering and on Page 4, Line 3, by changing "4" to read "5" and on Page 4, Line 4, by changing "61.4" to read "61.5", which amendment was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Cain, Capps, Cate, Clifton, Cullison, Cummins, Green, Howard, Johnston, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Taliaferro, Watson, Wolfe and York.—26.

Nay: Boatner, Combs, Crow, Crutcher, Dahl, Howell, Johnson, Keating, Landis, McDaniel, Miller, Schuelein, Stipe, Terrill, Tinsley, Vann and Young.—17.

Excused: Birdsong, Field, Giles, Porter and Smith.—5.

Upon motion of Senator Murphy, **HB 1385,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1385,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1385 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Birdsong, Field, Giles, Porter and Smith.—5.

The bill and emergency passed.

HB 1385 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 Cate that the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session with Senator Watson presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Dahl, advised and consented to the confirmation of PAUL JOHNSON, Tulsa, as a member of the Will Rogers Memorial Commission, to serve a 4-year term ending March 1, 1983. Mr. Johnson succeeds Dr. Irving Fisher.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of DAVID R. MILSTEN, Tulsa, as a member of the Will Rogers Memorial Commission, to serve a 1-year term ending March 1, 1980. Mr. Milsten succeeds himself.

The Senate, in executive session, and upon motion of Senator Randle, advised and consented to the confirmation of POCAHONTAS GREADINGTON, Tulsa, as a member of the Oklahoma Education Council, with a term ending January 1, 1983. Ms. Greadington succeeds Mrs. Earl J. Cherry.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of ROY G. CARTWRIGHT, Tulsa, as Vice Chairman of the Will Rogers Memorial Commission, to serve a 5-year term ending March 1, 1984. Mr. Cartwright succeeds himself.

The Senate, in executive session, and upon motion of Senator Rozell, advised and consented to the confirmation of JUANITA KIDD, Wagoner, as a member of the Educational Television Authority to serve a 7-year term ending June 30, 1985. Ms. Kidd succeeds herself.

Senator Cate moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, April 25, 1979, at 1:30 p.m., which motion prevailed.

BILL RELEASED

House amendments were properly signed and **SB 23** was referred for enrollment.

Upon motion of Senator Cate, the Senate adjourned at 5:30 p.m. to meet Wednesday, April 25, 1979, at 1:30 p.m.

Sixty-sixth Legislative Day

Wednesday, April 25, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Keller and Smith.—2.

Senator Luton declared a quorum present.

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

Our Heavenly Father, we approach Thy throne again today, recognizing that there are people here right now that take no stock in prayer at all. There are probably people here that are just a heartbeat from an eternal separation from Thee. And Father, we pray for them in a special way.

We pray for these men here, on this floor, making their decisions. We pray that you would give them wisdom, if not necessarily in their spiritual life, but in the decisions they have to make that affect so many people.

Lord, we thank You for the privilege of prayer, in Jesus' name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Miller introduced his wife, Jane.

Senator Johnson introduced his wife, Martha.

Senator Martin introduced the Doctor of the Day, Roger Reid, M.D., Ardmore.

Senator McCune introduced Ruth Young, R.N., Oklahoma City, and Senator Tinsley introduced Jana Lauderdale, R.N., Yukon, as Nurses of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 25, 1979, of Enrolled **SBs 71, 73, 129, 144, 146, 201, 231, 270, 300, 305** and **315;** and **SJR 32.**

SECOND READING

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

SJR 37 — Appropriations and Budget.

SPECIAL INTRODUCTIONS

Senator Giles asked unanimous consent, which was granted, to extend privileges of the floor to two young ladies. Senator Giles introduced Miss Lori Coleman, Fletcher, daughter of Mr. and Mrs. Larry Coleman, and presented a Citation to Lori, congratulating her on having been chosen as "Little Miss Peanut", with a duty of helping promote Oklahoma's peanut industry. Lori spoke briefly to the members of the Senate.

Senator Giles also introduced Miss Nancy Davis, Rush Springs, who is the 1978-1979 Watermelon Queen. Miss Davis is the daughter of Mr. and Mrs. C. K. Davis. She spoke to the Senate and issued an invitation to attend the Watermelon Festival on August 11, 1979.

GENERAL ORDER

HB 1438 by Rieger and Wilson of the House and Lamb of the Senate was read and considered.

Senator Lamb asked unanimous consent, which was granted, that further consideration of **HB 1438** be deferred temporarily.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1159.**

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 176,** as amended; and **SBs 180** (emergency stricken) and **193,** each as coauthored and amended.

HOUSE AMENDMENTS

HAs to **SB 176** 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 176** 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 180** were read as follows and consideration deferred.

Authors: Add the following coauthors: Holaday, Fair, Atkins and Harbin 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 180** 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 193** were read as follows and consideration deferred.

Authors: Add the following coauthor: Abbott of the House.

Amendment No. 1. Amend Page 2, Line 18, by restoring the word "tenured".

Amendment No. 2. Amend Page 2, Lines 25 and 26, by deleting the following: "whose contract is being nonrenewed".

Amendment No. 3. Amend Page 2, Line 26, by inserting after the word "state" and before the word "the" the following: "the cause for nonrenewal and".

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 36 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1070, 1134, 1138, 1139, 1140, 1141, 1168, 1385 and **1496** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 23, 31, 33, 34, 92, 102, 103, 105, 136 and **205** 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 1353 by Abbott, et al, of the House and Boatner of the Senate was read and considered.

Senator Giles moved to amend **HB 1353,** Page 20, Line 2, by striking after the period on Line 2 and before the period on Line 10 all language and substituting in lieu thereof the following:

"Such resolution may be reversed with a majority of the Board of Control of the County Hospital voting to withdraw from the Oklahoma Public Retirement System and establishing an alternative retirement system for its employees. Provided, however, any county having a population of less than four hundred thousand (400,000), according to the latest Federal Decennial Census, shall become a participating employer on January 1, 1974."

, which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Capps, Clifton, Cullison, Dahl, Field, Giles, Green, Keating, Lamb, McDaniel, Martin, Nickles, Pierce, Randle, Stipe, Taliaferro, Vann, Wolfe and York.—20.

Nay: Birdsong, Boatner, Cain, Combs, Crow, Crutcher, Cummins, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McCune, Miller, Murphy, Rozell, Schuelein, Terrill, Tinsley, Watson and Young.—24.

Excused: Cate, Keller, Porter and Smith.—4.

Upon motion of Senator Boatner, **HB 1353** was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **HB 1353** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1353 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Keller, Porter and Smith.—3.

The bill and emergency passed.

HB 1353 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1026.**

HCR 1026 — By Reimer, et al, of the House and Capps of the Senate.

A Concurrent Resolution relating to the naming of the bridge over the South Canadian River, located on Highway 283 on the county line between Roger Mills and Ellis Counties, as "The Mark 'Buzz' Bradshaw-Packsaddle Bridge"; requesting the Department of Transportation to cause suitable permanent markers to be placed on said bridge; and directing distribution

PENDING SENATE ACTION — RESOLUTION

HCR 1026 was called up for immediate consideration.

Senators Dahl, Lane and Stipe asked to be named second, third and fourth coauthors of **HCR 1026,** which was the order.

Senator Capps asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **HCR 1026.**

HCR 1026, as coauthored, was properly signed and ordered returned to the Honorable House.

SPECIAL INTRODUCTION

Senator Capps introduced Mrs. Mark (Buzz) Bradshaw to the members and asked unanimous consent that she be granted privileges of the floor to receive **HCR 1026,** commending her late husband, Representative Mark (Buzz) Bradshaw. Senator Dahl escorted Mrs. Bradshaw into the Chamber where she was presented the Resolution and Senators Capps, Dahl and Stipe addressed the Senate with appropriate remarks on their long-standing friendships with the late Representative Bradshaw.

Senator Watson presiding.

GENERAL ORDER

HB 1438, considered previously and deferred, was considered further.

Senator Howard moved to amend **HB 1438,** Page 3, Line 2, by inserting a new Section 2 to read as follows:

"Section 2. 2 O.S. 1971, Section 157.3 is amended to read as follows:

Section 157.3. The Board of County Commissioners of any county qualifying hereunder, may lease the grounds, buildings, equipment and facilities owned and acquired by said county for the purpose of conducting annual agricultural and industrial fairs and expositions to a Public Trust Authority which has been created pursuant to the laws of the State of Oklahoma as they relate to Public Trust, or a non-profit corporation for the purposes of managing the grounds, buildings, equipment and facilities and/or conducting annual agricultural and industrial fairs and expositions. Such Public Trust Authority shall have all rights, powers, authority, duties and responsibilities which are now or hereafter provided by general law for Public Trusts in Oklahoma (60 O.S. 1961, Sections 176 through 180.3, as amended, and the Oklahoma Trust Act, 60 O.S. 1961, Sections 175.1 through 175.53, as amended) which are not inconsistent with the provisions of this act. The Trust Authority, with the approval of the County Commission, may issue revenue bonds for not to exceed twenty-five (25) year terms in accordance

with Trust Laws of the State of Oklahoma. The Trust Authority may sublease or contract for the management of the grounds, buildings, equipment and facilities or for the conduct of annual agriculture and industrial fairs and expositions, provided any such sublease or contract shall be approved by the county commissioners. Any capital expenditure in excess of One Hundred Thousand Dollars ($100,000.00) on any project shall not be made without prior approval of the board of county commissioners.''

, and by amending Title to conform, which amendment was declared adopted.

Upon motion of Senator Lamb, **HB 1438,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1438,** as amended, was considered engrossed and placed on third reading and final passage.

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

THIRD READING

HB 1438 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Porter and Smith.—2.

The bill passed.

HB 1438 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 27,** as coauthored by Manning.

The above numbered Bill was referred for enrollment.

GENERAL ORDER

HB 1314 by Monks of the House and Terrill of the Senate was read and considered.

Senator Berrong moved to amend **HB 1314,** Page 6, Line 16 through Page 7, Line 3, by striking all of subsection (a) and the letter ''(b)'' on Line 3, Page 7, which amendment was declared adopted.

Senator Berrong moved to amend **HB 1314,** Page 4, Line 1, by restoring after the word ''of'' and before the word ''per'' the language: ''Twenty-five Dollars ($25.00)'' and deleting the words and figure ''Thirty-five Dollars ($35.00)''.

Senator Terrill moved to table the Berrong motion to amend, which motion to table was declared failed of adoption by the Presiding Officer.

Senator Berrong pressed his motion to amend, which amendment was declared adopted.

Upon motion of Senator Terrill, **HB 1314,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1314,** as amended, was considered engrossed and placed on third reading and final passage.

Senator Luton presiding.

THIRD READING

HB 1314 was read for the third time at length.

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

Aye: Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, Martin, Miller, Murphy, Randle, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—29.

Nay: Berrong, Boatner, Capps, Field, Giles, Howell, Johnson, Johnston, Keller, McCune, McDaniel, Nickles, Rozell, Wolfe and Young.—15.

Excused: Howard, Pierce, Porter and Smith.—4.

The bill passed.

Senators Giles, Field and Capps desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 12. Excused: 4.

The emergency passed.

HB 1314 was referred for engrossment.

Senator Watson presiding.

GENERAL ORDER

HB 1307, considered, amended and deferred on Page 721, was considered further.

Senator Birdsong asked unanimous consent that his amendment, shown on Page 721, be withdrawn, which was the order.

Upon motion of Senator Crow, **HB 1307,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1307,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1307 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Pierce, Porter and Smith.—3.

The bill and emergency passed.

HB 1307 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 59,** with Johnson (Don) as Principal House Author; and coauthored by McCaleb.

The above-numbered bill was referred for enrollment.

GENERAL ORDER

HB 1201 by Shurden, et al, of the House and Lane of the Senate was read and considered.

Senator Howard moved to amend **HB 1201,** Page 1, Line 3, by striking, after the word "on" through the word "policy" on Line 4, all language and subsituting the following: "a private motor vehicle liability or collision insurance policy covering a

person whose occupation is that of a driver hir ' to drive by a commercial business establishment'', which amendment was declared adopted.

Senator Berrong moved to amend **HB 1201,** Page 1, by crippling the title, which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Cain, Capps, Crutcher, Cullison, Field, Green, Howell, Johnston, Murphy, Nickles and Randle.—12.

Nay: Birdsong, Boatner, Cate, Clifton, Combs, Crow, Cummins, Dahl, Giles, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—34.

Excused: Porter and Smith.—2.

Senator Taliaferro moved to amend **HB 1201,** Page 2, Line 1, by inserting after the word ''limit'' and before the word ''with'' the words ''at a speed of less than 75 miles per hour'', which amendment was declared adopted.

Senator Keller moved to amend **HB 1201,** Page 2, Line 3, by adding after the word ''areas'' the following: ''or because said insurance carrier has paid a loss that amounts to less than the total of the last three years' premiums on said vehicle'', which amendment was declared adopted.

Upon motion of Senator Lane, **HB 1201,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **HB 1201,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1201 was read for the third time at length.

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

Aye: Birdsong, Cain, Cate, Crow, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Landis, Lane, Luton, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wolfe, York and Young.—26.

Nay: Berrong, Boatner, Capps, Clifton, Combs, Crutcher, Cullison, Field, Giles, Keating, Lamb, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Schuelein and Watson.—20.

Excused: Porter and Smith.—2.

The bill passed.

HB 1201 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 23, 31, 33, 34, 92, 102, 103, 105, 136** and **205.**

The above numbered Enrolled Bills were referred to the Governor.

GENERAL ORDER

HB 1121 by Sheppard and Morgan of the House and Crow of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1121** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1121** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1121 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Nay: Boatner, Giles, Green, Keating, Keller, McCune, Nickles and Pierce.—8.

Excused: Porter and Smith.—2.

The bill and emergency passed.

HB 1121 was referred for engrossment.

ANNOUNCEMENT

Senator Stipe asked unanimous consent that the members of the Committee on Roads and Highways be allowed to meet during session on this legislative day in the Senate Lounge, which was the order.

GENERAL ORDER

HB 1100 by Draper of the House and Terrill of the Senate was read and considered.

Upon motion of Senator Terrill, **HB 1100** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1100** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1100 was read for the third time at length.

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

Aye: Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, Murphy, Randle, Rozell, Stipe, Taliaferro, Terrill, Vann, Watson and York.—25.

Nay: Berrong, Birdsong, Boatner, Capps, Crutcher, Dahl, Giles, Johnson, Keller, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Schuelein, Tinsley, Wolfe and Young.—19.

Excused: Field, Green, Porter and Smith.—4.

The bill passed.

Senators Berrong, Crutcher, Birdsong, Giles, Martin, Nickles and Wolfe desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 12. Excused: 4.

The emergency passed.

The Chair advised the Senate that Senator Green, having been present in the Chamber during the vote on **HB 1100,** would be shown voting "no" on the bill. The vote thereby resulted as follows: Aye: 25. Nay: 20. Excused: 3.

GENERAL ORDER

HB 1476 by Anderson of the House and Lamb of the Senate was read and considered.

Senator Martin moved to amend **HB 1476,** Page 1, by restoring the title to read as follows:

"An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-206.1; modifying provisions for fees for certain nonphysician services; providing for disposition of certain fees; and providing for the transfer of certain funds."

, which amendment was declared adopted.

Senator Martin moved to amend **HB 1476,** Pages 2 and 3 by striking after the word "Health" on Line 12 all remaining language through Line 1, Page 3, which amendment was declared adopted.

Upon motion of Senator Lamb, **HB 1476** was advanced.

By unanimous consent, upon request of Senator Lamb, **HB 1476** was 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, Birdsong, Boatner, Cain, Cate, Clifton, Crow, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Combs, Crutcher, Giles and Miller.—4.

Excused: Capps, Field, Porter and Smith.—4.

The bill passed.

HB 1476 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1026.**

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

GENERAL ORDER

HB 1363 by Lancaster of the House and Rozell of the Senate was read and considered.

Senators Cate, Cullison, Lamb, Lane and York asked to be named coauthors of **HB 1363,** which was the order.

Senator Young moved to amend **HB 1363,** Page 1, Line 4, by inserting after the word "except" and before the word "as" the following: "as to debtor's right to prepay without penalty (Section 3-209) and except".

Senator York moved to table the Young motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Howell, Johnston, Keating, Lane, McDaniel, Miller, Randle, Rozell, Schuelein, Stipe, Tinsley, Watson and York.—22.

Nay: Birdsong, Boatner, Crow, Giles, Green, Howard, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Martin, Murphy, Nickles, Pierce, Taliaferro, Terrill, Vann, Wolfe and Young.—22.

Excused: Cummins, Field, Porter and Smith.—4.

Senator Young pressed his motion to amend, which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Cain, Giles, Howard, Johnson, Keller, Kilpatrick, Lamb, Luton, McCune, Martin, Murphy, Nickles, Pierce, Wolfe and Young.—16.

Nay: Berrong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Green, Howell, Johnston, Keating, Landis, Lane, McDaniel, Miller, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—28.

Excused: Cummins, Field, Porter and Smith.—4.

Senator Young moved to amend **HB 1363,** Page 2, Line 9, by inserting the following new sections:

"Section 2. The debtor of a consumer loan including a loan primarily secured by an interest in land may convey land which is mortgaged to secure such consumer loan subject to such mortgage and, if the grantee assumes responsibility for the consumer loan, the lender may not impose any charge or penalty therefor nor accelerate the maturity of such consumer loan.

"Section 3. The preceding section shall be codified in Title 4A of the Oklahoma Statutes as Section 3-209B."

, and by amending the title to conform, and by renumbering subsequent section.

Senator York moved to table the Young motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Clifton, Crutcher, Cullison, Keating, Randle, Rozell, Schuelein, Stipe, Terrill, Watson and York.—12.

Nay: Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Taliaferro, Tinsley, Vann, Wolfe and Young.—32.

Excused: Cummins, Field, Porter and Smith.—4.

Senator Young pressed his motion to amend, which amendment was declared adopted by the Presiding Officer.

Upon motion of Senator Rozell, **HB 1363,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **HB 1363,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1363 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Crow, Cummins, Field, McDaniel, Porter and Smith.—6.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby **HB 1363** and the emergency section passed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed Senate Bills as follows, and naming House conferees:

SB 110 — Davis (Don), Deatherage and Weichel.
SB 288 — Riggs, Fried and Deatherage.

CONFERENCE COMMITTEE APPOINTMENT

President Pro Tempore Howard announced the appointment of the following additional Senate Conferees on **SB 243:** Senators Smith and Crutcher.

GENERAL ORDER

HB 1436 by Smith of the House and Clifton of the Senate was read and considered.

Senator Clifton moved to amend **HB 1436,** Page 4, Line 13, by inserting after the word "Board" and before the ":" the following: "for certification as a shorthand reporter", which amendment was declared adopted.

Upon motion of Senator Clifton, **HB 1436,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1436,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1436 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, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Combs, Howell and Nickles.—3.

Excused: Field, Keller, Porter and Smith.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Cate moved that the vote be reconsidered whereby **HB 1436** and the emergency section passed.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 26, 1979, at 11:00 a.m., which motion prevailed.

BILL RELEASED

HB 1476 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 5:00 p.m. to meet Thursday, April 26, 1979, at 11:00 a.m.

Sixty-seventh Legislative Day

Thursday, April 26, 1979

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Keating, Miller, Smith, Stipe, Terrill and Wolfe.—6.

Senator Boatner declared a quorum present.

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

Our Heavenly Father, we thank You in advance for the direction and leadership that You shall provide and Lord, I pray that these men are of the mental caliber and abilities to where they can honestly and conscientiously call upon You for leadership.

Lord, I know that some of them, even at this very moment, feel that I have said things that I should not have said, and Lord, I pray for them, but I don't change what I said. Lord, I know that there are some that just consider You an impersonal force somewhere, and I pray that this day they might recognize that there is a God, there is a Lord Jesus Christ, there is a Heaven to gain and a Hell to shun. These men will stand before You alone one day. We pray for them, we encourage them and we thank You for them, in Jesus' name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Mrs. John Aldrich, El Reno, the wife of the Chaplain of the Week, was introduced.

Senator Clifton introduced Lila V. Nevrekar, M.D., Shawnee, as the Doctor of the Day.

Senator Lamb introduced Naomi Pekrul, R.N., Enid, as the Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 26, 1979, of Enrolled **SB 205.**

COMMITTEE REPORTS

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

DO PASS:

SJR 37 — Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 61,** as coauthored by Cotner and Whorton.

The above numbered Bill was referred for enrollment.

UNANIMOUS CONSENT REQUEST

Senator Lane, on behalf of Senator Terrill, asked unanimous consent, which was granted, to entertain a motion to reconsider the vote whereby **HB 1100** and the emergency section passed, Page 736.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Lane, on behalf of Senator Terrill, moved that the vote be reconsidered whereby **HB 1100** and the emergency section passed.

SPECIAL INTRODUCTION

Senator Lane asked unanimous consent, which was granted, that Mrs. Norma Vandegriff be escorted to the Senate Chamber and granted privileges of the floor to receive a Citation commending her for her achievements in the field of aviation. Senator Watson introduced Mrs. Vandegriff to the members and presented a Citation to her, noting that she was being so honored during "Pioneer Woman's Week". Mrs. Vandegriff expressed her gratitude to the members.

Senator Luton presiding.

GENERAL ORDER

HB 1378 by Cotner of the House and Luton of the Senate was read and considered.

Upon motion of Senator Luton, **HB 1378** was advanced.

By unanimous consent, upon request of Senator Luton, **HB 1378** was placed on third reading and final passage.

THIRD READING

HB 1378 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—40.

Excused: Field, Keating, Miller, Porter, Smith, Stipe, Terrill and Wolfe.—8.

The bill and emergency passed.

HB 1378 was ordered withheld pursuant to Rule 19(f).

PENDING CONSIDERATION OF HAs

HAs to **SB 211** were called up for consideration.

Upon motion of Senator Boatner, the Senate concurred in **HAs** to **SB 211.**

SB 211, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Murphy, Nickles, Pierce, Randle, Rozell, Taliaferro, Tinsley, Vann, Watson, York and Young.—37.

Nay: Dahl, Martin and Schuelein.—3.

Excused: Field, Keating, Miller, Porter, Smith, Stipe, Terrill and Wolfe.—8.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1476.**

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

GENERAL ORDER

HB 1472 by Glover, et al, of the House and Taliaferro of the Senate was read and considered.

Senator Taliaferro asked unanimous consent, which was granted, that further consideration of **HB 1472** be deferred for this legislative day.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives requests the Senate to expand the membership of the Conference Committee on Engrossed **SB 188** to five members.

GENERAL ORDER

HB 1493 by Twidwell, et al, of the House and Murphy of the Senate was read and considered.

Senators Keller, Luton and Berrong asked to be named coauthors of **HB 1493,** which was the order.

Senator Berrong moved to amend **HB 1493,** Page 11, Line 7½, by adding the following: "6. Whether the offense occurred while the juvenile was escaping or in an escape status from an institution for delinquent children.", which amendment was declared adopted.

Senator Watson presiding.

Senator Berrong moved to amend **HB 1493,** Page 13, Line 10½, by adding the following:

"Section 5. Upon discovery that a child has escaped or run away from an institutional placement, the Department may notify any law enforcement officer or agency in this state who shall use any reasonable method to notify law enforcement agencies and personnel. Upon receiving notification that a child has escaped or run away from an institutional placement, all law enforcement agencies and personnel shall be authorized to apprehend and detain said child."

, with the request that this amendment be codified as Section 1146 of Title 10, and by renumbering the following Section, which amendment was declared adopted.

Senator Wolfe moved to amend **HB 1493,** Page 13, Line 11, by adding a new

section to amend subsection (c) of Section 1109, Title 10, as follows:

"(c) The district attorney shall prepare and prosecute any case or proceeding within the purview of this act. [**Provided, that nothing provided in this subsection shall prevent an employee of a duly constituted juvenile bureau, as provided under Article II of this title, from preparing and filing cases under the purview of this act.**]"

, which amendment was declared adopted upon the unanimous consent request of Senator Murphy.

Upon motion of Senator Murphy, **HB 1493,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1493,** as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1493 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—39.

Nay: Cain and McCune.—2.

Excused: Keating, Miller, Porter, Smith, Stipe, Terrill and Wolfe.—7.

The bill passed.

HB 1493 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 7** and **234,** each as amended and coauthored; and **SB 62,** as amended.

HOUSE AMENDMENTS

HAs to **SB 7** were read as follows and consideration deferred.

Authors: Add the following coauthors: Manning and Draper 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 7** 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 234** were read as follows and consideration deferred.

Authors: Add the following coauthors: Kerr, Fried, Duckett, Denman, Gray and Steward of the House.

Amendment No. 1. Amend Page 2, Line 6, by striking after the word "custodian;" the word "or" and on Line 10, by adding after the word "return" and before the period "(.)" the following language:

"; or"

"(3) being subject to compulsory school attendance, the child is willfully and volun-

tarily absent from school for fifteen (15) or more days or parts of days within a semester or four (4) or more days or parts of days within a four-week period without a valid excuse; as defined by the local school boards''.

Amendment No. 2. Amend Page 2, Line 19, by adding after the word ''child'' and before the word ''is'' the following: '', due to improper parental care or guardianship,'' and by deleting after the word ''is'' and before the word ''absent'' the following: ''willfully and voluntarily''.

Amendment No. 3. Amend Page 3, Line 35, by adding after the word ''deprived'' and before the word ''due'' the following: ''or in need of supervision''.

Amendment No. 4. Amend Page 4, Line 3, by deleting after the word ''county,'' and before the word ''or'' the following: ''the Department''.

Amendment No. 5. Amend Page 4, Lines 4 through 7, by deleting all language after the word ''entity.'' on Line 4 through the word ''Department.'' on Line 7.

Amendment No. 6. Amend Page 4, Line 4, by adding a new paragraph after the word ''entity.'' to read as follows:

''Prior to final disposition, the court must require that it be shown by the appropriate school district that a child adjudicated as truant has been evaluated for learning disabilities, mental retardation, and hearing and visual impairments. The results of such tests must be made available to the court for use by the court in determining the disposition of the case.''

Amendment No. 7. Amend Page 4, Line 8, by adding after the word ''deprived'' and before the word ''based'' the following: ''or in need of supervision''.

Amendment No. 8. Amend Page 4, Line 10, by deleting after the word ''delinquent'' and before the period ''(.)'' the following: ''or in need of supervision''.

Amendment No. 9. Amend Page 7, Line 4, by adding after the word ''officers.'' the following: ''The salary of a referee shall not exceed that of the associate district judge of the county.

The salary of employees of the Juvenile Bureau who perform the following functions shall not exceed the following percentage of Class A officers' salaries of county officers:

Function	Salary Limit
Supervisor with intake or intake-probational duties	80%
Case, probation, counselor or juvenile duties	70%''

HOUSE AMENDMENTS

HAs to **SB 62** 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 62** 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.)

UNANIMOUS CONSENT REQUEST

Senator Cate asked unanimous consent to suspend Joint Rule 17 to allow the introduction of a measure relating to a law

governing the sale of beer to minors, due to a recent court decision re Craig vs. Boren, 1976; and to exempt said measure from all cutoff deadlines, which was the order.

RESOLUTION

The following Resolution was introduced, consideration of which was deferred for this legislative day.

SCR 27 — By Dahl of the Senate and Weichel of the House.

A Concurrent Resolution memorializing Congress to amend the Federal Meat Inspection Act and the Poultry Products Inspection Act due to higher state inspection standards; and directing distribution.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1152, 1385** and **1496,** each as amended.

Advising rejection of **SAs** to Engrossed **HBs 1138, 1139, 1140, 1141** and **1168,** requesting Conference and referring same to GCCA, when appointed.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Senator Lane moved that the request of the Honorable House for conference on **HBs 1138, 1139, 1140, 1141** and **1168** be granted, said bills to be referred to GCCA, when appointed, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 131** and **141.**

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 298,** as amended.

HOUSE AMENDMENTS

HAs to **SB 298** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 9, Line 6½, by inserting a new Section 7 to read as follows:

"SECTION 7. When any city owns unannexed land contiguous to their city limits and such land is annexed by another city not owning the land, the zoning ordinance of the city owning the land shall govern over such land."

, and renumbering subsequent Sections.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1121, 1201, 1307, 1314, 1353 and **1438** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 27 and **59** 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 **HB 1178** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill

No. 1178, and Engrossed Senate Amendments thereto, by Morgan, et al, of the House and Young, Dahl, Johnston and Lamb of the Senate, entitled:

An Act relating to property; amending Section 7-306, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-306), and 80 O.S. 1971, Section 1; providing for the consent for certain purposes and requiring the consent for certain purposes of the state legislature for acquisition of land in Oklahoma by the federal government; providing for notice and approval of certain plans by the state legislature; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Amendment No. 1.

2. That the following amendments be adopted:

(a) Page 1, Section 1, Line 31½ by adding a new sentence to Section 1, as follows: ''The consent of this state is also given to the acquisition of land by the United States, by condemnation only with the consent of the owner, or purchase, gift or exchange, for the purpose of consolidation within existing boundaries of National Forests within this state.''

(b) Page 1, Section 1, Line 29, by inserting after the word ''projects'' and before the word ''or'' the words ''municipal water facilities''.

3. That the title be restored as follows:

''An Act relating to property; amending 80 O.S. 1971, Sections 1 and 6; granting consent of this state to acquisition of land by the federal government for certain purposes; granting consent for certain limited acquisitions by certain means; requiring legislative approval for certain acquisitions; revoking consent for certain acquisitions; providing concurrent jurisdiction of this state and the federal government over acquired lands; repealing Sections 7-301 and 7-306, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Sections 7-301 and 7-306); and declaring an emergency.

Respectfully submitted,

FOR THE HOUSE: Morgan, Holden and Cotner.

FOR THE SENATE: Dahl, Johnson and Young.

GENERAL ORDER

HJR 1025 by Draper and Hooper of the House and Howard and Taliaferro of the Senate was read and considered.

Upon motion of Senator Taliaferro, **HJR 1025** was advanced.

By unanimous consent, upon request of Senator Taliaferro, **HJR 1025** was placed on third reading and final passage.

THIRD READING

Senator Boatner asked unanimous consent to amend **HJR 1025** on third reading by striking after the word ''session'' on Page 2, Line 10, and before (2) on Line 13, all language and on Page 3, Line 8, after the word ''thereof'' and before the word ''call'' on Line 10 all language and on Page 2, Line 5, by striking the word ''either'', which amendment was declared adopted.

Senator Keller asked unanimous consent to amend **HJR 1025** on third reading by adding after the word ''Legislature'' on Page 3, Line 12, the following: ''and further by limiting the length of the second

year of every session to ninety consecutive calendar days.''

POINT OF ORDER

Senator Crow raised a point of order and requested a ruling of the Chair, citing that the provisions of Senate Rule 14(q) do not allow amendments on third reading except by unanimous consent and stated that the asking of the ''ayes'' and ''nays'' on the adoption of the amendment was not in order, which point of order the Chair ruled out of order.

Senator Crow objected to the Boatner and Keller unanimous consent requests to amend on third reading.

THIRD READING

Senator Boatner moved that the vote be reconsidered whereby his amendment was adopted on third reading, which motion was declared adopted.

Senator Boatner moved that the vote be reconsidered whereby **HJR 1025** was placed on third reading and final passage, which motion was declared adopted.

Senator Boatner moved that the vote be reconsidered whereby **HJR 1025** was advanced, which motion was declared adopted.

Senator Boatner asked unanimous consent that the matter of Senate Rule 14(q) be referred to the Senate Rules Committee for consideration and interpretation, which was the order.

GENERAL ORDER

HJR 1025 was considered further.

Senator Boatner moved the adoption of his amendment, read previously, which amendment was declared adopted.

Senator Keller moved adoption of his foregoing amendment.

POINT OF ORDER

Senator York raised a point of order and requested a ruling of the Chair as to the subject matter contained in the Keller amendment as not germane to the provisions of **HJR 1025.** The Chair ruled the Keller amendment germane.

Senator Taliaferro moved to table the Keller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Green, Howell, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann and York.—28.

Nay: Berrong, Capps, Dahl, Giles, Johnson, Keller, Lamb, McCune, Nickles, Watson and Young.—11.

Excused: Howard, Keating, Miller, Pierce, Porter, Smith, Stipe, Terrill and Wolfe.—9.

Upon motion of Senator Taliaferro, **HJR 1025,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HJR 1025,** as amended, 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: Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Green, Kilpatrick, Landis, Lane, Randle, Rozell, Taliaferro, Tinsley, Vann and York.—18.

Nay: Berrong, Birdsong, Boatner, Capps, Crutcher, Giles, Howell, Johnson, Johnston, Keller, Lamb, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Schuelein, Watson and Young.—20.

Excused: Field, Howard, Keating, Miller, Pierce, Porter, Smith, Stipe, Terrill and Wolfe.—10.

The resolution failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Taliaferro moved that the vote be reconsidered whereby **HJR 1025** failed of passage.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 27** and **59.**

The above numbered Enrolled Bills were referred to the Governor.

GENERAL ORDER

HB 1388 by Kerr, et al, of the House and Crow, Capps and McDaniel of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1388** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1388** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1388 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—38.

Excused: Field, Keating, Miller, Pierce, Porter, Randle, Smith, Stipe, Terrill and Wolfe.—10.

The bill and emergency passed.

HB 1388 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1328,** requesting conference and naming conferees as follows: Representatives Davis (Don), Deatherage and Weichel.

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.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 30, 1979, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1378 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 1:15 p.m. to meet Monday, April 30, 1979, at 1:30 p.m.

Sixty-eighth Legislative Day

Monday, April 30, 1979

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—46.

Excused: Porter and Wolfe.—2.

Senator Cate declared a quorum present.

The following prayer was offered by Dr. Irving Smith, Pastor, First United Methodist Church, Enid, and incorporated into the Journal upon request of Senator Lamb.

THANKSGIVING FOR OKLAHOMA

For waving wheat, soon golden grain,
For cooling breeze, sunshine and rain,
For deep oil wells, refineries too,
For windmills set neath skies of blue.
For honest people at work and play,
For humble hearts ready to pray,
For neighbors who lend a helping hand,
For ranchers, and those who till the land.

For men of integrity in government halls,
For those who lift when someone falls,
For Oklahoma, and all You send
We thank You, Lord, with a hearty Amen!

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Stipe introduced former Senator Buck Dendy, who represented Craig and Mayes Counties.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 27, 1979, of Enrolled **SB 136.**

COMMITTEE REPORTS

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

DO PASS:

SJR 34 — Rules.

FIRST READING

The following were introduced and read the first time.

SB 344 — By Cate of the Senate and Deatherage of the House.

An Act relating to intoxicating liquors; amending 37 O.S. 1971, Section 163.11, as amended by Section 13, Chapter 212, O.S.L. 1978 (37 O.S. Supp. 1978, Section 163.11) and Section 9, Chapter 221, O.S.L. 1972 (37 O.S. Supp. 1978, Section 245); reenacting requirement for annual retail permits from district court clerk to sell certain nonintoxicating beverages, the procedures for securing and revoking such permits, costs and duties of court clerk; changing certain age limitations for persons to whom certain beverages may be sold; modifying definition of minor for certain purposes; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1152, 1378, 1385** and **1496.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST

Senator Crow asked unanimous consent that **HB 1460** be withdrawn from the Committee on Environmental and Natural Resources and referred direct to the Calendar, which was the order.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1307,** as amended.

Advising rejection of **SAs** to Engrossed **HB 1353,** requesting Conference, and referring same to Joint Retirement Laws Committee.

ANNOUNCEMENTS

Senator Lane announced that the members of the Senate Committee on Rules would meet at this time on this legislative day in the President Pro Tempore's office; Senator Field announced the Democratic Caucus would meet at 1:55 p.m. in Room 511-A.

Senator Lane moved that the Senate stand recessed until 2:30 p.m., which motion was declared adopted.

The Senate reassembled with Senator Lane presiding.

Senator Cate 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

HBs 1388 and **1493** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 61, 131, 141, and **211** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Cate presiding.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1314,** requesting Conference and naming Conferees as follows: Representatives Monks, Caldwell and Peterson.

MESSAGE FROM THE HOUSE

Advising change in Conferees for Conference granted on Engrossed **SB 243,** as follows: Remove Elder; make Stephenson Chairman; add Harper, Henry and Johnson (A.V.); Dunn remains as a Conferee.

GENERAL ORDER

HB 1002 by Dunn of the House and Landis and Johnson of the Senate was read and considered.

Senator Stipe asked unanimous consent to amend **HB 1002** by crippling the Title, which was the order.

Upon motion of Senator Landis, **HB 1002,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Landis, **HB 1002,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1002 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Field, Porter and Wolfe.—3.

The bill and emergency passed.

HB 1002 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 12.**

The above numbered Resolution was referred for enrollment.

PENDING SENATE ACTION —HAs

Senator Murphy moved that the Senate refuse to concur in **HAs** to **SB 7** and request a conference, which motion was declared adopted, President Pro Tempore Howard appointing as Senate conferees the following: Senators Murphy, Cain and Luton.

Senator Murphy moved that the Senate refuse to concur in **HAs** to **SB 234** and request a conference, which motion was declared adopted, President Pro Tempore Howard appointing as Senate conferees the following: Senators Murphy, Cain and Randle.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 143;** and **SB 158,** as coauthored by Denman, Duke, Cotner and Duckett.

The above numbered Bills were referred for enrollment.

PENDING SENATE ACTION ON HAs

Senator York moved that the Senate refuse to concur in **HAs** to **SB 180** and request a conference, which motion was declared adopted; President Pro Tempore Howard appointing as Senate conferees the following: Senators York, Randle and Kilpatrick.

Senator Cullison moved that the Senate refuse to concur in **HAs** to **SB 298** and request a conference, which motion was

declared adopted; President Pro Tempore Howard appointing as Senate conferees the following: Senators Cullison, Cummins and Crutcher.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 76,** as amended and coauthored; and **SB 104,** as amended.

HOUSE AMENDMENTS

HAs to **SB 76** were read as follows and consideration deferred.

Authors: Add the following coauthor: Lawter 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 76** 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 104** 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 104** 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.)

PENDING SENATE ACTION — CCR

Upon motion of Senator Dahl, the Senate rejected the **CCR** on **HB 1178,** and requested further conference, President Pro Tempore Howard naming the same Senate conferees.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **HB 1178,** and naming same House Conferees.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **HB 1100** passed and the vote whereby the emergency section passed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, Martin, Miller, Murphy, Nickles, Pierce, Randle, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—36.

Nay: Birdsong, Giles, Johnson, Keller, McCune, McDaniel, Rozell, Schuelein and Stipe.—9.

Excused: Field, Porter and Wolfe.—3.

THIRD READING

Senator Terrill moved that the vote be reconsidered whereby **HB 1100** was placed on third reading and final passage, which motion was declared adopted.

Senator Terrill moved that the vote be reconsidered whereby **HB 1100** was advanced, which motion was declared adopted.

GENERAL ORDER

HB 1100 was considered further.

Senator Terrill asked unanimous consent to amend **HB 1100** by striking the Enacting Clause, which was the order.

Upon motion of Senator Terrill, **HB 1100,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1100,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1100 was read for the third time at length.

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

Aye: Berrong, Cate, Clifton, Crow, Cullison, Cummins, Green, Howard, Howell, Keating, Kilpatrick, Lamb, Landis, Lane, Martin, Murphy, Randle, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—26.

Nay: Birdsong, Boatner, Cain, Capps, Combs, Crutcher, Dahl, Giles, Johnson, Johnston, Keller, Luton, McCune, McDaniel, Miller, Nickles, Pierce, Rozell and Schuelein.—19.

Excused: Field, Porter and Wolfe.—3.

The bill passed.

Senators Capps, McDaniel, Johnson, Combs, Giles and Nickles 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 1100 was referred for engrossment.

GENERAL ORDER

HB 1506 by Weichel, et al, of the House and Capps of the Senate was read and considered.

Senator Capps asked unanimous consent to amend **HB 1506,** Page 1, by crippling the title, which was the order.

Senator Capps moved to amend **HB 1506,** Page 2, Line 6, by inserting after the period at the end of the line a new sentence to read as follows: "A 'state governmental entity' shall include any office or instrumentality of the branches of the state government, whether elected or appointed, excluding only counties, municipalities and other subdivisions of the state.", which amendment was declared adopted.

Senator Berrong moved to amend **HB 1506,** Page 5, Line 2, by striking all of Section 7 and renumbering Section 8 as Section 7 and by striking on Page 5, Lines 6 and 7, the language "Except for claims arising prior to the effective date of this act", and by changing "any" to "Any", which amendment was declared adopted.

Upon motion of Senator Capps, **HB 1506,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, **HB 1506,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Capps asked unanimous consent to amend **HB 1506** on third reading, Page 6, Line 6, by striking after the word "insurance" and before the word "be" the

word "shall" and inserting the word "may", which was the order.

HB 1506 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, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—34.

Nay: Birdsong, Cain, Johnson, Johnston, Luton, Miller, Rozell, Schuelein, Vann and Young.—10.

Excused: Crow, Field, Porter and Wolfe.—4.

The bill and emergency passed.

HB 1506 was referred for engrossment.

ANNOUNCEMENT

Senator Randle asked unanimous consent that the members of the Special Committee on the Correctional System be excused to meet, which was the order.

Senator Luton presiding.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCES

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, Boatner and Randle.

Upon motion of Senator Lane, the request of the Honorable House for two additional conferees on **SB 188** was ordered granted; two additional Senate Conferees to be named at a later date.

Senator Lane moved that the request of the Honorable House for a conference on **HB 1353** be granted, said bill to be referred to the Joint Conference Committee on Retirement Laws, which motion was declared adopted.

Upon motion of Senator Lane, the request of the Honorable House for a conference on **HB 1314** was ordered granted, President Pro Tempore Howard appointing as Senate conferees the following: Senators Terrill, Johnson and Johnston.

GENERAL ORDER

HB 1262 by Ford, et al, of the House and Keating of the Senate was read and considered.

Senator Cain asked to be named a coauthor of **HB 1262,** which was the order.

Upon motion of Senator Keating, **HB 1262,** as coauthored, was advanced.

By unanimous consent, upon request of Senator Keating, **HB 1262,** as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1262 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, John-

ston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—43.

Excused: Field, Pierce, Porter, Wolfe and York.—5.

The bill passed.

HB 1262 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1207 by Draper of the House and Cullison of the Senate was read and considered.

Upon motion of Senator Cullison, **HB 1207** was advanced.

By unanimous consent, upon request of Senator Cullison, **HB 1207** was placed on third reading and final passage.

THIRD READING

HB 1207 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—40.

Nay: Stipe.—1.

Excused: Field, Keller, Nickles, Pierce, Porter, Wolfe and York.—7.

The bill passed.

HB 1207 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1276 by Duckett and Wilson of the House and Boatner of the Senate was read and considered.

Upon motion of Senator Boatner, **HB 1276** was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **HB 1276** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1276 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, York and Young.—38.

Nay: Green, Keating and Watson.—3.

Excused: Field, Howard, Keller, Pierce, Porter, Terrill and Wolfe.—7.

The Chair advised the Senate that Senator Terrill, having been present in the Chamber during the time the vote was taken on the passage of **HB 1276,** would be shown voting "no" on the bill, in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 38. Nay: 4. Excused: 6.

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: 39. Nay: 3. Excused: 6.

The emergency passed.

HB 1276 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 61, 131, 141** and **211.**

The above numbered Enrolled Bills were referred to the Governor.

GENERAL ORDER

SJR 37 by Stipe of the Senate and Harbin of the House was read and considered.

Senator Stipe moved to amend **SJR 37,** Page 2, Line 9½, by adding a new Section 2 to read as follows:

"SECTION 2. The repair or replacement of the air conditioning equipment authorized in this Joint Resolution shall not be subject to the Twenty-five Thousand Dollar ($25,000.00) limitation on emergency purchases as specified in Section 30, Chapter 298, O.S.L. 1974, as amended by Section 10, Chapter 266, O.S.L. 1975 (61 O.S. Supp. 1978, Section 131)."

, renumbering succeeding Sections, and amending the Title as follows: Page 1, Line 4 of the Title, after the word "LODGE;" and before the word "MAKING" insert the words "PROVIDING EXEMPTION;", which amendment was declared adopted.

Upon motion of Senator Stipe, **SJR 37,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SJR 37,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 37 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson and York.—31.

Nay: Berrong, Capps, Combs, Giles, Keating, Landis, McCune, Nickles, Taliaferro, Terrill and Young.—11.

Excused: Crow, Field, Keller, Pierce, Porter and Wolfe.—6.

The resolution passed.

Senators Taliaferro, Young, Capps, Terrill and Landis desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 36. Nay: 6. Excused: 6.

The emergency passed.

SJR 37 was referred for engrossment.

PENDING SENATE ACTION RESOLUTION

SCR 27, introduced on Page 746, was called up for consideration.

Senator Dahl asked unanimous consent, which was granted, that all other members

of the Senate be named coauthors of **SCR 27.**

SCR 27, as coauthored, was read at length as follows, adopted upon motion of Senator Dahl and ordered referred for engrossment.

SCR 27 — By Dahl, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young of the Senate and Weichel of the House.

A Concurrent Resolution memorializing Congress to amend the Federal Meat Inspection Act and Poultry Products Inspection Act due to higher state inspection standards; and directing distribution.

WHEREAS, at such time as when provisions were made in the Federal Meat Inspection Act and the Poultry Products Inspection Act to prohibit interstate distribution of products inspected in state rather than in federal facilities, most states did not have inspection programs which met federal standards; and

WHEREAS, U.S.D.A. authorities have recognized that state inspection standards of plants in Oklahoma are equal to the federal standards, yet state-inspected packers are still unable to sell their products to federally-inspected packers; and

WHEREAS, federal law and regulation, despite the equal standards, only permit federally-inspected packers; and

WHEREAS, this situation narrows the market for state-inspected products and places the state-inspected packer at a competitive disadvantage; and

WHEREAS, the state-inspected packer is placed at a further disadvantage in competing with foreign producers because once a foreign product is introduced into a federal plant and is commingled with the federally-inspected domestic products it also moves with complete freedom throughout the United States; and

WHEREAS, the Federal embargo on the free movement of state-inspected meat products must be corrected if small packers are to receive equal treatment under the law and the state meat inspection program is to survive; and

WHEREAS, a change in the federal provisions would promote freedom of trade within the packing industry and help to improve all agribusiness related to meat production.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

THAT the Legislature of the State of Oklahoma by this resolution hereby memorializes the Congress of the United States to take affirmative action to amend the Federal Meat Inspection Act and the Poultry Products Inspection Act to provide that meat or poultry which is inspected in a state facility that meets federal standards shall be eligible for acceptance in federal plants and for distribution in commerce in the same manner as meat or poultry which is inspected in a facility subject to federal supervision.

BE IT FURTHER RESOLVED THAT a copy of this Resolution be forwarded to

each Senator and Representative in the Congress from Oklahoma with the request that this Resolution be officially entered into the Congressional Record as a memorial to the Congress.

Senator Boatner presiding.

GENERAL ORDER

HB 1082 by Peterson of the House and Lamb of the Senate was read and considered.

Upon motion of Senator Lamb, **HB 1082** was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1082** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Lamb moved that the vote be reconsidered whereby **HB 1082** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Lamb moved that the vote be reconsidered whereby **HB 1082** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

HB 1082 was considered further.

Senator Stipe moved to amend **HB 1082,** Page 2, Lines 13 and 14, by inserting after the word "appraisers" the words "or disinterested residents of the county" on both Lines 13 and 14, which amendment was declared adopted.

Upon motion of Senator Lamb, **HB 1082,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1082,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1082 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Stipe, Tinsley, Vann, York and Young.—35.

Nay: Dahl, Giles, Johnson, Landis, Schuelein, Taliaferro, Terrill and Watson.—8.

Excused: Field, Howard, Keller, Porter and Wolfe.—5.

The bill passed.

HB 1082 was referred for engrossment.

GENERAL ORDER

HB 1313, considered and amended on Page 615, was considered further.

Senator Terrill moved to amend **HB 1313,** Page 2, Line 4, by striking after the word "exceed" on Line 4 and before the word "in" on Line 5, the words and figures "One Thousand Five Hundred ($1,500.00)" and replacing the same with "Four Thousand Dollars ($4,000.00)", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1313,** Page 1, by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Terrill, **HB 1313,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1313,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1313 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, McCune, Martin, Nickles, Randle, Smith, Taliaferro, Terrill, Watson and York.—30.

Nay: Cain, Howell, Johnson, Luton, McDaniel, Miller, Murphy, Rozell, Schuelein, Stipe, Tinsley, Vann and Young.—13.

Excused: Field, Keller, Pierce, Porter and Wolfe.—5.

The bill passed.

HB 1313 was referred for engrossment.

GENERAL ORDER

HB 1345 by Steward, et al, of the House and Clifton of the Senate was read and considered.

Senator Young moved to amend **HB 1345,** Page 2, Lines 9 and 10, by changing the words and figure "Three Hundred Fifty Dollars ($350.00)" to read "Five Hundred Dollars ($500.00)", which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Cate, Johnston, Lane, Luton, Murphy, Terrill and Young.—7.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—33.

Excused: Field, Howard, Keller, Nickles, Pierce, Porter, Smith and Wolfe.—8.

Upon motion of Senator Clifton, **HB 1345** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1345** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1345 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Kilpatrick, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Pierce, Randle, Rozell, Stipe, Terrill, Tinsley, Vann, Watson and York.—34.

Nay: Giles, Johnson, Keating, Landis, McDaniel, Schuelein, Taliaferro and Young.—8.

Excused: Field, Keller, Nickles, Porter, Smith and Wolfe.—6.

The bill passed.

HB 1345 was referred for engrossment.

RESOLUTION

Senator Howard introduced **SR 42.**

Senator Howard asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 42.**

SR 42, as coauthored, was read at length as follows, adopted upon motion of Senator Howard and ordered referred for enrollment.

SR 42 — By Howard, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution praising Billy Sims; extending hope for further success; proclaiming "Billy Sims Day"; and directing distribution.

WHEREAS, Oklahoma has a proud tradition of excellence in all sporting endeavors, including unquestionably the sport of football; and

WHEREAS, Billy Sims has carried on this high tradition, by achieving the top awards in college football last year; and

WHEREAS, in the 1978 season, Billy Sims lead the nation in rushing with 1,762 yards on 231 carries, for an average of 7.6 yards a try, setting Oklahoma University and Big Eight one-season rushing records; and

WHEREAS, Billy Sims scored 20 touchdowns for 120 points during the season, scoring a touchdown in every game except the rout of Rice; and

WHEREAS, Billy Sims has accumulated a career total of 2,307 yards, an average of 7.7 yards per carry, and 28 touchdowns during the last three years at Oklahoma University; and

WHEREAS, in recognition for his excellence as a football player he was named the 1978 Heisman Trophy winner, signifying him as the best offensive player in college football in the nation; and

WHEREAS, Billy Sims also was named as a consensus All American, and Player of the Year by the Walter Camp Foundation, the Associated Press, United Press International, Sporting News, Sports Magazine, and the Big Eight, and won the Chick Harley Award from the Columbus Touchdown Club, the Davey O'Brien Award, and the Tulsa Tribune's Jack Charvat Award; and

WHEREAS, Billy Sims has one more year to play for Oklahoma University, where hopes are high for another super season.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises Billy Sims for his outstanding accomplishments as a football player for the University of Oklahoma and extends its hopes for continued achievement and success to this fine young man. The Oklahoma Senate hereby proclaims May 2, 1979, as "Billy Sims Day" in honor of the many accomplishments of Billy Sims.

SECTION 2. Copies of this Resolution shall be dispatched to Billy Sims, Coach Barry Switzer, and President William Banowsky of the University of Oklahoma, and the Mayor of Hooks, Texas.

GENERAL ORDER

HJR 1026 by Sanders and Hill of the House and Tinsley of the Senate was read and considered.

Upon motion of Senator Tinsley, **HJR 1026** was advanced.

By unanimous consent, upon request of Senator Tinsley, **HJR 1026** was placed on third reading and final passage.

THIRD READING

HJR 1026 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Nay: Crutcher and Stipe.—2.

Excused: Field, Keller, Nickles, Porter, Smith and Wolfe.—6.

The resolution passed.

MOTION TO RECONSIDER VOTE

Senator Stipe moved that, as provided under Rule 19(b), the vote be reconsidered whereby **HJR 1026** passed.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, May 1, 1979, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1207 and **1262** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 6:00 p.m. to meet Tuesday, May 1, 1979, at 1:30 p.m.

Sixty-ninth Legislative Day

Tuesday, May 1, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howard, Keller, Porter and Smith.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Smith and incorporated into the Journal upon request of Senator Lamb.

A PRAYER FOR
OKLAHOMA SENATORS

For a right good state we call Oklahoma,
For its forests and fields and its streams,
For the fresh morning air and wild flower aroma,
For the wheat and the oak's sturdy beans.
For laws from on high and the laws we have made,
For men who hold statesmanship high,
For all the good people who stand undismayed,
For right legislation they try.

Oh bless them this day in their burden of caring
For those who are weak and denied,
And give them sure wisdom in blessings they're sharing,
That all may be sure they have tried.
Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Keating introduced Fred Garfinkel, M.D., Tulsa, as the Doctor of the Day.

Senator Landis introduced Joella Francis, R.N., Duncan, as the Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 1, 1979, of Enrolled **SBs 23, 27, 31, 33, 34, 59, 92, 102, 103** and **105.**

COMMITTEE REPORT

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

DO PASS, as amended:

HB 1331 — Appropriations and Budget, as coauthored by Boatner.

SECOND READING

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

SB 344 — Business, Industry and Labor Relations.

COMMUNICATION

The following Communication was received from the Office of the Attorney General and incorporated into the Journal for this legislative day.

May 1, 1979

The Honorable Gene Howard
President Pro Tempore, State Senate
Room 422, State Capitol Building
Oklahoma City, Oklahoma 73105

Re: Enrolled Senate Resolution Number 11

To: Senator Howard

I am enclosing NON-RESIDENT ALIEN OWNERSHIP OF LAND IN OKLAHOMA: REPORT OF THE ATTORNEY GENERAL pursuant to the referenced Senate Resolution.

Sincerely,

/s/ JAN ERIC CARTWRIGHT
ATTORNEY GENERAL OF OKLAHOMA

cc: The Honorable Ernest Martin

SPECIAL REPORT

Senator Martin submitted the Report of the Attorney General on Non-Resident Alien Ownership of Land in Oklahoma pursuant to **SR 11,** and moved that the Senate receive said Report, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising the appointment by Speaker Draper of the following Representatives as Conferees on the General Conference Committee on Appropriations:

Davis (Don), Chairman
Deatherage, Vice Chairman

Barker
Denman
Dunn
Elder
Fitzgibbon
Fried
Hopkins
Murphy
Stephenson
Steward
Weichel
Whorton
Willis

Alternates:

Abbott
Atkins
Caldwell
Duke
Johnson (Don)

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
Boatner, Vice Chairman

Cate	Schuelein
Dahl	Stipe
Johnson	Terrill
Kilpatrick	Tinsley
Martin	Vann
Randle	Watson
Rozell	

Alternates:

Combs	Luton
Lamb	York
Lane	

RESOLUTION

Senator Keating introduced the following Resolution, consideration of which was deferred for this legislative day.

SR 43 — By Keating.
A Resolution commending the Junior League of Tulsa on their efforts and success in promoting certain civic and charitable activities; conveying best wishes; and directing distribution.

GENERAL ORDER

HB 1180 by Weichel, et al, of the House and Capps of the Senate was read and considered.

Senator Capps moved to amend **HB 1180,** Page 1, by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Capps, **HB 1180,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, **HB 1180,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1180 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—39.

Nay: Crow, Lane and Stipe.—3.

Excused: Howard, Keller, Pierce, Porter, Smith and Young.—6.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Pierce moved that the vote be reconsidered whereby **HB 1180** and the emergency section passed.

GENERAL ORDER

SJR 34 by Terrill was read and considered.

Upon motion of Senator Terrill, **SJR 34** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SJR 34** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 34 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Howell, Johnson, McDaniel, Murphy and Wolfe.—5.

Excused: Field, Howard, Keller, Pierce, Porter and Smith.—6.

The resolution and emergency passed.

SJR 34 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1002, 1082, 1100, 1276, 1313, 1345 and **1506** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 143 and **158** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 42 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1504 by Henry of the House and Cate and Clifton of the Senate was read and considered.

Senator Cate moved to amend **HB 1504,** Page 26, Lines 10, 11 and 14, by striking after the "(q)" and before the word "respond" on Line 11, all language and inserting in lieu thereof the word "To" and by changing the period on Line 14 to a comma and adding the following: "by written opinion determinative of the law regarding such subject matter.", which amendment was declared adopted.

Senator Keating moved to amend **HB 1504,** Page 26, Line 14½, by adding a new paragraph:

"(r) To convene multicounty grand juries in such manner and for such purposes as provided by law; provided, such grand juries are composed of citizens from each of the counties on a pro rata basis by county."

, which amendment was declared adopted.

Upon motion of Senator Clifton, **HB 1504,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1504,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1504 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Nay: Giles.—1.

Excused: Keller, Porter, Smith and Wolfe—4.

The bill and emergency passed.

HB 1504 was referred for engrossment.

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

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1070,** requesting Conference and naming Conferees as follows: Representatives Duke, Willis and Sparkman.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a conference on **HB 1070** was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Kilpatrick, Lamb and Johnson.

Senator Cate presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 149** and **SJR 17,** each as amended and coauthored; and **SB 153** and **SJR 27** (Emergency failed), each as amended.

HOUSE AMENDMENTS

HAs to **SB 149** were read as follows and consideration deferred.

Authors: Add the following coauthors: Elder, Kerr, Shurden, Stephenson, Camp, Holaday, Thompson (Mick), Murphy and Duckett of the House.

Amendment No. 1. Amend Page 2, Line 14, by adding after the word ''crops,'' and before the word ''forest'' the following: ''pasture lands,''.

HOUSE AMENDMENTS

HAs to **SJR 17** were read as follows and consideration deferred.

Authors: Add the following coauthors: Morgan, Murphy and Sparkman of the House.

Amendment No. 1. Amend Title, Page 1, Line 9, by inserting after the word ''REST-ROOMS'' and before the word ''IN-STALLED'' the following: ''AND CER-TAIN DUMP STATIONS''.

Amendment No. 2. Amend Page 2, Line 5, by inserting after the word ''facilities'' and before the word ''to'' the following: ''and dump stations for recreational motor vehicles''.

HOUSE AMENDMENTS

HAs to **SB 153** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 2, Line 30, after the word ''his'' by striking the words ''actual and necessary''.

Amendment No. 2. Amend Page 3, Line 15, after the word ''plus'' by deleting the words ''actual and necessary''.

Amendment No. 3. Amend Page 3, Line 28, after the word ''plus'' and before the word ''traveling'' by deleting the words ''actual and necessary''.

HOUSE AMENDMENTS

HAs to **SJR 27** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 2, Lines 18 through 24, by deleting the present Section 2 and substituting in lieu thereof the following new Section 2:

"SECTION 2. It is further the intent of the Legislature that the Oklahoma State Regents for Higher Education shall allocate, from any monies appropriated for education and general operating budgets of institutions, the sum of Two Hundred Thousand Dollars ($200,000.00) for the purpose of underwriting the costs of establishing the Center and maintaining it during the fiscal year ending June 30, 1980."

Amendment No. 2. Amend Page 2, Lines 29 through 32, by deleting all language, and amend the Title, Line 15, by deleting the word "EMERGENCY".

GENERAL ORDER

HB 1472, considered and deferred on Page 743, was considered further.

Senators Johnston and Crutcher moved to amend **HB 1472,** Page 5, Line 5, by deleting after the word "duties" and before the word "official" the period and inserting in its place a comma, to be followed by the following language: "except in the case of the county sheriff and deputy sheriffs who shall be entitled to claim reimbursement for use thereof at the rate of twenty cents ($0.20) for each mile traveled in performing official duties.", which amendment was declared adopted.

Senator Keating moved to amend **HB 1472,** Page 10, Line 8, by adding after the word "services." and before the word "The" the following: "Provided that such expenses are solely for the maintenance of such prisoners and any excess not expressly so used shall revert to the county general fund.", which amendment was declared adopted.

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

Senator Johnson moved to amend **HB 1472,** Page 5, Line 7, by deleting after the word "instruction." all language through Line 15.

Senator York moved to table the Johnson motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Cate, Combs, Crow, Cullison, Cummins, Field, Howard, Howell, Keating, Kilpatrick, Lamb, Lane, Luton, Randle, Taliaferro, Terrill, Tinsley, Watson and York.—21.

Nay: Boatner, Cain, Clifton, Crutcher, Dahl, Giles, Green, Johnson, Johnston, Landis, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Vann, Wolfe and Young.—24.

Excused: Capps, Keller and Porter.—3.

Senator Johnson pressed his motion to amend, which amendment was declared adopted.

Upon motion of Senator Taliaferro, **HB 1472,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HB 1472,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1472 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Johnson, Johnston, Keller, Pierce and Porter.—5.

The Chair advised the Senate that Senator Johnson, having been present in the Chamber during the vote would be shown voting "no" on **HB 1472** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 43. Nay: 1. Excused: 4.

The bill and emergency passed.

HB 1472 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 37 and **SCR 27** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SJR 12 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 rejection of **SAs** to Engrossed **HB 1201,** requesting Conference and naming Conferees as follows: Representatives Shurden, Murphy and Hobson.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a conference on **HB 1201** was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Lane, Keller and Luton.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1307.**

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

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1438,** requesting Conference and naming Conferees as follows: Representatives Rieger, Wilson and McCorkell.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a conference on **HB 1438** was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Lamb, Dahl and Miller.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1121,** as amended.

Advising rejection of **SAs** to Engrossed **HB 1493,** requesting Conference and naming Conferees as follows: Representatives Twidwell, Elder and Stephenson.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a confer-

ence on **HB 1493** was ordered granted, President Pro Tempore Howard appointing as Senate conferees the following: Senators Murphy, Schuelein and Johnston.

Senator Murphy presiding.

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

GENERAL ORDER

HB 1372 by Winn, et al, of the House and Berrong of the Senate was read and considered.

Senator Berrong moved to amend **HB 1372,** Page 1, Line 1, by adding a new Section 1 to read as follows and renumbering the subsequent section:

"SECTION 1. 47 O.S. 1971, Section 854, is amended to read as follows:

Section 854. (a) The Commissioner of Public Safety shall require that every motor vehicle, trailer, semitrailer and pole trailer, as defined herein, registered or operated in this state be inspected once **[a year]** EVERY THREE (3) YEARS at official inspection stations as provided in this act, and that an official certificate of inspection and approval be obtained for each such vehicle; provided, however, that motor carriers and express companies operating under the jurisdiction of the Interstate Commerce Commission, and/or the Department of Transportation and interstate and/or intrastate owners and/or operators of commercial, private or public fleets of vehicles maintaining inspection and repair facilities which meet standards established by the Commissioner of Public Safety, may be authorized by the Commissioner to perform such inspections insuch carriers' own maintenance shops, without bond, on vehicles owned or operated by them.

Such inspections shall be made and such certificates obtained with respect to the mechanism and equipment of every such vehicle as shall be designated by the Commissioner of Public Safety.

Every used vehicle **[offered for sale by a dealer]** UPON TRANSFER OF TITLE and every new vehicle when sold by a dealer must have been inspected and must meet the standards of inspection as provided in this act and must display a current inspection sticker.

The Commissioner of Public Safety is hereby authorized and directed to make necessary rules and regulations for the administration and enforcement of this act and to designate any period or periods of time during which owners of any vehicles, subject to this section, shall display upon such vehicle certificates of inspection and approval or shall produce the same upon demand of any officer or employee of the Department of Public Safety designated by the Commissioner of Public Safety or any police or peace officer when authorized by said Commissioner.

(b) The Commissioner of Public Safety may authorize the acceptance in this state of a Certificate of Inspection and approval issued in another state having an inspection law similar to this act and may extend the time within which a certificate shall be obtained by the resident owner of a vehicle which was not in this state during the time an inspection was required.

(c) The Commissioner of Public Safety may suspend the registration of any vehicle which he determines is in such unsafe condition as to constitute a menace to safety or which after notice and demand is not equipped as required in this act or for which a required certificate has not been obtained. Any person who shall have his vehicle registration suspended under the provisions of this section shall immediately forward his registration to the Department."

, and by deleting on Page 1, Line 4, the words "Five Dollars ($5.00)" and inserting in lieu thereof the words "Six Dollars ($6.00)", and on Lines 4 and 5, Page 2, delete the words "One Dollar and fifty cents ($1.50)" and insert in lieu thereof the following: "Two Dollars ($2.00)", and on Line 9, Page 2, delete the words "fifty cents ($0.50) and insert in lieu thereof the following: "One Dollar ($1.00)".

Senators Boatner and McDaniel moved as an in lieu amendment to the Berrong amendment to amend **HB 1372,** Page 1, Line 1, by striking the entire bill and substituting:

"Section 1. 47 O.S. 1971, Chapter 70, is hereby repealed."

Senator Lamb moved to table the Boatner-McDaniel motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Cain, Capps, Cate, Clifton, Crutcher, Cummins, Giles, Green, Howard, Howell, Johnson, Keating, Lamb, Landis, Luton, McCune, Martin, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson.—25.

Nay: Birdsong, Boatner, Combs, Cullison, Dahl, Johnston, Keller, Kilpatrick, Lane, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Wolfe, York and Young.—20.

Excused: Crow, Field and Porter.—3.

Senators Johnson and Taliaferro moved to amend the Berrong amendment, Page 2, Lines 13 and 14, by changing the words and figures to "$4.00"; leave the words and figures on Lines 16 through 18 at "$1.50"; leave the words and figures on Lines 20 and 21 at "50¢"; and changing Page 1, Line 6 to read "every two years" instead of "3 years".

Senator Lamb presiding.

Senator Berrong moved to table the Johnson-Taliaferro motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Giles, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe and York.—36.

Nay: Cain, Green, Johnson, Nickles, Pierce, Taliaferro and Young.—7.

Excused: Cummins, Field, McDaniel, Porter and Smith.—5.

Senator Wolfe moved to amend the Berrong amendment, Page 1, Line 21, by adding after the word "vehicle" the following: ", except wrecked, antique or similar type vehicles not driven on the public roadway and which have been certified as such under oath by the owner,", which amendment to the Berrong amendment was declared adopted.

Senator Berrong pressed his motion to amend, which amendment, as amended, was declared adopted.

Upon motion of Senator Berrong, **HB 1372,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **HB 1372,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1372 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Crow, Cummins, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, Martin, Murphy, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann and Wolfe.—30.

Nay: Birdsong, Boatner, Combs, Crutcher, Cullison, Dahl, Johnston, Landis, McCune, Miller, Randle, Watson, York and Young.—14.

Excused: Field, McDaniel, Porter and Smith.—4.

The bill passed.

HB 1372 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the naming of additional House Conferees on Engrossed Senate Bills, as follows: **SB 25:** Lancaster and Willis; **SB 188:** Elder and Henry.

APPOINTMENT OF ADDITIONAL CONFEREES

President Pro Tempore Howard appointed as additional Senate Conferees on **SB 188** the following: Senators Boatner and Berrong.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 143** and **158** and **SJR 12.**

The above numbered Enrolled Bills and Resolution were referred to the Governor.

CHANGE IN CONFEREES

President Pro Tempore Howard announced the following change in conferees on **SB 25:** Remove Luton and replace with Tinsley.

PENDING SENATE ACTION ON HAs

Upon motion of Senator Wolfe, **HAs** to **SB 176** were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Wolfe, Tinsley and Cummins.

Upon motion of Senator Stipe, **HAs** to **SB 138** were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Stipe, Vann and Dahl.

Upon motion of Senator Stipe, **HAs** to **SB 178** were rejected and conference requested, said bill to be referred to the Joint Conference Committee on Revenue.

Upon motion of Senator Stipe, **HAs** to **SB 329** were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Stipe, Lane and Boatner.

GENERAL ORDER

HB 1494 by Elder, et al, of the House and Stipe of the Senate was read and considered.

Upon motion of Senator Stipe, **HB 1494** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1494** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1494 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Field, Porter and Smith.—3.

The bill passed.

HB 1494 was referred for engrossment.

Senator Watson presiding.

GENERAL ORDER

HB 1284 by Deatherage and Harbin of the House and Tinsley and Cummins of the Senate was read and considered.

Senator Cummins moved to amend **HB 1284,** Page 8, Line 14, by striking the words and figure ''one thousand (1,000)'' and inserting the words and figure ''one thousand five hundred (1,500)'', which amendment was declared adopted.

Senator Cummins moved to amend **HB 1284,** Page 13, Line 10, by striking after the word ''month'' and before the word ''students'' the word ''Foreign'' and adding in lieu thereof the words ''Non-English speaking'', which amendment was declared adopted.

Upon motion of Senator Cummins, **HB 1284,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cummins, **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 and emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Field, Porter and Smith.—3.

The bill and emergency passed.

HB 1284 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1134** 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 1134** was ordered granted, said bill to be referred to GCCA.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed Senate Bills, and naming House Conferees as follows: **SB 7:** Draper, Fitzgibbon and Manning; **SB 180:** Sanders, Fried and Gray; **SB 234:** McCorkell, Kerr and Fried; **SB 298:** Combs, Feddersen and Hopkins.

GENERAL ORDER

HB 1116 by Townsend, et al, of the House and Clifton of the Senate was read and considered.

Senator Cate moved to amend **HB 1116,** Page 2, Line 11, by striking after "5." all language and inserting in lieu thereof the following: "Campus security police who are certified pursuant to the provisions of Section 3311 of Title 70 of the Oklahoma Statutes.", which amendment was declared adopted.

Senator Berrong moved to amend **HB 1116,** Page 1, Line 3, by adding after the word "learning" and before the word "of" the words "or a vocational education course at a state supported vocational-technical institution", which amendment was declared adopted.

Senator Keating moved to amend **HB 1116,** Page 2, Line 3, by adding after the word "injury" and before the word "incurred" the words "not the fault of that person", which amendment was declared adopted.

Senator Stipe moved to amend **HB 1116,** Page 2, Line 11, by inserting just prior to the adopted Cate amendment, the words "5. correction officers", which amendment was declared adopted.

Senator Dahl moved to amend **HB 1116,** Page 2, Line 13, by adding after the adopted Cate amendment, the following new language: "6. Game Rangers and Park Rangers.", which amendment was declared adopted.

Senators York and Howell moved to amend **HB 1116,** Page 2, Line 13, by adding after the word "Police" the following: "and Oscar Rose Junior College, South Oklahoma City Junior College, Capitol Hill High School and Midwest City High School".

Senator Clifton moved to table the York-Howell motion to amend, which motion to table was declared adopted.

Senator Johnston moved to amend **HB 1116,** Page 2, Line 13½, by adding a new paragraph as follows:

"The Capitol Security Police Force."

, which amendment was declared adopted.

Senator McCune moved to amend **HB 1116,** Page 2, Line 10, by adding after the adopted Cate amendment the language: "Oklahoma Department of Transportation".

Senator Clifton moved to table the McCune motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Green, Howard, Johnston, Keller, Kilpatrick, Landis, Lane, Luton, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—32.

Nay: Cain, Crow, Crutcher, Giles, Johnson, Keating, Lamb, McCune, McDaniel, Martin and Young.—11.

Excused: Field, Howell, Pierce, Porter and Smith.—5.

MOTION

Senator Giles moved to rerefer **HB 1116,** with amendments attached, to the Committee on Education, Higher, which motion was declared adopted.

GENERAL ORDER

HB 1006 by Peterson of the House and Kilpatrick of the Senate was read and considered.

Upon motion of Senator Kilpatrick, **HB 1006** was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1006** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1006 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Landis.—1.

Excused: Field, Pierce, Porter and Smith.—4.

The bill and emergency passed.

HB 1006 was referred for engrossment.

UNANIMOUS CONSENT REQUESTS

Senator Stipe asked unanimous consent, which was granted, that his motion to reconsider the vote whereby **HB 1363** passed be extended two legislative days.

Senator Cate asked unanimous consent, which was granted, that his motion to reconsider the vote whereby **HB 1436** passed be extended one legislative day.

MOTION TO RECONSIDER VOTE

Senator Cate moved that the vote be reconsidered whereby **HB 1116** was rereferred to the Committee on Education, Higher.

Senator Giles moved to table the Cate motion to reconsider, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Capps, Combs, Crutcher, Giles, Johnson, Keating, Keller, Lamb, Landis, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Rozell, Vann, Watson, Wolfe and York.—21.

Nay: Berrong, Birdsong, Cain, Cate, Clifton, Crow, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Kilpatrick, Lane, Luton, Randle, Schuelein, Stipe, Taliaferro, Terrill, Tinsley and Young.—23.

Excused: Field, Pierce, Porter and Smith.—4.

Senator Cate pressed his motion to reconsider, which motion was declared adopted, the roll call thereon being as follows:

Aye: Cate, Clifton, Crow, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Kilpatrick, Lane, Luton, McDaniel, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann and Young.—22.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Combs, Crutcher, Giles, Johnson, Keating, Keller, Lamb, Landis, McCune, Martin, Miller, Murphy, Nickles, Watson, Wolfe and York.—21.

Excused: Field, Pierce, Porter, Smith and Stipe.—5.

HB 1116, with amendments attached, was thereby placed on General Order.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1158,** as amended.

GENERAL ORDER

HB 1083 by Peterson of the House and Cain of the Senate was read and considered.

Upon motion of Senator Cain, **HB 1083** was advanced to engrossment.

By unanimous consent, upon request of Senator Cain, **HB 1083** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1083 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lane, McCune, Nickles, Randle, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and Young.—29.

Nay: Birdsong, Boatner, Cate, Giles, Johnson, Lamb, Landis, Luton, McDaniel, Martin, Miller, Rozell, Vann and York.—14.

Excused: Field, Murphy, Pierce, Porter and Smith.—5.

The bill passed.

HB 1083 was referred for engrossment.

GENERAL ORDER

HB 1013 by Peterson and Wilson of the House and Kilpatrick and Dahl of the Senate was read and considered.

Upon motion of Senator Kilpatrick, **HB 1013** was advanced.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1013** was placed on third reading and final passage.

THIRD READING

HB 1013 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—42.

Excused: Field, Murphy, Pierce, Porter, Smith and Young.—6.

The bill passed.

HB 1013 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1418 by Davis (Frank), et al, of the House and Johnston of the Senate was read and considered.

Senator Johnston moved to amend **HB 1418,** Page 1, Line 1, by deleting after the word "county" and before the word "develop" the word "may" and substituting the word "shall".

Senator Vann moved to table the Johnston motion to amend, which motion to table was declared adopted.

Senator Berrong moved to amend **HB 1418,** Page 2, Line 1, by striking after the word "benefits." all language and adding a new paragraph as follows:

"Any leave plan adopted by a county shall not extend benefits to any employee in excess of leave benefits available to a state employee."

, which amendment was declared adopted.

Upon motion of Senator Johnston, **HB 1418,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnston, **HB 1418,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1418 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, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Johnston, Kilpatrick, Lane, Luton, Martin, Murphy, Randle, Stipe, Taliaferro, Terrill, Tinsley, York and Young.—26.

Nay: Giles, Green, Johnson, Keating, Keller, Lamb, Landis, McCune, Miller, Nickles, Rozell, Schuelein, Vann, Watson and Wolfe.—15.

Excused: Birdsong, Capps, Field, McDaniel, Pierce, Porter and Smith.—7.

The bill passed.

Senator Rozell desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 27. Nay: 14. Excused: 7.

The Emergency failed.

MOTION TO RECONSIDER VOTES

As provided under Rule 19(b), Senator Keller moved that the vote be reconsidered whereby **HB 1418** passed.

As provided under Rule 19(b), Senator Johnston moved that the vote be reconsidered whereby the emergency section of **HB 1418** failed of passage.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent that all motions to reconsider a vote on all bills and resolutions made the remainder of this legislative week be disposed of before the close of business on Thursday, May 3, 1979, 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 Watson presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Howell, advised and consented to the confirmation of H. B. ATKINSON, Midwest City, as a member of the Transportation Commission to serve an 8-year term ending April 15, 1987. Mr. Atkinson succeeds Stanton L. Young.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, May 2, 1979, at 1:00 p.m., which motion prevailed.

BILL RELEASED

HB 1013 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 6:15 p.m. to meet Wednesday, May 2, 1979, at 1:00 p.m.

Seventieth Legislative Day

Wednesday, May 2, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Cummins, Giles, Keller and Porter.—4.

Senator Luton declared a quorum present.

The opening prayer was given by Senator Johnson.

The following prayer by Dr. Smith was incorporated into the Journal upon request of Senator Lamb.

Eternal God, our Father, You know how hard it is for us to make right decisions, pressured as we are by this group and that. You know how complicated this whole process of law can be. But, Lord, You have all the wisdom we need. So, make us perceptive, aware of all the repercussions of our law-making, aware of the ways it touches all kinds of people, all groups in our state.

Give us an unselfish spirit, O Lord, like the spirit we have seen in Jesus, that loving our neighbor and loving You may be seen clearly in the laws that we make.

Forgive us, we pray, for all the times we fail, the times we miss the mark. Set us free from feelings of guilt by Your grace, that we may tackle the problems of this day with all our powers unimpaired.

When evening comes, O Lord, may it bring a clear conscience, knowing that we have done our best, and that Your grace can redeem any failure.

For these comrades with whom we work, for the way they support and test us, we give thanks. Let Your blessings abide upon us all the day long and grant us peace, O Lord, at the end of the way. Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Landis introduced Dale Gibbs, R.N., Duncan; Senator Combs introduced Suzette Northcutt, R.N., Oklahoma City;

and Senator Watson, on behalf of Senator Randle, introduced Jean Binstock, Tulsa, 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:

SB 344 — Business, Industry and Labor Relations.

HB 1164 — Appropriations and Budget.

HB 1166 — Appropriations and Budget.

SPECIAL INTRODUCTIONS

Senator Cain introduced Dr. Dolphus Whitten, and his wife, Marie, to the members and asked unanimous consent, which was granted, that they be granted privileges of the floor to receive a copy of a Citation honoring this distinguished couple. Dr. Whitten is currently the President of Oklahoma City University and has recently announced his resignation.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1121, 1158, 1207** and **1262.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1031 by Davis (Don), et al, of the House and Smith of the Senate was read and considered.

Senator Wolfe moved to amend **HB 1031,** Page 4, Line 8, by adding after the word "mandatory." the following: "Provided that the insured shall be notified of any information provided pursuant to this Act. Such notice shall include the name and address of the entity to whom information is provided, as well as copies of all information so provided, if such copies are requested by the insured.", which amendment was declared adopted.

Upon motion of Senator Smith, **HB 1031,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1031,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1031 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Cummins, Giles, Keller, Pierce, Porter and Terrill.—6.

The bill passed.

HB 1031 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 174** (Emergency stricken),

200, 248 and **254,** each as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 174** were read as follows and consideration deferred.

Authors: Add the following coauthors: Baughman and Davis (Don) 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 174** 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 200** were read as follows and consideration deferred.

Authors: Add the following coauthors: Peterson and Poulos 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 200** 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 248** were read as follows and consideration deferred.

Authors: Add the following coauthor: Hill 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 248** 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 254** were read as follows and consideration deferred.

Authors: Add the following coauthors: Denman, Steward, Thompson (Mick) and Fried of the House.

Amendment No. 1. Amend Page 4, Line 5, by inserting after the words "Union Administrator," and before the word "and" the following: "Examiners of Banks, Trust Companies, Savings and Loan Associations, and Credit Unions,".

Amendment No. 2. Amend Page 4, Line 8, by inserting after the word "Statutes." the following: "Provided that, examiners of banks, trust companies, savings and loan associations, and credit unions not in the Merit System of Personnel Administration shall not be terminable except on cause shown in an individual proceeding as provided by the Administrative Procedures Act. The Banking Commission shall have the authority to determine if cause exists in the event such employee gives written notice of appeal of the termination within ten (10) days after the day of his termination."

Amendment No. 3. Amend Page 28, Line 20 through Page 30, Line 35, by

deleting all language in "SECTION 13" through "SECTION 19".

Amendment No. 4. Amend Title, Page 1, by striking Lines 13 through 15 and substituting in lieu thereof the following:

"An Act relating to banks and banking; amending 6 O.S. 1971, Sections 201, as last amended by Section 3, Chapter 66, O.S.L. 1977, 209, as amended by Section 2, Chapter 208, O.S.L. 1977, 211, as last amended by Section 3, Chapter 208, O.S.L. 1977, 802, as last amended by Section 1, Chapter 66, O.S.L. 1976, 803, as last amended by Section 1, Chapter 150, O.S.L. 1978, 901, 1404, as last amended by Section 1, Chapter 174, O.S.L. 1977, 1405, as amended by Section 16, Chapter 109, O.S.L. 1975, and 2008 (6 O.S. Supp. 1978, Sections 201, 209, 211, 802, 803, 1404 and 1405), 18 O.S. 1971, Sections 381.13 and 381.15, as amended by Section 2, Chapter 236, O.S.L. 1975 (18 O.S. Supp. 1978, Section 381.15), and 68 O.S. 1971, Section 812, as last amended by Section 1, Chapter 150, O.S.L. 1975 (68 O.S. Supp. 1978, Section 812); reenacting provisions establishing a Banking Department, Banking Commissioner, Banking Board, other officers and employees, their appointment, qualifications, removal, successors, salaries and expenses; placing certain employees under the Merit System; providing procedures for termination of certain employees; authorizing delegation of certain powers; requiring oath of office and bond; modifying experience and training requirements for certain assistants to the Commissioner; providing for adoption of seal, affixing seal and collecting fees therefor; reenacting certain required examinations by the Commissioner, reports by banks, forms and procedure for examinations and reports, and penalties and procedures for failure to make reports; modifying frequency of certain examinations by Commissioner and of certain reports by banks and time of transmittal of certain reports; reenacting limitations on maximum indebtedness of certain banks, with exceptions; modifying provisions to allow certain certificates of deposit as security for certain obligations; reenacting provisions authorizing, defining and limiting certain banks to make or purchase certain real estate loans; modifying certain required appraised value and duration of real estate loans as a first lien or when added to an unpaid balance of a second lien; allowing banks to make certain loans secured by residential property; changing certain limitations on total amount of real estate loans of a bank; revising certain requirements of real estate loan exceptions; modifying provisions governing payment of deposit, interest or dividends of accounts in name of two or more persons; specifying procedures for certain payable on a death accounts; changing amounts of indebtedness and security for certain loans to managing officers of a bank and reenacting penalties for violations thereof; including any trust company to be subject to the provisions establishing certain unlawful acts of banks, officers, directors, affiliates or employees of a bank; modifying procedures for delivering or transferring securities or assets of a decedent and making a trust company subject to such procedures; and establishing requirements for privacy and confidentiality of records of customers of financial institutions."

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 34 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1006, 1083, 1284, 1372, 1472, 1494 and **1504** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 178,** and referring same to Joint Conference Committee on Revenue.

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

GENERAL ORDER

HB 1352 by Milacek, et al, of the House and Lamb of the Senate was read and considered.

Senator McDaniel moved to amend **HB 1352,** Page 2, Line 3, by restoring the stricken language.

Senator Lamb moved to table the McDaniel motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Clifton, Crutcher, Green, Keller, Lamb, Landis, Martin, Miller, Murphy, Nickles, Pierce, Terrill, Tinsley and Watson.—15.

Nay: Berrong, Birdsong, Cain, Capps, Cate, Combs, Crow, Cullison, Dahl, Field, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lane, Luton, McCune, McDaniel, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Vann, Wolfe, York and Young.—30.

Excused: Cummins, Giles and Porter.—3.

Senator McDaniel pressed his motion to amend, which motion was declared adopted.

Senator Martin moved to amend **HB 1352,** Page 2, Line 7½, by adding: "The Commissioner of Public Safety is hereby authorized to make exceptions to the law in emergency circumstances.", which amendment was declared adopted.

Senator Boatner moved to amend **HB 1352,** Page 2, Line 3, by changing the words and figures, "twenty-one (21)" to read "twenty-five (25)", which amendment was declared adopted.

MOTION

Senator McDaniel moved to refer **HB 1352** to the Committee on County, State and Federal Government.

Senator Lamb moved to table the McDaniel motion to refer, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Crow, Crutcher, Green, Howell, Johnston, Keating, Keller, Lamb, McCune, Martin, Miller, Nickles, Schuelein, Taliaferro, Terrill, Tinsley, Watson and Young.—22.

Nay: Birdsong, Clifton, Combs, Cullison, Dahl, Howard, Johnson, Kilpatrick, Landis, Lane, Luton, McDaniel, Murphy, Pierce, Randle, Rozell, Smith, Stipe, Vann, Wolfe and York.—21.

Excused: Berrong, Cummins, Field, Giles and Porter.—5.

Senator Terrill moved to amend **HB 1352,** Page 2, Line 8, by adding a new paragraph before Section 2 to read as follows:

"If said structure is eighteen (18) feet or less in width at the base or the top, the maximum traveling distance shall not apply and such permit shall specify the highways to be used and said movement shall be permitted when consistent with public convenience and safety, as determined by the Commissioner of Public Safety."

Senator Vann moved to table the Terrill motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Crow, Crutcher, Field, Johnson, Johnston, Kilpatrick, Landis, Lane, McDaniel, Miller and Vann.—12.

Nay: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Dahl, Green, Howard, Howell, Keating, Keller, Lamb, Luton, McCune, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—32.

Excused: Cullison, Cummins, Giles and Porter.—4.

Senator Terrill pressed his motion to amend, which amendment was declared adopted.

SPECIAL INTRODUCTIONS

President Pro Tempore Howard asked unanimous consent, which was granted, that privileges of the floor be granted to Heisman Trophy Winner Billy Sims, OU Football Coach Barry Switzer, and other members of the OU team. President Pro Tempore Howard presented a copy of Enrolled Senate Resolution 42 to Billy Sims, which proclaimed "Billy Sims Day" in the State Senate, and praised Sims for his accomplishments as a football player at OU. Sims spoke briefly to the Senate; Coach Switzer also addressed the Senate.

Introduced were Greg Roberts, David Overstreet, Victor Hicks and Thomas Lott, all outstanding OU players.

President Pro Tempore Howard moved that the Senate stand recessed until 2:30 p.m. to attend a reception in the Roy E. Grantham Lounge honoring Coach Switzer and his party.

The Senate reassembled with Senator Crow presiding.

Senator Stipe questioned the presence of a quorum.

The Presiding Officer ordered the roll called, following which a quorum was declared present.

GENERAL ORDER

HB 1352 was considered further.

Upon motion of Senator Lamb, **HB 1352,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1352,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1352 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Crow, Crutcher, Field, Green, Howell, Johnston, Keating, Keller, Lamb, Landis, McCune, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Taliaferro, Tinsley, Watson and Young.—26.

Nay: Birdsong, Combs, Cullison, Dahl, Howard, Johnson, Kilpatrick, Lane, Luton, McDaniel, Schuelein, Vann, Wolfe and York.—14.

Excused: Berrong, Cummins, Giles, Porter, Randle, Smith, Stipe and Terrill.—8.

The bill passed.

Senators Wolfe, Birdsong, Schuelein, Luton, Berrong, Howard and Cullison desired to vote aye on the emergency; and Senator Field desired to vote nay 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.

MOTION TO RECONSIDER VOTE

Senator Lamb moved that the votes whereby **HB 1352** and the Emergency Section passed be reconsidered, as provided under Rule 19(b).

Senator Murphy presiding.

GENERAL ORDER

HB 1341 by Robinson, et al, of the House and York and Luton of the Senate was read and considered.

Senators Wolfe, Watson, Combs, Cain, Miller and Birdsong asked to be made coauthors of **HB 1341,** which was the order.

Senator Green moved to amend **HB 1341,** Page 2, Line 7, by adding after the word "code" and before the semicolon the following: ", including Section 4509 of this Title", which amendment was declared adopted.

Upon motion of Senator York, **HB 1341,** as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1341,** as coauthored and amended, 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Crow, Cummins, Giles, Porter and Smith.—5.

The bill passed.

HB 1341 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1155,** 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 1155** was ordered granted, said bill to be referred to GCCA.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1100,** requesting Conference and naming Conferees as follows: Representatives Draper, Glover and Stephenson.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a conference on **HB 1100** was ordered granted, President Pro Tempore Howard appointing

as Senate Conferees the following: Senators Terrill, Luton and Cummins.

GENERAL ORDER

HB 1450 by Sanders of the House and Johnson of the Senate was read and considered.

Senator Johnson moved to amend **HB 1450,** Page 1, by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Johnson, **HB 1450,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, **HB 1450,** as amended, 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: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Nay: Keating, Keller, McCune, Martin, Pierce and Wolfe.—6.

Excused: Crow, Cummins, Giles and Porter.—4.

The bill passed.

HB 1450 was referred for engrossment.

CHANGES IN CONFEREES

President Pro Tempore Howard announced the following changes in conferees:

On **SB 188:** Add Crutcher as an alternate.

On **HB 1438:** Remove Miller and replace with Cullison.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SJR 9** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SJR 9** by Howard and Crow of the Senate and Draper of the House, entitled:

A Joint Resolution providing for a state employee salary program and an effective date; specifying limits on salary increases *** emergency.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Amendment No. 1.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** to **SJR 9** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Crow, Boatner and Luton.

FOR THE HOUSE: Davis (Don), Deatherage and Barker.

GENERAL ORDER

HB 1460, considered on Page 712, was considered further.

Senator Rozell asked that all the amendments to **HB 1460** on the clerk's desk be unanimously adopted, to which request objection was heard.

Senator Cate presiding.

The Chair ruled that each amendment to a measure could only be considered as they are presented, one at a time, and that only one question could be put before the Senate at one time.

Senator Rozell moved to amend **HB 1460** by striking the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator Stipe, **HB 1460** was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **HB 1460,** as amended, was considered engrossed and placed on third reading and final passage.

Senator Murphy presiding.

THIRD READING

HB 1460 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—35.

Nay: Crow, Lamb, McCune, Murphy, Nickles, Pierce, Schuelein, Watson and Wolfe.—9.

Excused: Cummins, Giles, Porter and Smith.—4.

The bill and emergency passed.

HB 1460 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Stipe asked unanimous consent, which was granted, that his motion to extend the time to reconsider the vote whereby **HB 1363** passed be withdrawn.

HB 1363 was referred for engrossment.

PENDING SENATE ACTION ON HAs

Upon motion of Senator Crow, **HAs** to **SBs 100, 112, 116** and **122** were rejected and conferences requested, said bills to be referred to GCCA.

Upon motion of Senator Howell, **HAs** to **SB 193** were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Howell, Watson and Taliaferro.

MOTION RE SB 243

Senator Luton moved that the request for Conference on **SB 243** be withdrawn; that the Conference Committee be dissolved; and that the Conferees be dismissed, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 27,** as coauthored by Feddersen and Hopkins.

The above numbered Resolution was referred for enrollment.

PENDING SENATE ACTION ON HAs

Upon motion of Senator McCune, **HAs** to **SJR 10** were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators McCune, Clifton and Nickles.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed House Bills, requesting Conference and naming Conferees as follows: **HB 1002** — Dunn, Fitzgibbon and Stephenson. **HB 1082** — Peterson, Steward and Henry.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCES

Upon motion of Senator Lane, the request of the Honorable House for conferences on the following Engrossed House Bills was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following:

HB 1002 — Landis, Cate and Stipe.
HB 1082 — Lamb, Clifton and Luton.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1388,** as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1506,** requesting Conference and naming Conferees as follows: Representatives Weichel, Winn and Hill.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a conference on **HB 1506** was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Capps, Dahl and Cummins.

GENERAL ORDER

HJR 1017 by Dunman, et al, of the House and Martin of the Senate was read and considered.

Senators Schuelein and Cain asked to be made coauthors of **HJR 1017,** which was the order.

Upon motion of Senator Martin, **HJR 1017,** as coauthored, was advanced.

By unanimous consent, upon request of Senator Martin, **HJR 1017,** as coauthored, was placed on third reading and final passage.

THIRD READING

HJR 1017 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Cummins, Giles, Miller, Porter and Smith.—5.

The resolution and emergency passed.

HJR 1017 was ordered withheld pursuant to Rule 19(f).

Senator Lamb presiding.

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 1178** (2nd CCR); and **HB 1268.**

CONFERENCE COMMITTEE REPORTS

The following 2nd **CCR** on **HB 1178** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1178, and Engrossed Senate Amendments thereto, by Morgan, et al, of the House and Young, Dahl, Johnston and Lamb of the Senate, entitled:

An Act relating to property; amending Section 7-306, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-306), and 80 O.S. 1971, Section 1; providing for the consent for certain purposes and requiring the consent for certain purposes of the State Legislature for acquisition of land *** 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 accept Senate Amendment No. 1.

2. That Senate Amendment No. 1 be amended as follows:

(a) Page 1, Section 1, Line 31½ by adding a new sentence to Section 1, as follows: "The consent of this state is also given to the acquisition of land by the United States, by condemnation only with the consent of the owner, or purchase, gift or exchange, for the purpose of consolidation within existing boundaries of National Forests within this state."

(b) Page 1, Section 1, Line 29, by inserting after the word "projects" and before the word "or" the words "municipal water facilities".

3. That the title be restored as follows:

"An Act relating to property; amending 80 O.S. 1971, Sections 1 and 6; granting consent of this state to acquisition of land by the federal government for certain purposes; granting consent for certain limited acquisitions by certain means; requiring legislative approval for certain acquisitions; revoking consent for certain acquisitions; providing concurrent jurisdiction of this state and the federal government over acquired lands; repealing Sections 7-301 and 7-306, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Sections 7-301 and 7-306); and declaring an emergency.

Respectfully submitted,

FOR THE HOUSE: Morgan, Holden and Cotner.

FOR THE SENATE: Dahl, Johnson and Young.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1268** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1268, and Engrossed Senate Amendments thereto, by Lancaster, et al, of the House and Rozell, Luton, Cummins, Miller and Johnson of the Senate, entitled:

An Act relating to agriculture; providing short title; establishing the Oklahoma Soybean Association *** 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 accept Senate amendments 1, 2, 3, and 4.

2. That the following amendment be adopted by striking all of "Section 16" and inserting a new section to read:

"SECTION 16. There is hereby created in the State Treasury a fund to be designated the "Soybean Commission Revolving Fund." Said fund shall consist of all monies received by the Commission pursuant to statutory authority. The fund shall be a continuing fund not subject to fiscal year limitations and shall be under the control and management of the administrative authority of the Oklahoma Soybean Commission. Monies accruing to the credit of the revolving fund may be expended by the Commission in the manner prescribed by law for the purpose of carrying out the statutory duties and responsibilities of the Commission, and without legislative appropriation. Disbursements from the fund shall be made upon warrants issued by the State Treasury against claims submitted by the Commission to the Director of State Finance for audit and payment. The books, records and accounts of the Commission, in respect to the funds allocated to it under the provisions of this act shall be audited annually by the State Auditor and Inspector, with the cost of the respective audits to be paid from the funds of the respective organization for whom the audit is made."

3. Correct Title to read as follows:

"An Act relating to agriculture; providing short title; establishing the Oklahoma Soybean Association; defining terms; providing procedure to determine membership; providing qualifications, terms, compensation and removal of members; providing for the election of officers; providing meetings; providing for the appointment of a Director; declaring powers of the Commission; providing for an assessment; declaring the allocation of a certain percentage of the assessment; establishing a referendum for the assessment; providing procedures for a referendum; providing for transfer of funds upon assessment termination; providing for deduction of the assessment on a pledge or mortgage of soybeans; providing for certain reports; providing for refunds of the assessment in certain situations; providing for the deposit of certain monies; allowing annual audits; allowing cooperation with other organizations; providing penalties; directing codification; and declaring an emergency.

Respectfully submitted,

FOR THE HOUSE: Lancaster, Harper and Glover.

FOR THE SENATE: Rozell, Luton and Miller.

GENERAL ORDER

HB 1354 by Davis (Don) of the House and Clifton of the Senate was read and considered.

Senator Keating moved to amend **HB 1354,** Page 3, Line 9½, by adding a new subsection to read:

"E. The State of Oklahoma, its boards, commissions and agencies."

Senator Clifton moved to table the Keating motion to amend, which motion to table was declared failed of adoption.

Senator Keating pressed his motion to amend, which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Cain, Capps, Crutcher, Green, Johnston, Keating, Kilpatrick, Lamb, McCune, Miller, Murphy, Pierce, Watson and Young.—15.

Nay: Birdsong, Boatner, Cate, Clifton, Combs, Crow, Cullison, Dahl, Howard, Howell, Johnson, Keller, Landis, Lane, Luton, McDaniel, Martin, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Wolfe and York.—28.

Excused: Cummins, Field, Giles, Porter and Tinsley.—5.

Senator Wolfe moved to amend **HB 1354,** Page 6, Line 1, by adding after the word "judgment" and before the word "or", the following: "entered against any employee and/or political subdivision", which amendment was declared adopted.

Upon motion of Senator Clifton, **HB 1354,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1354,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1354 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—39.

Nay: Nickles.—1.

Excused: Cate, Crow, Cummins, Field, Giles, Porter, Smith and Tinsley.—8.

The bill and emergency passed.

HB 1354 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed Senate Bills, and naming House Conferees as follows: **SB 138** — Harbin, Sanders and Bradley. **SB 176** — Smith, Steward and Winn. **SB 329** — Caldwell, Murphy and Thompson (Mick).

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 100, 112, 116** and **122,** and referring same to GCCA.

MOTION TO RECONSIDER VOTE

Senator Taliaferro pressed his motion to reconsider the vote whereby **HJR 1025** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Clifton, Combs, Crow, Cullison, Dahl, Green, Howard, Howell, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann, York and Young.—28.

Nay: Berrong, Capps, Crutcher, Johnson, Johnston, Keating, Keller, McCune, Miller, Nickles, Pierce, Watson and Wolfe.—13.

Excused: Cate, Cummins, Field, Giles, Porter, Smith and Tinsley.—7.

THIRD READING

HJR 1025 was read for the third time at length, as follows:

HJR 1025 — By Draper and Hooper of the House and Howard and Taliaferro of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a constitutional amendment, adding Article V, Section 27A to the Constitution; providing for the Legislature to call itself into special session, under certain conditions; reserving the Governor's existing right to call special sessions of the Legislature; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to the Constitution of the State of Oklahoma, said amendment to be numbered Article V, Section 27A. to read as follows:

Section 27A. (1) The Legislature may be called into special session by a written call for such purposes as may be specifically set out in the call, signed by two-thirds (⅔) of the members of the Senate and two-thirds (⅔) of the members of the House of Representatives when it is filed with the President Pro Tempore of the Senate and the Speaker of the House of Representatives who shall issue jointly an order for the convening of the special session.

(2) Nothing in this section shall prevent the calling of a special session of the Legislature by the Governor, as provided by the Constitution of the State of Oklahoma.

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

adding a new Section 27A to Article V of the Oklahoma Constitution, providing that the Legislature may by a written call signed by two-thirds (⅔) of the membership of each House thereof call itself into special session; and reserving the Governor's existing right to call special sessions of the Legislature

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE 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 as set forth in SECTION 2 hereof, with the Secretary of State, and one copy with the Attorney General.

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

Aye: Birdsong, Cain, Cate, Clifton, Combs, Crow, Cullison, Dahl, Green, Howard, Johnston, Kilpatrick, Landis, Lane, Luton, Martin, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—25.

Nay: Berrong, Boatner, Capps, Crutcher, Howell, Johnson, Keating, Keller, Lamb, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Schuelein, Watson, Wolfe and Young.—19.

Excused: Cummins, Field, Giles and Porter.—4.

The Resolution passed.

HJR 1025 was referred to engrossment.

GENERAL ORDER

HB 1395 by Monks of the House and Stipe of the Senate was read and considered.

Senator Berrong moved to amend **HB 1395,** Page 4, Line 6, by adding after the word "expenditures" and before the period the words: "and shall be a public record".

Senator Smith presiding.

Senator Stipe moved to table the Berrong motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Crow, Dahl, Howard, Howell, Kilpatrick, Luton, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley and York.—20.

Nay: Berrong, Capps, Combs, Crutcher, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Taliaferro, Vann, Watson and Wolfe.—21.

Excused: Cullison, Cummins, Field, Giles, Lane, Porter and Young.—7.

Senator Berrong pressed his motion to amend, which amendment was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Capps, Cate, Clifton, Crutcher, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Taliaferro, Vann, Watson and Wolfe.—24.

Nay: Birdsong, Boatner, Cain, Combs, Cullison, Dahl, Howard, Howell, Kilpatrick, Luton, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley and York.—18.

Excused: Crow, Cummins, Field, Giles, Porter and Young.—6.

Senator Cate moved to amend **HB 1395,** Page 4, Line 16, by inserting after the period and before the word "Provided" the following language: "No employee, who participates in or absents himself without proper authorization during a strike or other prohibited activity, shall receive for a period of one year from the last day of such participation or absence any increase in compensation or benefits of any kind whatsoever over and above the amount received by the employee for the pay period next preceding the participation or absence. Any taxpayer of a public agency, which pays or agrees to pay any such increase, may bring an action to enjoin the public agency from directly or indirectly paying the increase and to recover on behalf of the public agency all amounts improperly paid; and no bond shall be required".

Senator Kilpatrick moved to table the Cate motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Combs, Crutcher, Cullison, Dahl, Howard, Howell, Johnston, Keating, Kilpatrick, Luton, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley and York.—22.

Nay: Berrong, Capps, Cate, Clifton, Green, Johnson, Keller, Lamb, Landis, Lane, McCune, McDaniel, Martin, Miller, Nickles, Taliaferro, Vann, Watson, Wolfe and Young.—20.

Excused: Crow, Cummins, Field, Giles, Pierce and Porter.—6.

Senator Nickles moved to amend **HB 1395,** Page 7, Line 1, by adding after the word "includes" and before the word "employees" the words "among its members", which amendment was declared adopted.

Senators Berrong and Terrill moved to amend **HB 1395,** Page 12, Line 13, by adding after the word "from" and before the word "participating" the words "joining or", which amendment was declared adopted.

Senator Nickles moved to amend **HB 1395,** Page 12, Line 16½, by inserting the following language:

"No public employee shall be required to join a recognized employee organization as a condition of employment, retention of employment or promotion, nor shall any public employee be required to pay dues or other renumeration to any recognized employee organization as a condition of employment, retention of employment or promotion."

Senator Stipe moved to table the Nickles motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Cain, Combs, Cullison, Dahl, Kilpatrick, Luton, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley and York.—16.

Nay: Berrong, Boatner, Capps, Cate, Clifton, Crow, Crutcher, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Taliaferro, Vann, Watson and Wolfe.—26.

Excused: Cummins, Field, Giles, Howard, Porter and Young.—6.

Senator Nickles pressed his motion to amend, which amendment was declared adopted.

Senator Keller moved to amend **HB 1395,** Page 4, Line 16, by adding after the word "employment." and before the word "Provided" the following language:

"Any public employee who participates in such action will not be eligible to receive unemployment compensation or food stamps as a result of any unemployment resulting therefrom."

Senator Tinsley moved to table the Keller motion to amend, which motion to table was declared adopted.

Senator Nickles moved to amend **HB 1395,** Page 15, Line 5, by striking after the word "thereof." all language on Lines 5 through 8.

Senator Stipe moved to table the Nickles motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Combs, Cullison, Dahl, Kilpatrick, Lane, Luton,

Martin, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, York and Young.—18.

Nay: Berrong, Capps, Cate, Clifton, Crow, Crutcher, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Taliaferro, Vann, Watson and Wolfe.—24.

Excused: Cummins, Field, Giles, Howard, Porter and Randle.—6.

Senator Nickles pressed his motion to amend, which amendment was declared adopted.

Senator Berrong moved to amend **HB 1395,** Page 17, Lines 9 through 11, by striking all of subsection "D" and relettering "E" as "D".

Senator Kilpatrick moved to table the Berrong motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Combs, Crutcher, Cullison, Dahl, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, Martin, Miller, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, York and Young.—26.

Nay: Berrong, Capps, Cate, Clifton, Crow, Green, Johnson, Keller, Landis, McCune, McDaniel, Murphy, Nickles, Pierce, Taliaferro, Vann, Watson and Wolfe.—18.

Excused: Cummins, Field, Giles and Porter.—4.

Senator Berrong moved to amend **HB 1395,** Page 20, Line 15, by striking after the word "dispute" and before Section 15, all language and removing the comma after "dispute" and inserting a period.

Senator Stipe moved to table the Berrong motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Combs, Cullison, Dahl, Howard, Howell, Johnston, Keating, Kilpatrick, Lane, Luton, Martin, Miller, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley and York.—23.

Nay: Berrong, Capps, Cate, Clifton, Crow, Crutcher, Green, Johnson, Keller, Lamb, Landis, McCune, McDaniel, Murphy, Nickles, Pierce, Taliaferro, Vann, Watson and Wolfe.—20.

Excused: Cummins, Field, Giles, Porter and Young.—5.

Senator Berrong moved to amend **HB 1395,** Page 22, Line 13, by striking after the word "public." and before the word "The" on Page 23, Line 3, all language.

Senator Stipe moved to table the Berrong motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Combs, Crutcher, Cullison, Dahl, Howard, Johnston, Kilpatrick, Lane, Luton, Martin, Randle, Rozell, Smith, Stipe, Terrill, Tinsley and York.—20.

Nay: Berrong, Capps, Cate, Clifton, Crow, Green, Howell, Johnson, Keating, Keller, Lamb, Landis, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Schuelein, Taliaferro, Vann, Watson, Wolfe and Young.—24.

Excused: Cummins, Field, Giles and Porter.—4.

Senator Berrong pressed his motion to amend, which amendment was declared adopted.

Senator Nickles moved to amend **HB 1395,** Page 28, Line 9½, by inserting a new Section 20 to read as follows and renumbering Sections 20 and 21:

"SECTION 20. Nothing in this act or in any other law of the State of Oklahoma shall be deemed to preclude a private action for damages against an employee organization when such damages are a result of an illegal strike encouraged, condoned or participated in by such employee organization."

Senator Stipe moved to table the Nickles motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Howard, Howell, Keating, Kilpatrick, Lamb, Lane, Luton, Martin, Miller, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wolfe, York and Young.—29.

Nay: Berrong, Capps, Cate, Green, Johnson, Johnston, Keller, Landis, McCune, McDaniel, Murphy, Nickles, Pierce, Vann and Watson.—15.

Excused: Cummins, Field, Giles and Porter.—4.

Senator Stipe moved that **HB 1395,** as amended, be advanced to engrossment, which motion was declared adopted.

Senator Stipe asked unanimous consent that the vote be reconsidered whereby **HB 1395 was advanced, to which request objection was heard.**

Senator Stipe moved that **HB 1395** be advanced to engrossment, which motion was declared adopted.

By unanimous consent, upon request of Senator Stipe, **HB 1395,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Stipe asked unanimous consent to amend **HB 1395** on third reading by crippling the Title, to which request objection was heard.

Senator Stipe moved that the rules be suspended, and the Title to **HB 1395** be crippled, which motion to suspend the rules was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Dahl, Howard, Howell, Johnson, Johnston, Kilpatrick, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—33.

Nay: Clifton, Green, Keating, Keller, Lamb, Landis, McCune, Nickles, Pierce, Watson and Wolfe.—11.

Excused: Cummins, Field, Giles and Porter.—4.

HB 1395 was read for the third time at length.

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

Aye: Birdsong, Cain, Cate, Combs, Crutcher, Cullison, Howard, Howell, Kilpatrick, Luton, Randle, Schuelein, Smith, Stipe, Terrill, Tinsley and York.—17.

Nay: Berrong, Boatner, Capps, Clifton, Crow, Dahl, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Taliaferro, Vann, Watson, Wolfe and Young.—27.

Excused: Cummins, Field, Giles and Porter.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby **HB 1395** failed of passage.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, May 3, 1979, at 10:00 a.m., which motion prevailed.

BILL RELEASED

HB 1436 was referred for engrossment.

HJR 1017 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 6:15 p.m. to meet Thursday, May 3, 1979, at 10:00 a.m.

Seventy-first Legislative Day

Thursday, May 3, 1979

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Cummins, Stipe and Terrill.—3.

Senator Boatner declared a quorum present.

The following prayer was offered by Dr. Smith and incorporated into the Journal upon request of Senator Lamb.

My attention has been called to the fact that Miss W. E. Bill Shipley, who for many years was the Journal Clerk and Chief Clerk of the Senate, will have surgery tomorrow and we will certainly want to remember her in our prayers.

Eternal God, our Father, first of all we give thanks for Your providential care through a stormy night and for the journeying mercies which have brought us together this morning.

We pray for those who are not so fortunate, for those who suffer from storms and floods. Grant them comfort and courage, O Lord, and send them adequate help, we pray.

Here in the Senate, we ask for Your blessings this day.

We pray especially for Miss Shipley. Grant wisdom to doctors and surgeons, give her that inner calm and confidence that only You can provide, and grant that Your Heavenly ministry may abide in and through her. Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McCune introduced Janice Edwards, R.N., Oklahoma City, as the Nurse of the Day.

UNANIMOUS CONSENT REQUEST

Senator York asked unanimous consent, which was granted, to suspend Joint Rule 17, to allow the Committee on Public

Safety and Penal Affairs to consider and report on **HB 1242,** and to exempt said measure from all cutoff deadlines to allow consideration this legislative session.

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 118** — Appropriations and Budget.
CS for **HB 1137** — Appropriations and Budget.
CS for **HB 1157** — Appropriations and Budget.
CS for **HB 1242** — Public Safety and Penal Affairs, as coauthored by York.

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 Boatner presiding, who made the following announcements:

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 Board of Regents of Western Oklahoma State College, to serve a 7-year term ending March 24, 1986. Mr. Crow succeeds himself.

The Senate, in executive session, and upon motion of Senator Cullison, advised and consented to the confirmation of ILENE FLANAGAN, Collinsville, as a member of the Board of Regents of Claremore Junior College, to serve a 5-year term ending June 30, 1984. Ms. Flanagan succeeds Nelson Devers.

The Senate, in executive session, and upon motion of Senator Johnson, advised and consented to the confirmation of JACK MAXWELL, Cartersville, as a member of the State Board of Agriculture, to serve a 5-year term ending April 26, 1984. Mr. Maxwell succeeds himself.

The Senate, in executive session, and upon motion of Senator Johnston, advised and consented to the confirmation of FRANK SEAY, Sr., Seminole, as a member of the Board of Regents of Seminole Junior College, to serve a 7-year term ending July 1, 1985. Mr. Seay succeeds himself.

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 a 7-year term ending July 1, 1985. Mr. Snapp succeeds himself.

MESSAGE FROM THE HOUSE

Advising the Speaker has made the following appointments to G.C.C.A. Subcommittees:

EDUCATION

Deatherage, Ch.
Davis (Don)
Fried
Duke, Alt.

GENERAL GOVERNMENT AND JUDICIARY

Stephenson, V. Ch.
Elder
Steward
Caldwell, Alt.

PUBLIC SAFETY AND HIGHWAYS

Weichel, V. Ch.
Hopkins
Whorton
Abbott, Alt.

REGULATORY AND NATURAL RESOURCES

Dunn, Ch.
Fitzgibbon
Barker
Johnson (Don), Alt.

SOCIAL SERVICES PUBLIC AND MENTAL HEALTH

Willis, V. Ch.
Murphy
Denman
Atkins, Alt.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1031, 1341, 1354, 1363, 1436, 1450, 1460 and **HJR 1025** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SCR 27 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed Senate Bills, and naming House Conferees as follows: **SB 188** — Add Stephenson as an Alternate Conferee. **SB 193** — Abbott, Murphy and Duke. **SJR 10** — Vaughn, Riggs and Cleveland.

CHANGE IN CONFEREES

Senator Lane advised the Senate of the following change in Conferees on **SB 188:** Remove Senators Cate, Vann and Boatner and replace with Senators Stipe, Luton and Keller with Senator Green to remain as Chairman, Senator Berrong as member and Senator Crutcher as alternate.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1494,** as amended.

Advising rejection of **SAs** to Engrossed House Bills, requesting Conference and naming House Conferees as follows: **HB 1284** — Deatherage, Harbin and Hobson. **HB 1313** — Shurden, Fitzgibbon and Davis (Frank). **HB 1345** — Steward, Brunton and Elder. **HB 1472** — Glover, Kamas and Winn.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 40, 251, 260, 287** and **295,** each as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 40** were read as follows and consideration deferred.

Authors: Add the following coauthors: Sanders and Manar of the House.

Amendment No. 1. Amend the Title, Page 1, by deleting Lines 9½ through 20½, and substituting in lieu thereof the following:

"(Insurance — Creating Property and Casualty Insurance Guaranty Association — Emergency)".

HOUSE AMENDMENTS

HAs to **SB 251** were read as follows and consideration deferred.

Authors: Add the following coauthors: Mentzer and Bengtson of the House.

Amendment No. 1. Amend Page 1, Line 17, by deleting after the word "that" and before the word "shall" the words "exhausts above the water at any time" and subsituting in lieu thereof the words "is designed to exhaust above the water".

Amendment No. 2. Amend Page 1, Line 32, by adding a new SECTION 2 to read as follows:

"SECTION 2. Provided this act shall not apply to outboard motors."

, and by renumbering present "Section 2" to read "Section 3" and amend the Title, Line 9½, by inserting after the word "MUFFLERS;" and before the word "AND" the words "EXEMPTING OUTBOARD MOTORS;".

HOUSE AMENDMENTS

HAs to **SB 260** were read as follows and consideration deferred.

Authors: Add the following coauthors: Elder, Kerr, Shurden and Stephenson of the House.

Amendment No. 1. Amend Page 1, Line 36, after the word "exceeding" and on Page 2, Line 1, before the word ", or" by deleting the words and figures "One Thousand Dollars ($1,000.00)" and inserting in lieu thereof the words and figures "Five Thousand Dollars ($5,000.00)".

HOUSE AMENDMENTS

HAs to **SB 287** were read as follows and consideration deferred.

Authors: Add the following coauthor: Davis (Frank) of the House.

Amendment No. 1. Amend Page 2, Line 30, by inserting after the word "**[county]**" and before the period "." the word "statewide".

HOUSE AMENDMENTS

HAs to **SB 295** were read as follows and consideration deferred.

Authors: Add the following coauthor: Davis (Don) 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 295** 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 1384 by Draper, et al, of the House and Randle, Terrill, Martin, Cullison, Dahl, Cain, Cummins, Johnson, Keating, Keller, Luton, McDaniel, Porter, Schuelein, Taliaferro, York, Birdsong, Capps, Cate, Clifton, Combs, Howell, Kilpatrick, Lamb, Lane, Pierce, Rozell, Stipe, Tinsley, Vann, Miller, Howell, Landis, Murphy, Watson and Green of the Senate was read and considered.

Senator Young moved to amend **HB 1384,** Page 1, Line 1, by striking the Title, enacting clause and entire bill and substituting the following:

The Chair advised the Senate that provisions of Senate Rule 14(b) are hereby

suspended and the Young amendment to **HB 1384** will not be printed in full in the Journal.

Senators Randle, Howell, Kilpatrick, Cullison, Lamb, Martin, Tinsley, Dahl, Taliaferro, Capps, Murphy, Watson, York, Terrill, Rozell, Clifton, Cate, Keller and Luton moved as an in lieu amendment to the Young amendment to **HB 1384,** Page 2, Line 1, by striking all language through Line 6, Page 32, and inserting in lieu thereof the following language.

The Chair advised the Senate that provisions of Senate Rule 14(b) are hereby suspended and the Randle, et al, amendment to **HB 1384** will not be printed in full in the Journal.

Senator Luton presiding.

Senator Randle pressed his motion to amend.

Senator Young moved to table the Randle, et al, motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Cain, Crow, Crutcher, Green, Howard, Johnson, Johnston, Keating, McCune, McDaniel, Miller, Nickles, Porter, Smith, Wolfe, York and Young.—18.

Nay: Birdsong, Boatner, Capps, Cate, Clifton, Combs, Cullison, Dahl, Field, Giles, Howell, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann and Watson.—27.

Excused: Cummins, Stipe and Terrill.—3.

Senators Young and Boatner moved as a substitute amendment to the Randle, et al, amendment to amend **HB 1384,** Page 1, Line 1, as follows.

The Chair advised the Senate that provisions of Senate Rule 14(b) are hereby suspended and the Young-Boatner amendment will not be printed in full in the Journal.

Senator Randle moved to table the Young-Boatner motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Cate, Clifton, Cullison, Dahl, Field, Giles, Green, Howell, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Taliaferro, Tinsley, Vann, Watson and Wolfe.—28.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Combs, Crutcher, Johnson, Johnston, Lane, McDaniel, Porter, Schuelein, York and Young.—15.

Excused: Crow, Cummins, Howard, Stipe and Terrill.—5.

Senator Randle pressed his motion to amend, which amendment was declared adopted.

Senator Cate moved to amend the adopted Randle, et al, amendment, Page 3, Line 18, by striking before the word "years" the words and figures "eighteen (18)" and inserting in lieu thereof the words and figures "fifteen (15)", which amendment to the Randle, et al, amendment was declared adopted.

Senator Boatner moved to amend the adopted Randle, et al, amendment, as amended, Page 14, Lines 13 through 17, by striking the new language and restoring the stricken language.

Senator Lamb moved to table the Boatner motion to amend, which motion to table was declared adopted.

Senator Nickles moved to amend the adopted Randle, et al, amendment, as amended, Page 13, Line 9, by striking "thirty (30)" and replacing with "thirty-five (35)".

Senator Randle moved to table the Nickles amendment, which motion to table was declared adopted.

Senator Berrong moved to amend the adopted Randle, et al, amendment, on Page 3, Line 9½, by adding after the word "herein" and before the "(3)" the following language: "Any member in unclassified service shall be permitted to make payment for past service upon payment of the appropriate amount, plus interest, if application is made by the member within 90 days of passage of this Act.", which amendment was declared adopted.

Upon motion of Senator Lamb, **HB 1384,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1384,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1384 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Crow, Cummins, Porter, Stipe and Terrill.—5.

The bill and emergency passed.

HB 1384 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 87** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill No. 87 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House, entitled:

(Lieutenant Governor — Appropriation — Emergency).

together with Engrossed House Amendments thereto, 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 accept House Amendment No. 1.

2. That the following Conference Committee amendments be adopted:

a. Page 1, Lines 22 and 23, by deleting the words and figures "Ninety-seven Thousand Four Hundred Twenty Dollars ($97,420.00)" and substituting in lieu thereof the words and figures "One Hundred Fifteen Thousand Dollars ($115,000.00)".

b. Page 1, Line 31, by deleting the word and figure "four (4)" and substituting in lieu thereof the word and figure "five (5)".

Respectfully submitted,

FOR THE SENATE: Crow and Boatner.

FOR THE HOUSE: Davis (Don) and Deatherage.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 89** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 89** entitled:

An Act relating to the Office of the Secretary of State 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 the same with the following recommendations:

1. That the Senate accept House Amendments 2, 3, and 4.

2. That the House recede from House Amendment 1.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Johnson, Martin, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1160,** 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 1160** was ordered granted, said bill to be referred to GCCA.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives refuses to grant the request of the Senate to withdraw Engrossed **SB 243** from Special Conference.

MOTION RE SB 243

Senator Luton moved that the request to withdraw Engrossed **SB 243** from Special Conference be rescinded, which motion was declared adopted, with the original conferees appointed to remain the same.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1013** and **1388.**

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 CONFERENCES

Upon motion of Senator Lane, the request of the Honorable House for conferences on the following Engrossed House Bills was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following on said bills:

HB 1284 — Senators Tinsley, Dahl and Cummins.
HB 1313 — Senators Terrill, Rozell and Cullison.
HB 1345 — Senators Clifton, Stipe and Luton.
HB 1472 — Senators Taliaferro, York and Tinsley.

Senator Lane moved that the Senate stand recessed until 1:45 p.m., which motion prevailed.

The Senate reassembled with Senator Martin presiding.

Senator Clifton questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Luton presiding.

GENERAL ORDER

HB 1397 by Steward, et al, of the House and Clifton of the Senate was read and considered.

Senators Randle, York and Birdsong asked to be named coauthors of **HB 1397**, which was the order.

Senator Watson presiding.

Senator Young moved to amend **HB 1397,** Page 1, Line 1, by striking the Title, enacting clause and the entire bill and inserting in lieu thereof the following.

The Chair advised the Senate that provisions of Senate Rule 14(b) were hereby suspended, and the Young amendment will not be printed in full in the Journal.

Senator Howard asked unanimous consent that all amendments to **HB 1397** accompany the bill to the Joint Conference Committee on Retirement Laws for consideration, which was the order.

Senator Howard moved that **HB 1397** be advanced to engrossment, which motion to advance was declared adopted.

By unanimous consent, upon request of Senator Clifton, **HB 1397** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1397 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, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Giles, Green, Howard, Howell, Johnson, Keating, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—35.

Excused: Cate, Crow, Cummins, Dahl, Field, Johnston, Keller, Kilpatrick, Lane, Pierce, Porter, Stipe and Terrill.—13.

The bill and emergency passed.

HB 1397 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 27.**

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

MOTION

Senator McDaniel moved that the vote be reconsidered whereby **HB 1352** passed, and, pursuant to the Lane unanimous consent request, Page 779, pressed his motion at this time.

POINT OF ORDER

Senator Lamb raised a point of order and requested a ruling of the Chair stating that the motion to reconsider the vote whereby **HB 1352** passed was lodged as a Lamb motion, and as the moving Senator only he be allowed to press the motion to reconsider.

The Chair ruled the McDaniel motion in order and allowed Senator McDaniel to press his motion at this time.

Senator Lamb moved to table the McDaniel motion to reconsider the vote whereby **HB 1352** passed, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Clifton, Green, Howell, Keating, Lamb, Landis, McCune, Nickles, Randle, Tinsley and Watson.—11.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Combs, Crutcher, Cullison, Howard, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, Miller, Murphy, Rozell, Schuelein, Smith, Taliaferro, Vann, Wolfe, York and Young.—25.

Excused: Cate, Crow, Cummins, Dahl, Field, Giles, Keller, Lane, Pierce, Porter, Stipe and Terrill.—12.

Senator McDaniel pressed his motion to reconsider, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—36.

Excused: Cate, Crow, Cummins, Dahl, Field, Giles, Keller, Lane, Pierce, Porter, Stipe and Terrill.—12.

THIRD READING

Senator McDaniel asked unanimous consent to amend **HB 1352** on third reading by crippling the Title, which was the order.

HB 1352 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, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Giles, Green, Howard, Howell, Johnston, Keating, Lamb, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—32.

Nay: Birdsong, Johnson, Landis and Schuelein.—4.

Excused: Cate, Crow, Cummins, Dahl, Field, Keller, Kilpatrick, Lane, Pierce, Porter, Stipe and Terrill.—12.

The bill and emergency passed.

HB 1352 was referred for engrossment.

GENERAL ORDER

HB 1038 by Davis (Don), et al, of the House and York of the Senate was read and considered.

Upon motion of Senator York, **HB 1038** was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1038** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1038 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Howard, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Schuelein, Smith, Taliaferro, Tinsley, Watson, Wolfe, York and Young.—31.

Nay: Birdsong, Boatner, Howell, Johnson, Landis, Luton, Murphy and Vann.—8.

Excused: Crow, Cummins, Dahl, Field, Giles, Porter, Rozell, Stipe and Terrill.—9.

The bill passed.

HB 1038 was referred for engrossment.

GENERAL ORDER

HB 1408 by Craighead, et al, of the House and Cullison of the Senate was read and considered.

Upon motion of Senator Cullison, **HB 1408** was advanced to engrossment.

By unanimous consent, upon request of Senator Cullison, **HB 1408** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1408 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Howard, Johnston, Keating, Keller, Kilpatrick, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Pierce, Randle, Schuelein, Tinsley, Vann, Watson, Wolfe and York.—30.

Nay: Boatner, Johnson, Lamb, Martin and Young.—5.

Excused: Crow, Cummins, Dahl, Field, Giles, Howell, Nickles, Porter, Rozell, Smith, Stipe, Taliaferro and Terrill.—13.

The bill passed.

HB 1408 was referred for engrossment.

GENERAL ORDER

HB 1027 by Townsend of the House and Lane of the Senate was read and considered.

Senator Lane moved that **HB 1027** be advanced, which motion was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Howard, Kilpatrick, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Schuelein, Taliaferro, Tinsley, Vann, York and Young.—23.

Nay: Berrong, Combs, Green, Johnson, Keating, Keller, Lamb, Landis, McCune, Nickles, Pierce, Watson and Wolfe.—13.

Excused: Crow, Cummins, Dahl, Field, Giles, Howell, Johnston, Porter, Rozell, Smith, Stipe and Terrill.—12.

Senator Lane asked unanimous consent to suspend the rules and that **HB 1027** be

considered engrossed and placed on third reading and final passage, to which request objection was heard.

Senator Lane moved that the rules be suspended and that **HB 1027** be considered engrossed and placed on third reading and final passage, which motion to suspend was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Howard, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Schuelein, Taliaferro, Tinsley, Vann, York and Young.—27.

Nay: Berrong, Green, Keating, Keller, Lamb, McCune, Nickles, Pierce, Watson and Wolfe.—10.

Excused: Crow, Cummins, Dahl, Field, Giles, Howell, Porter, Rozell, Smith, Stipe and Terrill.—11.

Senator Luton presiding.

GENERAL ORDER

HB 1177 by Sheppard, et al, of the House and Crow of the Senate was read and considered.

Senator Murphy moved to amend **HB 1177** by restoring the Title, which amendment was declared adopted.

Senator Crow moved to amend **HB 1177,** Page 2, Lines 15 through 18, by deleting all the language on Lines 15 through 18 and renumbering subsequent paragraphs; and by inserting the word "public" in lieu of the word "government" throughout the act when the word is used in conjunction with the word "buildings"; and by striking on Lines 2 and 3 on Page 10 the numerals and words "951 through 957 of Title 60" and inserting numerals in lieu thereof as follows: "151 through 157 of Title 61", which amendment was declared adopted.

Upon motion of Senator Murphy, **HB 1177,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1177,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1177 was read for the third time at length.

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

Aye: Cain, Cate, Clifton, Crutcher, Cullison, Howard, Johnson, Johnston, Kilpatrick, Luton, Murphy, Randle, Tinsley, Vann, Watson and York.—16.

Nay: Berrong, Birdsong, Boatner, Capps, Combs, Green, Keating, Keller, Lamb, Landis, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Schuelein, Taliaferro, Wolfe and Young.—20.

Excused: Crow, Cummins, Dahl, Field, Giles, Howell, Lane, Porter, Rozell, Smith, Stipe and Terrill.—12.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Murphy moved that the vote be reconsidered whereby **HB 1177** failed of passage.

GENERAL ORDER

HB 1331 by Twidwell, et al, of the House and Boatner of the Senate was read and considered.

Upon motion of Senator Boatner, **HB 1331** was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **HB 1331** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1331 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—36.

Excused: Crow, Cummins, Dahl, Field, Giles, Howell, Lane, Porter, Rozell, Smith, Stipe and Terrill.—12.

The Chair advised the Senate that Senators Lane and Porter having been present in the Chamber during the time the vote was taken on **HB 1331** would be shown voting "no" on the bill, in compliance with Rule 33(b). The vote thereby resulted as follows: Aye. 36. Nay. 2. Excused. 10.

The bill passed.

Senators Lane and Porter 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.

HB 1331 was referred for engrossment.

Senator Cate presiding.

GENERAL ORDER

HB 1409 by Fitzgibbon, et al, of the House and Cullison of the Senate was read and considered.

Upon motion of Senator Cullison, **HB 1409** was advanced.

By unanimous consent, upon request of Senator Cullison, **HB 1409** was placed on third reading and final passage.

THIRD READING

HB 1409 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Excused: Crow, Cummins, Dahl, Field, Giles, Howell, Rozell, Smith, Stipe and Terrill.—10.

The bill and emergency passed.

HB 1409 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HJR 1007 by Peterson of the House and Kilpatrick of the Senate was read and considered.

Upon motion of Senator Randle, **HJR 1007** was advanced.

By unanimous consent, upon request of Senator Randle, **HJR 1007** was placed on third reading and final passage.

THIRD READING

HJR 1007 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Howard, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Tinsley, Vann, Watson, Wolfe, York and Young.—34.

Nay: Johnson, McDaniel and Taliaferro.—3.

Excused: Crow, Cummins, Dahl, Field, Giles, Howell, Porter, Rozell, Smith, Stipe and Terrill.—11.

The resolution and emergency passed.

HJR 1007 was ordered withheld pursuant to Rule 19(f).

BILLS REREFERRED TO COMMITTEES

Senator York asked unanimous consent, which was granted, that the following bills be rereferred to the following Committees:

SB 258 — Elections and Privileges.
HB 1204 — Education, Common.
HB 1250 — Appropriations and Budget.

Senator York, on behalf of Senator Lane, asked unanimous consent that **HB 1305** be rereferred to the Committee on Roads and Highways, which was the order.

Senator Keating asked unanimous consent, which was granted, that **HB 1218** be rereferred to the Committee on Business, Industry and Labor Relations.

GENERAL ORDER

HB 1014 by Peterson of the House and Kilpatrick and Howell of the Senate was read and considered.

Upon motion of Senator Kilpatrick, **HB 1014** was advanced.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1014** was placed on third reading and final passage.

THIRD READING

HB 1014 was read for the the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Howard, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Excused: Crow, Cummins, Dahl, Field, Giles, Howell, Kilpatrick, Porter, Rozell, Stipe and Terrill.—11.

The bill passed.

HB 1014 was ordered withheld pursuant to Rule 19(f).

MOTION TO RECONSIDER VOTE

Senator Howard pressed the motion to reconsider the vote whereby **HB 1177** failed of passage, which motion was declared

adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—37.

Nay: Berrong, Landis and Young.—3.

Excused: Crow, Cummins, Dahl, Field, Giles, Rozell, Stipe and Terrill.—8.

THIRD READING

Senator Howard asked unanimous consent to amend **HB 1177** on third reading by crippling the title, which was the order.

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

HB 1177 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—32.

Nay: Berrong, Boatner, Combs, Green, Keating, Lamb, Landis, McDaniel and Young.—9.

Excused: Crow, Cummins, Dahl, Field, Giles, Rozell and Terrill.—7.

The bill passed.

HB 1177 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1027 was correctly engrossed.

THIRD READING

HB 1027 was before the Senate on third reading.

POINT OF ORDER

Senator McCune raised a point of order and requested a ruling of the Chair stating that the provisions of Senate Rule 14(r) had not been complied with in the process of **HB 1027;** that the Committee on Engrossed and Enrolled Bills had not met and reported on **HB 1027** and further raised the question of a quorum of the Committee being present, if indeed the Committee had met.

The Chair stated the provisions of Senate Rule 3(i) provides that the President Pro Tempore be an ex-officio member of all standing committees and a voting member of all committees; that the process of **HB 1027** had been complied with, the bill had been advanced, and the Committee on Engrossed and Enrolled Bills had reported the measure correctly engrossed; therefore ruling the McCune point of order not well taken.

POINT OF ORDER

Senator Keating raised a point of order on the ruling of the Chair on the McCune point of order, stating that the provisions of Senate Rule 7(i) and (1) provide for a quorum to be present in the desired Committee before said Committee may consider, hear and report on any measure before it.

The Chair ruled that the President Pro Tempore of the Oklahoma State Senate had exercised his right to be in attendance and a

voting member of the Committee on Engrossed and Enrolled Bills in the consideration of **HB 1027;** that a quorum of said Committee had met and the matter of the disposition of **HB 1027** had been properly taken.

Senator McCune moved to appeal the ruling of the Chair.

Senator Stipe moved to table the McCune motion to appeal the ruling of the Chair, which motion to table was declared adopted, the roll call being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, York and Young.—32.

Nay: Green, Keating, Keller, Lamb, McCune, Nickles, Pierce, Watson and Wolfe.—9.

Excused: Crow, Cummins, Dahl, Field, Giles, Rozell and Terrill.—7.

POINT OF ORDER

Senator Pierce, citing Article 5, Section 34 of the Oklahoma Constitution, which reads that bills must be read at length on final passage, moved that **HB 1027** be read at length.

Senator Howard moved to suspend the Constitutional provisions of Article 5, Section 34, which motion to suspend was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, York and Young.—31.

Nay: Green, Keating, Keller, Lamb, McCune, Nickles, Pierce, Watson and Wolfe.—9.

Excused: Berrong, Crow, Cummins, Dahl, Field, Giles, Rozell and Terrill.—8.

PREVIOUS QUESTION

Senator Howard moved the previous question be now put, citing Rule 14, which motion was declared adopted.

Senator Howard, citing the provisions of Senate Rule 14(n), asked the Presiding Officer to allow the friends and opponents of the measure to debate the question, to which request the Chair concurred, allowing both sides 30 minutes and the author of the bill the final ten minutes to close debate.

Senator Lamb moved to adjourn.

Senator Randle moved to table the Lamb motion to adjourn, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann and York.—31.

Nay: Green, Keating, Keller, Lamb, McCune, Nickles, Pierce, Watson, Wolfe and Young.—10.

Excused: Crow, Cummins, Dahl, Field, Giles, Rozell and Terrill.—7.

The Chair ruled the previous question had been put and in order.

Senator York questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Keller questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

HB 1027 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Clifton, Crutcher, Cullison, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Murphy, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, York and Young.—26.

Nay: Boatner, Cate, Combs, Green, Keller, Lamb, McCune, Watson and Wolfe.—9.

Excused: Berrong, Crow, Cummins, Dahl, Field, Giles, Keating, Miller, Nickles, Pierce, Rozell, Terrill and Vann.—13.

The Chair advised the Senate that Senator Nickles, having been present in the Chamber during the vote on **HB 1027,** would be shown voting ''no'', in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 26. Nay: 10. Excused: 12.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Howard moved that the vote be reconsidered whereby **HB 1027** passed, and pressed his motion at this time.

Senator Lane moved to table the Howard motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Murphy, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, York and Young.—29.

Nay: Green, Keller, Lamb, McCune, Nickles, Watson and Wolfe.—7.

Excused: Birdsong, Crow, Cummins, Dahl, Field, Giles, Keating, Miller, Pierce, Rozell, Terrill and Vann.—12.

HB 1027 was properly signed and ordered returned to the Honorable House.

MOTION TO ADJOURN

Senator Nickles moved to adjourn.

Senator Randle moved to table the Nickles motion to adjourn, which motion to table was declared adopted.

MOTION TO RECONSIDER VOTE

Senator Kilpatrick pressed the motion to reconsider the vote whereby **HB 1395** failed of passage.

Senator Keller moved to table the Kilpatrick motion to reconsider, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Capps, Green, Keller, Lamb, Landis, McCune, Nickles, Pierce, Taliaferro, Vann, Watson, Wolfe and Young.—14.

Nay: Boatner, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Howard, Howell, Johnson, Johnston, Kilpatrick, Lane, Luton, Martin, Murphy, Porter, Ran-

dle, Schuelein, Smith, Stipe, Tinsley and York.—23.

Excused: Birdsong, Crow, Cummins, Dahl, Field, Giles, Keating, McDaniel, Miller, Rozell and Terrill.—11.

Senator Kilpatrick pressed his motion to reconsider the vote whereby **HB 1395** failed of passage, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Howard, Howell, Johnson, Johnston, Kilpatrick, Lane, Luton, Martin, Murphy, Porter, Randle, Schuelein, Smith, Stipe, Tinsley and York.—23.

Nay: Berrong, Capps, Green, Keller, Lamb, Landis, McCune, Nickles, Pierce, Taliaferro, Vann, Watson, Wolfe and Young.—14.

Excused: Birdsong, Crow, Cummins, Dahl, Field, Giles, Keating, McDaniel, Miller, Rozell and Terrill.—11.

GENERAL ORDER

HB 1405 by Elder of the House and Luton of the Senate was read and considered.

Senator Luton moved to amend **HB 1405,** Page 1, by crippling the Title, which motion was declared adopted.

Upon motion of Senator Luton, **HB 1405,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1405,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1405 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Lane, Luton, Martin, Murphy, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, York and Young.—26.

Nay: Combs, Green, Keller, Landis, McCune, Nickles, Pierce, Vann, Watson and Wolfe.—10

Excused: Birdsong, Crow, Cummins, Dahl, Field, Giles, Keating, McDaniel, Miller, Porter, Rozell and Terrill.—12.

The bill passed.

Senator Luton asked unanimous consent, which was granted, to amend **HB 1405** on third reading by striking the emergency clause.

BILL REREFERRED

Senator Stipe asked unanimous consent, which was granted, that **HB 1407** be rereferred to the Committee on Business, Industry and Labor Relations.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Pierce moved that the vote whereby **HB 1405** passed be reconsidered, and pressed his motion at this time.

Senator Smith moved to table the Pierce motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Howard, Howell, Johnson, Johnston, Kilpatrick, Luton, Martin, Murphy, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, York and Young.—25.

Nay: Combs, Green, Keller, Lamb, Landis, McCune, Nickles, Pierce, Vann, Watson and Wolfe.—11.

Excused: Birdsong, Crow, Cummins, Dahl, Field, Giles, Keating, Lane, McDaniel, Miller, Rozell and Terrill.—12.

HB 1405 was referred for engrossment.

GENERAL ORDER

HB 1505 by Henry, et al, of the House and Clifton and Cain of the Senate was read and considered.

Upon motion of Senator Clifton, **HB 1505** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1505** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1505 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Excused: Birdsong, Crow, Cummins, Dahl, Field, Giles, Keating, McDaniel, Miller, Rozell and Terrill.—11.

The bill passed.

HB 1505 was referred for engrossment.

GENERAL ORDER

HB 1356 by Conaghan, et al, of the House and Tinsley of the Senate was read and considered.

Senator Tinsley moved to amend **HB 1356** by crippling the Title, which motion was declared adopted.

Upon motion of Senator Tinsley, **HB 1356,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, **HB 1356,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1356 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, Cain, Capps, Cate, Combs, Crutcher, Cullison, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—35.

Excused: Birdsong, Clifton, Crow, Cummins, Dahl, Field, Giles, Howard, Keating, McDaniel, Miller, Rozell and Terrill.—13.

The Chair advised the Senate that Senator Clifton, having been present in the Chamber during the vote on **HB 1356,** would be shown voting "no" on the bill, in compliance with Rule 33(b). The vote thereby resulted as follows: Aye. 35. Nay. 1. Excused.12.

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. 36. Excused. 12.

The emergency passed.

HB 1356 was referred for engrossment.

GENERAL ORDER

HB 1113 by Weichel, et al, of the House and Crutcher of the Senate was read and considered.

Senator Johnson asked to be named a coauthor of **HB 1113,** which was the order.

Senator Crutcher moved to amend **HB 1113** by crippling the Title, which amendment was declared adopted.

Senator Randle moved that **HB 1113** be advanced, which motion was declared adopted.

Senator Randle asked unanimous consent that **HB 1113,** as amended, be considered engrossed and placed on third reading and final passage, to which request objection was heard.

Senator Young moved to amend **HB 1113,** Page 3, Line 5, by changing "7½%" to read "11%".

Senator Young asked unanimous consent to change "11%" to read "10%", to which request objection was heard.

Senator Boatner moved to table the Young motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Capps, Cate, Clifton, Crutcher, Cullison, Johnson, Johnston, Landis, Lane, McDaniel and Taliaferro.—12.

Nay: Berrong, Cain, Combs, Green, Howard, Howell, Keller, Kilpatrick, Lamb, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Stipe, Tinsley, Vann, Watson, Wolfe, York and Young.—26.

Excused: Birdsong, Crow, Cummins, Dahl, Field, Giles, Keating, Miller, Rozell and Terrill.—10.

Senator Smith moved as a substitute amendment to the Young amendment to amend **HB 1113,** Page 3, Line 5, by striking after the word "interest" and before the word "per" on Line 6, all language and inserting the following: "at no less than 1% less than the average of 90-day treasury bills"

Senator Boatner moved to table the Smith substitute amendment, which motion to table was declared adopted.

Senator Young asked unanimous consent to amend his foregoing amendment to **HB 1113,** Page 3, Line 5, by changing "11%" to read "9%", which was the order.

Senator Young moved adoption of his amendment, as amended, which motion was declared adopted.

Upon motion of Senator Crutcher, **HB 1113,** as amended, was considered en-

grossed and placed on third reading and final passage.

THIRD READING

HB 1113 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Excused: Birdsong, Crow, Cummins, Dahl, Field, Giles, Howard, Keating, Miller, Rozell and Terrill.—11.

The bill passed.

HB 1113 was referred for engrossment.

GENERAL ORDER

HB 1349 by Hooper, et al, of the House and Taliaferro of the Senate was read and considered.

Upon motion of Senator Taliaferro, **HB 1349** was advanced.

By unanimous consent, upon request of Senator Taliaferro, **HB 1349** was placed on third reading and final passage.

THIRD READING

HB 1349 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Excused: Birdsong, Crow, Cummins, Dahl, Field, Giles, Howard, Keating, Miller, Rozell and Terrill.—11.

The bill and emergency passed.

HB 1349 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1309 by Conaghan, et al, of the House and Randle of the Senate was read and considered.

Senator Randle moved to amend **HB 1309** by striking the Title, which amendment was declared adopted.

Upon motion of Senator Randle, **HB 1309,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1309,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1309 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune,

McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—34.

Nay: Wolfe.—1.

Excused: Birdsong, Crow, Cummins, Dahl, Field, Giles, Howard, Keating, Lane, Miller, Rozell, Stipe and Terrill.—13.

The bill and emergency passed.

HB 1309 was referred for engrossment.

GENERAL ORDER

HB 1298 by Craighead, et al, of the House and Randle of the Senate was read and considered.

Senator Randle moved to amend **HB 1298** by striking the Title, which amendment was declared adopted.

Upon motion of Senator Randle, **HB 1298** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1298** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1298 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—33.

Excused: Birdsong, Crow, Cummins, Dahl, Field, Giles, Howard, Howell, Keating, Landis, McDaniel, Miller, Rozell, Terrill and York.—15.

The Chair advised the Senate that Senators York and Landis, having been present in the Chamber during the vote on **HB 1298,** would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye. 33. Nay. 2. Excused. 13.

The bill passed.

HB 1298 was referred for engrossment.

GENERAL ORDER

HB 1426 by Smith of the House and Wolfe of the Senate was read and considered.

Upon motion of Senator Wolfe, **HB 1426** was advanced.

By unanimous consent, upon request of Senator Wolfe, **HB 1426** was placed on third reading and final passage.

THIRD READING

HB 1426 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Green, Howell, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—33.

Nay: Boatner, Johnson and Schuelein.—3.

Excused: Birdsong, Crow, Cummins, Dahl, Field, Giles, Howard, Keating, Miller, Porter, Rozell and Terrill.—12.

The bill passed.

HB 1426 was ordered withheld pursuant to Rule 19(f).

Senator Randle moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, May 7, 1979, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1014, 1349, 1409 and **1426** and **HJRs 1007** and **1026** were properly signed and ordered returned to the Honorable House.

HB 1180 was referred for engrossment.

HB 1418 (Emergency failed) was referred for engrossment.

Upon motion of Senator Randle, the Senate adjourned at 5:30 p.m. to meet Monday, May 7, 1979, at 1:30 p.m.

Seventy-second Legislative Day

Monday, May 7, 1979

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, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Berrong, Capps, Smith and Wolfe.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend E. C. Beatty, Pastor, Mt. Zion Baptist Church, Ardmore, and incorporated into the Journal upon request of Senator Martin.

Our Father, we come to Thee in the name of Jesus Christ, our Lord, to pray a special blessing upon this Senate, a group of men who have been elected by the citizens of this state to unite their souls, their spirits, their minds and their thinking together for the betterment of this great state.

We are finite and, God all-wise, we come to Thee for leadership for Thy spirit and for Thy guidance as they assemble here for this day of work.

We pray that Thou would unite them together for the good of all of the people of this great state. In the name of Jesus we ask these blessings, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Dahl introduced Senator John Crofoot, Cedar Point, Kansas, representing Senate District 17, and welcomed him to the Senate.

Senator Luton introduced Frank L. Mahan, M.D., Muskogee, as the Doctor of the Day.

Senator Luton, on behalf of Senator Martin, introduced Coleen Hickman, R.N., Sulphur, as the Nurse of the Day.

Senator Watson introduced Dianna S. Smith, PhD., Chief of Audiology and Speech Pathology at the V.A. Hospital, Oklahoma City, as the Audiologist of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 3, 1979, of Enrolled **SBs 61, 131, 141, 143, 158** and **211** and **SJR 12.**

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 **HB 1319** — Appropriations and Budget, as coauthored by Randle.

GENERAL ORDER

SB 118 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senator Crow moved to amend **SB 118,** Page 8, Line 16, by striking Section 11 and substituting the following:

"Section 11. The provisions of any other law to the contrary notwithstanding, the Department of Transportation is hereby authorized and empowered to provide for the use of and inclusion in its construction contracts price adjustment clauses providing adjustments in contract bid prices as may be deemed necessary and appropriate by the Director for increases or decreases of energy intensive materials based upon the price FOB source on the day of bidding and the actual invoice price FOB source on the day of delivery.

This authorization is to be applied only to such contracts as may be determined by the Director and approved by the Transportation Commission and further specified in the notice to bidders."

, which amendment was declared adopted.

Upon motion of Senator Crow, **SB 118,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 118,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 118 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—41.

Nay: Keating.—1.

Excused: Berrong, Capps, Field, Smith, Wolfe and Young.—6.

The bill and emergency passed.

SB 118 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1014, 1349, 1409, 1426** and **1494;** and **HJRs 1007, 1017** and **1026.**

The above numbered Enrolled Bills and Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1137 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Senator Johnston moved to amend **HB 1137,** Page 8, Line 14½, by adding after Section 6 a new Section 7 as follows and renumbering subsequent sections:

"Section 7. No funds of any governmental entity of this State shall be used to pay for an abortion unless two physicians, one of whom is an uninterested physician, shall have certified in writing that the abortion is necessary to prevent the death of the woman. In an emergency where the death of the woman would likely occur unless immediate action were taken to save her life, the requirement for certification by a second physician shall be waived."

, on which amendment no action was taken.

Upon motion of Senator Crow, **HB 1137** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1137** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1137 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Crow, Crutcher, Cummins, Field, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Landis, Lane, Luton, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—30.

Nay: Combs, Cullison, Dahl, Johnston, Keating, Keller, Lamb, McCune, McDaniel, Nickles, Pierce, Porter and Vann.—13.

Excused: Berrong, Capps, Smith, Wolfe and Young.—5.

The bill passed.

Senators Dahl and McDaniel desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 11. Excused: 5.

The emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Johnston moved that the vote be reconsidered whereby **HB 1137** and the emergency section passed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 214,** as amended; and **SBs 310** and **335,** each as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 214** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 16, after the word "water" by inserting the words "west of Interstate 35".

Amendment No. 2. Amend Page 1, Line 19, after the word "persons" and before the word "for" by inserting the words "in the basin of origin".

Amendment No. 3. Amend Page 1, Lines 19 through 21, by striking all language after the word "purposes." and through the word "only."

HOUSE AMENDMENTS

HAs to **SB 310** were read as follows and consideration deferred.

Authors: Add the following coauthors: Craighead, Deatherage, Thompson (Mick), Harbin and Duckett 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 310** 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 335** were read as follows and consideration deferred.

Authors: Add the following coauthors: Substitute Elder as principal author, and show McCorkell, Davis (Don), Brunton and Stephenson of the House as coauthors.

Amendment No. 1. Amend Page 1, by striking Lines 9½ through 14, and substituting in lieu thereof the following:

"(Criminal Procedure — Prosecution Programs — Effective Date)".

Amendment No. 2. Amend Page 1, Lines 34 through 36, by deleting all language beginning with the number "4." on Line 34, through the word "acts;" on Line 36, and renumber succeeding subparagraphs accordingly.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1038, 1113, 1177, 1180, 1298, 1309, 1331, 1352, 1356, 1384, 1397, 1405, 1408, 1418 and **1505** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION ON HAs

Senator Stipe moved that the Senate refuse to concur in **HAs** to **SB 174** and requested a conference, which motion was declared adopted; President Pro Tempore Howard appointing as Senate Conferees the following: Senators Stipe, Crow and Howard.

Senator Green moved that the Senate refuse to concur in **HAs** to **SB 62** and requested a conference, which motion was declared adopted; President Pro Tempore Howard appointing as Senate Conferees the following: Senators Green, Clifton and Cate.

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

GENERAL ORDER

HB 1164 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1164** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1164** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1164 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, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison,

Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Berrong, Capps and Wolfe.—3.

The bill and emergency passed.

HB 1164 was referred for engrossment.

GENERAL ORDER

HB 1166 by Davis (Don), et al, of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1166** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1166** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1166 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, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Berrong, Capps and Wolfe.—3.

The bill and emergency passed.

HB 1166 was referred for engrossment.

GENERAL ORDER

HB 1157 by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate was read and considered.

Senator Stipe moved to amend **HB 1157,** Page 9, Line 17, by striking after the word "exceed" and before the word "may" on Line 18, the words and figures "Four Hundred Thousand Dollars ($400,000.00)" and substituting therefor the words and figures "Two Hundred Thousand Dollars ($200,000.00)", which amendment was declared adopted.

Upon motion of Senator Crow, **HB 1157,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1157,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1157 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Berrong, Capps, Crutcher, Howard, Porter and Wolfe.—6.

The bill and emergency passed.

HB 1157 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 112** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 112** entitled:

(The Oklahoma Crime Commission — Appropriation — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 112** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Johnson, Martin, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1083,** as amended.

Advising rejection of **SAs** to Engrossed House Bills, requesting Conference and naming House Conferees as follows: **HB 1006** — Peterson, Henry and Steward; **HB 1363** — Lancaster, Harper and Hargrave; **HB 1450** — Sanders, Briscoe and Monks; **HB 1460** — Mentzer, Hooper, Johnson (Don), Lancaster and Willis; **HB 1504** — Henry, Steward and Deatherage.

PENDING SENATE ACTION ON HOUSE REQUESTS FOR CONFERENCES

Upon motion of Senator Lane, the request of the Honorable House for conferences on the following Engrossed House Bills was ordered granted, President Pro Tempore Howard appointing the following Senate Conferees:

HB 1006 — Senators Kilpatrick, Stipe and Cate.
HB 1363 — Senators Rozell, Lane and Stipe.
HB 1450 — Senators Johnson, Dahl and Tinsley.
HB 1460 — Senators Rozell, McDaniel, Capps, Stipe and Tinsley.
HB 1504 — Senators Clifton, Cate and Crow.

GENERAL ORDER

SB 344 by Cate of the Senate and Deatherage of the House was read and considered.

Senators Schuelein and Lamb moved to amend **SB 344,** Page 4, Lines 16, 17 and

18, by reinstating after the word ''under'' and before the word ''nineteen'' the stricken language. On Line 17, delete the new language ''nineteen (19)'' and on Line 18 delete the new language ''or off''.

Senator Stipe moved as a substitute amendment to amend the Schuelein-Lamb amendment by striking the words ''twenty-one'' and substituting the words ''twenty-five''.

Senator Keller moved to table the Stipe substitute motion to amend, which motion to table was declared adopted.

Senator Cain moved as a substitute motion to amend **SB 344,** Page 4, Line 17, by changing ''twenty-one (21)'' to ''eighteen (18)''.

Senator Lamb moved to table the Cain substitute motion, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—39.

Nay: Cain, Keating and Smith.—3.

Excused: Berrong, Capps, Howard, Porter, Wolfe and Young.—6.

Senator Schuelein pressed his motion to amend, which motion was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Nickles, Pierce, Rozell, Schuelein, Taliaferro, Tinsley, Vann and Watson.—28.

Nay: Cain, Cate, Clifton, Crow, Green, Howard, Keating, Lane, Miller, Murphy, Randle, Smith, Stipe, Terrill and York.—15.

Excused: Berrong, Capps, Porter, Wolfe and Young.—5.

Senator Schuelein moved to amend **SB 344,** Page 4, Line 18½, by adding after the word ''premises'' and before the word ''nonpayment'' on Page 5, Line 1, a new paragraph to read:

''(4) The sale to any person under 19 years of age of nonintoxicating beverages for consumption off of the premises;''

, and by renumbering following paragraphs accordingly.

Senator Cate moved as a substitute motion to amend the Schuelein amendment to **SB 344,** by changing the words and figures ''nineteen (19)'' to ''eighteen (18)''.

Senator Lamb moved to table the Cate substitute motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Combs, Field, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Martin, Miller, Nickles, Pierce, Randle, Taliaferro, Tinsley and Watson.—23.

Nay: Cain, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Howard, Lane, McDaniel, Murphy, Rozell, Schuelein, Stipe, Terrill, Vann and York.—18.

Excused: Berrong, Capps, Howell, Porter, Smith, Wolfe and Young.—7.

Senator Schuelein pressed his motion to amend.

Senator Lamb moved to table the Schuelein motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Crow, Crutcher, Field, Giles, Johnson, Johnston, Keating, Keller, Lamb, Luton, Martin, Pierce, Taliaferro, Tinsley, Watson and York.—19.

Nay: Birdsong, Boatner, Combs, Cullison, Cummins, Dahl, Green, Kilpatrick, Landis, Lane, McCune, McDaniel, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Terrill and Vann.—21.

Excused: Berrong, Capps, Howard, Howell, Porter, Smith, Wolfe and Young.—8.

Senator Schuelein pressed his motion to amend, which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Combs, Crow, Cullison, Cummins, Field, Kilpatrick, McCune, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Terrill, Tinsley and Vann.—18.

Nay: Cain, Cate, Clifton, Crutcher, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McDaniel, Martin, Pierce, Stipe, Taliaferro, Watson and York.—22.

Excused: Berrong, Capps, Howard, Howell, Porter, Smith, Wolfe and Young.—8.

Senator Cate asked unanimous consent to amend **SB 344** by crippling the Title, which was the order.

Senator Cate moved to amend **SB 344,** Page 7, Line 5, by deleting the brackets and striking the word "female" and inserting in lieu thereof the word "person" and by adding after the word "years" the following: "in the case of sale, barter or gift for consumption off the premises"; and by striking the word "male" and by striking the words and figures "nineteen (19)" on Line 6, and inserting in lieu thereof the words and figures "twenty-one (21)"; and by adding the following on Line 7 after the word "years": "in the case of sale, barter or gift for consumption on the premises".

Senator Watson presiding.

Senator Lamb moved to table the Cate motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Combs, Cullison, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Pierce, Randle, Stipe, Taliaferro, Tinsley, Vann and Watson.—28.

Nay: Cain, Cate, Clifton, Crutcher, Cummins, Lane, Murphy, Nickles, Rozell, Schuelein, Terrill and York.—12.

Excused: Berrong, Capps, Crow, Howell, Porter, Smith, Wolfe and Young.—8.

Senator Cate moved that **SB 344** be advanced.

Senator Lamb moved to table the Cate motion to advance, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Combs, Cullison, Giles, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, Martin, Miller, Nickles, Pierce,

Randle, Rozell, Taliaferro and Watson.—22.

Nay: Cain, Cate, Clifton, Crutcher, Cummins, Dahl, Field, Green, Howard, Howell, Lane, McDaniel, Murphy, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and York.—20.

Excused: Berrong, Capps, Crow, Porter, Wolfe and Young.—6.

Senator Lamb moved to amend **SB 344,** Page 7, Line 6, by restoring after the word "of" the word and figure "twenty-one (21)" and by striking the word and figure "nineteen (19)" on Line 6.

Senator Cate moved to table the Lamb motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Crow, Green, Lane, McCune, Nickles, Randle, Schuelein, Smith, Terrill and York.—13.

Nay: Birdsong, Boatner, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Rozell, Stipe, Taliaferro, Tinsley, Vann and Watson.—28.

Excused: Berrong, Capps, Field, Howard, Porter, Wolfe and Young.—7.

Senator Lamb pressed his motion to amend, which amendment was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Pierce, Rozell, Stipe, Taliaferro, Tinsley, Vann and Watson.—27.

Nay: Cain, Cate, Clifton, Green, Lane, McCune, Murphy, Nickles, Randle, Schuelein, Smith, Terrill and York.—13.

Excused: Berrong, Capps, Crow, Field, Howard, Porter, Wolfe and Young.—8.

Senator Keating moved to amend **SB 344,** Page 7, Line 13½, by adding a new Section and renumbering subsequent sections:

"Title 37, O.S. Section 538 subsection h shall apply equally to those who consume as well as those who sell alcoholic beverages in violation of Article XXVII, Section 4 of the Constitution of the State of Oklahoma."

POINT OF ORDER

Senator Cate raised a point of order and requested a ruling of the Chair, stating that the Keating amendment to **SB 344** was not germane.

The Chair ruled the Keating amendment nongermane.

Senator Keating moved to appeal the ruling of the Chair. The Presiding Officer ordered the "ayes" and "nays" taken, with the "ayes" voting to sustain the ruling of the Chair, the "nays" voting to overrule.

The ruling of the Chair was sustained, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—35.

Nay: Green, Howell, Keating, McCune, Murphy, Nickles and Pierce.—7.

Excused: Berrong, Capps, Field, Porter, Wolfe and Young.—6.

MOTION

Senator Cate moved that **SB 344** be rereferred to the Committee on Business, Industry and Labor Relations, which motion was declared adopted.

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 1130, 1149, 1150** and **1156.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1130** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1130,** entitled:

An Act relating to the Office of the Court of Criminal Appeals and making an appropriation 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 the same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the Conference Committee Substitute for Engrossed **HB 1130,** attached, be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1130** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Johnson, Martin, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1149** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1149,** entitled:

An Act relating to the Oklahoma Human Rights Commission 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 the same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments Nos. 1, 2 and 4.

2. That the House accept Engrossed Senate Amendment No. 3.

3. That the following Conference Committee amendments be adopted:

a. Page 1, Section 1, Lines 23 and 24, strike the words and figures "Two Hundred Seventy-six Thousand One Hundred Sixteen Dollars ($276,116.00)" and insert in lieu thereof the words and figures "Two Hundred Forty-five Thousand Eight Hundred Five Dollars ($245,805.00)".

b. Page 1, Section 2, Lines 34 and 35, strike the words and figures "twenty-six (26)" and insert in lieu thereof the words and figures "twenty-four (24)".

c. Page 2, Section 2, Lines 5 and 6, strike the words and figures "Two Hundred Seventy-nine Thousand Five Hundred Sixty Dollars ($279,560.00)" and insert in lieu thereof the words and figures "Two Hundred Fifty-five Thousand Three Hundred Thirty Dollars ($255,330.00)".

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Johnson, Martin, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1150** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1150,** entitled:

An Act relating to the Oklahoma Indian Affairs Commission *** emergency.

together with Engrossed Senate Amendments thereto, 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 1, 2 and 4.

2. That the House accept Engrossed Senate Amendments 3, 5 and 6.

3. That the following Conference Committee amendments be adopted:

a. Page 1, Section 1, Line 27, delete the figure "$82,357.00" and insert the figure "$81,995.00" in lieu thereof.

b. Page 1, Section 1, Line 29, delete the figure "$133,152.00" and insert the figure "$132,559.00" in lieu thereof.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Johnson, Martin, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1156** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1156,** entitled:

An Act relating to the Department of Consumer Affairs and making an appropriation thereto *** emergency.

together with Engrossed Senate Amendments thereto, 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 Amendment No. 1.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1156** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice-Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Johnson, Martin, Rozell, Schuelein, Stipe, Terrill, Tinsley and Watson.

Senator Crow presiding.

RESOLUTION

Senator Landis introduced the following Resolution:

SCR 28 — By Landis of the Senate and Bradley, Wilson and Dunn of the House.

A Concurrent Resolution requesting the Governor to determine preventative measures for service station fuel shortages; and directing distribution.

Senator Landis asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SCR 28.**

SCR 28, as coauthored, was adopted upon motion of Senator Landis and ordered referred for engrossment.

PENDING CONSIDERATION OF 2ND CCR

The **CCR** on **HB 1178** was called up for consideration.

The **CCR** on **HB 1178** was adopted upon motion of Senator Dahl.

HB 1178, 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, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Smith, Tinsley, Vann, Watson and York.—29.

Nay: Cain, Cullison, Lamb, Landis, Lane, Luton, Pierce, Rozell, Schuelein, Stipe, Taliaferro and Terrill.—12.

Excused: Berrong, Capps, Cate, Field, Porter, Wolfe and Young.—7.

The bill passed.

Senators Terrill, Cullison, Landis and Cain 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 1178, together with the Conference Committee Report thereon, was 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 Lane that the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session with Senator Crow presiding.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet under Rule 31(b).

Upon motion of Senator Lane, the Senate adjourned at 4:45 p.m. to meet Tuesday, May 8, 1979, under Rule 31(b).

Seventy-third Legislative Day

Tuesday, May 8, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Berrong, Crutcher, Cullison, Johnston, Porter, Randle and Wolfe.—7.

Senator Luton declared a quorum present.

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

Our Father, we come to Thee in the name of Jesus Christ our Lord, asking Thee to come in the midst of this Senate that Thou might lead them and guide them in the work, in the task that they are faced with.

We pray Thee to help them to make right decisions which will be beneficial and helpful in bringing progress, peace and happiness to all of the people of this great state and to our nation.

We commend them to Thee and to the leadership of Thy spirit. In the name of Jesus we ask this, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Combs introduced Dale R. Butler, M.D., Oklahoma City, as the Doctor of the Day.

Senator Luton introduced Mary McDaniel, R.N., Muskogee, and Senator Kilpatrick, on behalf of Senator Howell, introduced Kathy Tagnesi, R.N., Oklahoma City, as Nurses of the Day.

RESOLUTION

Senator Dahl introduced **SR 44** and asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 44.**

SR 44, as coauthored, was read at length as follows, adopted upon motion of Senator Dahl and ordered referred for enrollment.

SR 44 — By Dahl, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cum-

mins, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution commending the Bareco Division of Petrolite Corporation and certain leaders of such industry for their contribution to Osage County; and directing distribution.

WHEREAS, the leaders of Petrolite Corporation have shown great foresight in locating a plant of their Bareco Division in Barnsdall in Osage County; and

WHEREAS, through the contributions of such men as Ellis L. Brown, Chairman of the Board and President of the Petrolite Corporation, Carroll D. Murphy, Vice President of the Petrolite Corporation and General Manager, Bareco Division, and George L. Meyers, Manager Barnsdall Plant, who had faith in the future of Bareco's Barnsdall plant, such plant has now grown to be the world's leader in the production of microcrystalline waxes; and

WHEREAS, three generations of Oklahomans have been provided a livelihood by this fine corporation; and

WHEREAS, the Bareco Division of Petrolite Corporation has provided the Barnsdall community and Osage County a stable employment picture and has been a leading source of revenue to the city and county.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. Petrolite Corporation, its Bareco Division, Bareco's Barnsdall Plant and in particular, Mr. Ellis L. Brown, Chairman of the Board and President of the Petrolite Corporation, Carroll D. Murphy, Vice President of the Petrolite Corporation and General Manager, Bareco Division, and George L. Meyers, Manager Barnsdall Plant, shall be commended for their faith in the city of Barnsdall and Osage County and for their contributions to the stability and revenue of that city and county.

SECTION 2. Duly authenticated copies of this Resolution shall be transmitted to Mr. Ellis L. Brown, Carroll D. Murphy and George L. Meyers.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1083** and **1178.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION ON HAs

Upon motion of Senator Crow, the Senate refused to concur in **HAs** to **SBs 84, 85, 88, 93, 94, 95, 96, 101, 104, 106, 107, 108, 109, 111, 117** and **120,** requested conferences and referred same to GCCA.

PENDING CONSIDERATION OF CCRs

The **CCR** on **SB 87** was called up for consideration.

The **CCR** on **SB 87** was adopted upon motion of Senator Crow.

SB 87, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Excused: Berrong, Crutcher, Cullison, Howell, Johnston, Lane, Porter, Randle, Stipe and Wolfe.—10.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber during the vote on **SB 87,** would be shown voting "no", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 38. Nay: 1. Excused: 9.

The bill and emergency passed.

SB 87, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

The **CCR** on **SB 89** was called up for consideration.

The **CCR** on **SB 89** was adopted upon motion of Senator Crow.

SB 89, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Excused: Berrong, Crutcher, Cullison, Howell, Johnston, Lane, Porter, Randle and Wolfe.—9.

The bill and emergency passed.

SB 89, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

The **CCR** on **SB 112** was called up for consideration.

The **CCR** on **SB 112** was adopted upon motion of Senator Crow.

SB 112, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—36.

Nay: Keating, McCune and Pierce.—3.

Excused: Berrong, Crutcher, Cullison, Howell, Johnston, Lane, Porter, Randle and Wolfe.—9.

The bill and emergency passed.

SB 112, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senators Johnston, Crutcher, Randle and Wolfe asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1130** was called up for consideration.

The **CCR** on **HB 1130** was adopted upon motion of Senator Crow.

HB 1130, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Berrong, Cullison, Howell, Lane, Porter and Smith.—6.

The bill and emergency passed.

HB 1130, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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

The **CCR** on **HB 1149** was called up for consideration.

The **CCR** on **HB 1149** was adopted upon motion of Senator Crow.

HB 1149, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Keller, McCune, Nickles, Pierce and Wolfe.—5.

Excused: Berrong, Howell, Lane and Porter.—4.

The bill and emergency passed.

HB 1149, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1150** was called up for consideration.

The **CCR** on **HB 1150** was adopted upon motion of Senator Crow.

HB 1150, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Nay: Landis, McCune, Nickles, Pierce and Wolfe.—5.

Excused: Berrong, Howell, Lane, Porter and Smith.—5.

The bill and emergency passed.

HB 1150, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1156** was called up for consideration.

The **CCR** on **HB 1156** was adopted upon motion of Senator Crow.

HB 1156, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Berrong, Howell, Lane and Porter.—4.

The bill and emergency passed.

HB 1156, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 62,** and naming House Conferees as follows: Sanders, Elder and Steward.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 118 and **SCR 28** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1157, 1164 and **1166** were each correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SJR 9** was called up for consideration.

The **CCR** on **SJR 9** was adopted upon motion of Senator Crow.

SJR 9, 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: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—42.

Nay: Randle and Young.—2.

Excused: Berrong, Howell, Lane and Porter.—4.

The resolution and emergency passed.

SJR 9, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 37,** as amended.

Advising concurrence in **SAs** and passage of **HB 1276,** as amended.

PENDING CONSIDERATION OF HAs

HAs to **SJR 37** were read as follows and concurred in upon motion of Senator Stipe.

Amendment No. 1. Amend Page 1, Line 24, by deleting the figures "1979" and substituting in lieu thereof the figures "1978".

SJR 37, as amended by the Honorable House, was read at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Keating, McCune, Nickles, Pierce and Wolfe.—5.

Excused: Berrong, Field, Howell and Porter.—4.

The resolution and emergency passed.

House Amendments were properly signed and the above-numbered resolution was referred for enrollment.

PENDING SENATE ACTION ON HAs

Upon motion of Senator Cate, the Senate refused to concur in **HAs** to **SB 40** and requested a conference, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Cate, Terrill and Lane.

Senator Watson presiding.

PENDING CONSIDERATION OF HAs

HAs to **SB 149** were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in **HAs** to **SB 149.**

SB 149, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Berrong, Howard, Howell and Porter.—4.

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 Stipe, the Senate refused to concur in **HAs** to **SJR 27** and requested a conference, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Stipe, Smith and Cate.

Upon motion of Senator Smith, the Senate refused to concur in **HAs** to **SB 226**

and requested a conference, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Smith, Young and Cate.

PENDING CONSIDERATION OF HAs

HAs to **SB 236** were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in **HAs** to **SB 236.**

SB 236, 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: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Birdsong, Keating and Pierce.—3.

Excused: Berrong, Howard, Howell, Martin and Porter.—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 295** were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in **HAs** to **SB 295.**

SB 295, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Berrong, Howard, Howell and Porter.—4.

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 200** were called up for consideration.

Upon motion of Senator Keating, the Senate concurred in **HAs** to **SB 200.**

SB 200, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Giles, Johnson and Schuelein.—3.

Excused: Berrong, Howard, Howell, Johnston and Porter.—5.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 254** were called up for consideration.

Upon motion of Senator Boatner, the Senate concurred in **HAs** to **SB 254.**

SB 254, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Field.—1.

Excused: Berrong, Howard, Howell and Porter.—4.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 207** were called up for consideration.

Upon motion of Senator Luton, the Senate concurred in **HAs** to **SB 207.**

SB 207, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Berrong, Howard, Howell and Porter.—4.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 238** were called up for consideration.

Upon motion of Senator Luton, the Senate concurred in **HAs** to **SB 238.**

SB 238, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles,

Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and Watson.—38.

Nay: Pierce, Schuelein, Wolfe and Young.—4.

Excused: Berrong, Clifton, Howard, Howell, Porter and York.—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 Luton, the Senate refused to concur in **HAs** to **SB 248** and requested a conference, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Luton, Smith and Dahl.

PENDING CONSIDERATION OF HAs

HAs to **SB 244** were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in **HAs** to **SB 244.**

SB 244, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—32.

Nay: Boatner, Giles, Green, Keating, Keller, Lamb, McCune, Murphy, Nickles, Pierce, Watson and Wolfe.—12.

Excused: Berrong, Howard, Howell and Porter.—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 transmitting for signature Enrolled **HB 1276.**

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 37 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 ON HAs

Upon motion of Senator Murphy, the Senate refused to concur in **HAs** to **SB 335** and requested a conference, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Murphy, Terrill and Keating.

Upon motion of Senator Taliaferro, the Senate refused to concur in **HAs** to **SB 214** and requested a conference, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Taliaferro, Stipe and Giles.

PENDING CONSIDERATION OF HAs

HAs to **SB 319** were called up for consideration.

Upon motion of Senator McDaniel, the Senate concurred in **HAs** to **SB 319.**

SB 319, 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Berrong, Crow, Howard, Howell and Porter.—5.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MOTION

Senator Cate moved that the following bills and joint resolution, currently shown on the Senate Calendar on General Order, be referred to the Committee on Rules: **HBs 1016, 1017, 1116, 1126, 1316, 1403, 1404, 1413, 1492, 1511** and **HJR 1027,** which motion was declared adopted.

GENERAL ORDER

HB 1319 by Davis (Don) and Deatherage of the House and Crow, Boatner and Randle of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1319** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1319** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1319 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cummins, Dahl, Field, Green, Howard, Johnson, Johnston, Kilpatrick, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson, York and Young.—34.

Nay: Combs, Cullison, Giles, Keating, Keller, Lamb, Landis, Nickles and Wolfe.—9.

Excused: Berrong, Howell, Porter, Randle and Taliaferro.—5.

The bill and emergency passed.

HB 1319 was referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 113** were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs** to **SB 113.**

SB 113, 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: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliafer-

ro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Nay: Keating and Wolfe.—2.

Excused: Berrong, Birdsong, Howard, Howell, Porter and Stipe.—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 114** were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs** to **SB 114.**

SB 114, 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: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—40.

Excused: Berrong, Birdsong, Howard, Howell, Porter, Smith, Stipe and York.—8.

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 123** were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs** to **SB 123.**

SB 123, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—42.

Excused: Berrong, Howell, Porter, Smith, Taliaferro 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 rejection of **SAs** to Engrossed House Bills, requesting Conference and naming Conferees as follows:

HB 1356 — Conaghan, Wilson and Camp — Alternate: Vaughn.
HB 1405 — Elder, Murphy and Davis (Don).
HB 1418 — Davis (Frank), Feddersen and Davis (Guy).
HB 1505 — Henry, Davis (Frank) and Winn.

PENDING SENATE ACTION ON HOUSE REQUESTS FOR CONFERENCES

Upon motion of Senator Cate, the request of the Honorable House for conferences on the following Engrossed House Bills was ordered granted, President Pro Tempore Howard appointing the following Conferees:

HB 1356 — Senators Tinsley, Martin and McCune.
HB 1405 — Senators Luton, Smith and York.
HB 1418 — Senators Johnston, Tinsley and Crutcher.
HB 1505 — Senators Clifton, Wolfe and Lamb.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1384** and **1397,** requesting Conference and referring same to Joint Conference Committee on Retirement Laws.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Cate, the request of the Honorable House for conference on **HBs 1384** and **1397** was ordered granted, said bills referred to Joint Conference Committee on Retirement Laws.

PENDING CONSIDERATION OF HAs

HAs to **SB 251** were called up for consideration.

Upon motion of Senator Rozell, the Senate concurred in **HAs** to **SB 251.**

SB 251, 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, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Dahl, Giles, Howard, Johnson, Johnston, Keating, Keller, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley and Vann.—30.

Nay: Boatner, Combs, Cummins, Field, Green, Kilpatrick, Landis, McCune, Nickles, Pierce, Watson, Wolfe and Young.—13.

Excused: Berrong, Howell, Porter, Smith and York.—5.

The bill passed.

Senators Kilpatrick and Boatner desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 11. Excused: 5.

The emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives has rescinded its request for Conference on Engrossed **HB 1314** and has dismissed its Conferees, and requests that the Senate also dismiss its Conferees.

MOTION RE HB 1314

Senator Cate moved that the request of the Honorable House to dismiss Conferees on **HB 1314** be granted, which motion was declared adopted, and President Pro Tempore Howard ordered the Conferees dismissed.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1031** and **HJR 1025,** as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed House Bills, requesting Conference and naming Conferees as follows:

HB 1038 — Davis (Don), Elder and Graves.
HB 1113 — Weichel, Glover and Winn.
HB 1177 — Sheppard, Morgan and Henry.
HB 1180 — Weichel, Glover and Winn.
HB 1298 — Craighead, Elder and Sheppard.
HB 1309 — Conaghan, Duckett and Milacek.
HB 1352 — Milacek, Kennedy and Fitzgibbon.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Cate, the request of the Honorable House for conference on the following Engrossed House Bills was ordered granted, President Pro Tempore Howard appointing the following Senate Conferees:

HB 1038 — Senators York, Clifton and Wolfe.
HB 1113 — Senators Crutcher, Cullison and Combs.
HB 1177 — Senators Crow, Cain and Miller.
HB 1180 — Senators Capps, Boatner and Birdsong.
HB 1298 — Senators Randle, Howell and Clifton.
HB 1309 — Senators Randle, Howell and Cate.
HB 1352 — Senators Lamb, York and Luton.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed House Bills, requesting Conference and naming Conferees as follows:

HB 1341 — Robinson, Alexander and Hooper.
HB 1408 — Craighead, Hobson and Taylor.
HB 1436 — Smith, Ford and Thompson (Mick).

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 37.**

The above numbered Enrolled Resolution was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1331,** requesting Conference and Conferees to be named later.

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 1227** and **1328.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1227** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1227, and Engrossed Senate Amendments thereto, by Murphy, Camp, Holaday and Duckett of the House and Lane and Randle of the Senate, entitled:

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.30a; as amended by Section 47, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1978, Section 22.30a), requiring purchasers of new motor vehicles to register vehicles within twenty (20) days; providing penalties; prohibiting certain acts by certain dealers; providing penalties; 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 Senate Amendment No. 1 be amended as follows:

a. Page 8, Section 6.A.2, Line 1, after the words "lien filing fee", insert "within ten (10) days".

b. Page 8, Section 6.A.2, Line 4, strike the language beginning with "To establish a preference" on Line 4 through "the separate lien entry forms." on Line 9 and add the following language: "If the lien entry form, the required $3.00 lien filing fee and the Certificate of Title or Application for Certificate of Title and the Manufacturer's Certificate of Origin are delivered to the Commission or motor license agent within ten (10) days after the date of the lien entry form, perfection of the security interest shall begin from the date of the execution of the lien entry form, but, otherwise, perfection of the security interest shall begin from the date of the delivery to the Commission or motor license agent."

c. Page 11, Section 9, Line 1, after the "SECTION 9" and before the word "All", insert the language "The provisions of **HB 1099** of the First Session of the 37th Legislature and".

Respectfully submitted,

FOR THE HOUSE: Murphy, Davis (Don) and Morgan.

FOR THE SENATE: York, Combs and Lane.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1328** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1328, and Engrossed Senate Amendments thereto, by Davis (Don), et al, of the House and Crow and Boatner of the Senate, entitled:

An Act making supplemental appropriations to the State Board of Education and stating the purposes; making funds available for federal matching funds; providing lapse date; providing severability; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House accept Engrossed Senate Amendment No. 1.

Respectfully submitted,

FOR THE HOUSE: Davis (Don) and Deatherage.

FOR THE SENATE: Crow, Boatner and Randle.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 217** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 217** by Wolfe, Smith and Murphy of the Senate and Denman, Manar, Hill and Wilson of the House, entitled:

(Banks and Trust Companies — Codification).

together with Engrossed House Amendments thereto, 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 accept House amendments.

2. That the following Conference Committee amendment be adopted:

Page 1, Line 20, Section 2(a) be changed to read: ''Financial institution'' means any office or branch of a bank, savings bank, savings association, building and loan association, and savings and loan association located in the State of Oklahoma.

Respectfully submitted,

FOR THE SENATE: Wolfe, Boatner and Crutcher.

FOR THE HOUSE: Denman, Manar and Wilson.

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 Watson presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Boatner, advised and consented to the confirmation of JOE F. GARY, Durant, as a member of the Oklahoma State Regents for Higher Education, to serve a 9-year term ending May 16, 1988. Mr. Gary succeeds himself.

The Senate, in executive session, and upon motion of Senator Johnson, advised and consented to the confirmation of B. L. ''BENNY'' KLUTTS, Poteau, as a member of the Oklahoma State Mining Board, to serve coterminous with the Governor. Mr. Klutts succeeds Johnny Lee Baker.

The Senate, in executive session, and upon motion of Senator Miller, advised and consented to the confirmation of KEN RICHARDSON, Henryetta, as a member of the Oklahoma State Mining Board, to serve coterminous with the Governor. Mr. Richardson succeeds himself.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, May 9, 1979, at 1:30 p.m., which motion prevailed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Young moved that the vote be reconsidered whereby **SJR 9** passed.

POINT OF ORDER

Senator Cate raised a point of order and requested a ruling of the Chair, stating that the Lane motion to adjourn was a prior motion and had been adopted, and no other motion can be recognized after a motion to adjourn has prevailed, to which point of order the Chair concurred. The Young motion to reconsider was ruled out of order.

Upon motion of Senator Lane, the Senate adjourned at 3:10 p.m. to meet Wednesday, May 9, 1979, at 1:30 p.m.

Seventy-fourth Legislative Day

Wednesday, May 9, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Berrong, Porter and Rozell.—3.

Senator Luton declared a quorum present.

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

Our Father, we come to Thee in the name of Jesus, our Lord and Savior, asking Thee to give to this Senate the faith they need for our prayers to be answered. We pray that Thou would give them faith to believe that if they have faith in Thee, they will be able to move mountains. For Thy word has so taught us that if we believe that Thou would answer prayer that we could ask anything in Thy name and that Thou would do it.

So, we come today asking this faith and give us faith to believe that as we ask in prayer that Thou would answer our prayers.

Help this group of men as they work this day to look to Thee for all the answers to all the problems they are faced with, for the good of this people in the State of Oklahoma.

This is our prayer in the name of Jesus, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Landis introduced E. H. Lindley, M.D., Duncan, as the Doctor of the Day and also introduced Cindy Stone, Duncan, as the Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 9, 1979, of Enrolled **SJR 37.**

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 84, 85, 88, 93, 94, 95, 96, 101, 104, 106, 107, 108, 109, 111, 117** and **120** and referring same to GCCA.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCES

Upon motion of Senator Lane, the request of the Honorable House for conferences on the following Engrossed House Bills was ordered granted, President Pro Tempore Howard appointing the following Senate Conferees:

HB 1331 — Conferees to be named at a later date.
HB 1341 — Senators York, Green and Luton.
HB 1408 — Senators Cullison, York and Randle.
HB 1436 — Senators Clifton, Lamb and Wolfe.

PENDING CONSIDERATION OF HAs

HAs to **SB 225** were called up for consideration.

Upon motion of Senator Crutcher, the Senate concurred in **HAs** to **SB 225.**

SB 225, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Nay: Young.—1.

Excused: Berrong, Porter and Rozell.—3.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 28.**

The above numbered Resolution was referred for enrollment.

PENDING CONSIDERATION OF HAs

HAs to **SB 260** were called up for consideration.

Upon motion of Senator Howell, the Senate concurred in **HAs** to **SB 260.**

SB 260, 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Nay: Wolfe.—1.

Excused: Berrong, Cate, Pierce, Porter and Rozell.—5.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1031, 1130, 1149, 1150** and **1156;** and **HJR 1025.**

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1319 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 113, 114, 123, 149, 200, 207, 236, 238, 244, 251, 254, 295 and **319** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 44 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF HAs

HAs to **SB 257** were called up for consideration.

Upon motion of Senator Randle, the Senate concurred in **HAs** to **SB 257.**

SB 257, 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Berrong, Cate, Porter and Rozell.—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 Conference granted on Engrossed Senate Bills, and naming House Conferees as follows:

SB 226 — Hopkins, Mentzer and Vaughn.
SB 248 — Barker, Winn and Weichel.
SB 335 — Elder, Stephenson and Twidwell.

PENDING CONSIDERATION OF HAs

HAs to **SB 287** were called up for consideration.

Upon motion of Senator Keating, the Senate concurred in **HAs** to **SB 287.**

SB 287, 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Schuelein,

Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Berrong, Cate, Pierce, Porter and Rozell.—5.

The bill 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 113, 114, 123, 149, 200, 207, 236** and **238.**

The above numbered Enrolled Bills were referred to the Governor.

GENERAL ORDER

HB 1242 by Davis (Don) and Craighead of the House and Terrill and York of the Senate was read and considered.

Senator York moved to amend **HB 1242** by crippling the Title, which amendment was declared adopted by unanimous consent.

Upon motion of Senator York, **HB 1242,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1242,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1242 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Berrong, Cate, Crow, Kilpatrick, Porter and Rozell.—6.

The bill and emergency passed.

HB 1242 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 217** was called up for consideration.

Senator Wolfe asked unanimous consent to suspend Senate Rule 10(b) to allow consideration of the **CCR** on **SB 217,** to which request objection was heard.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 297** was called up for consideration.

The **CCR** on **SB 297** was adopted upon motion of Senator Wolfe.

SB 297, 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, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Smith,

Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Berrong, Cate, Crow, Lane, Porter and Rozell.—6.

The bill and emergency passed.

SB 297, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Report thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 87, 89** and **112.**

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 217** was called up for consideration.

The **CCR** on **SB 217** was adopted upon motion of Senator Wolfe.

SB 217, 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Johnson, Keating and Schuelein.—3.

Excused: Berrong, Cate, Lane, Porter and Rozell.—5.

The bill passed.

SB 217, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 86** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 86,** entitled:

An Act relating to the Office of the Governor 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 the same with the following recommendations.

1. That the Senate accept House Amendment 7.

2. That the House recede from House Amendments 1, 2, 3, 4, 5 and 6.

3. That the following Conference Committee Amendments be adopted:

a. Page 1, Line 14½ after the word "EXPENSE;" and before the word "MAKING" insert the language: "abolishing the Oklahoma Education Council and transferring certain items to the Office of the Governor; repealing Sections 1 through 3 Chapter 22 O.S.L. 1976 and

Section 4, Chapter 22, O.S.L. 1976 as amended by Section 3, Chapter 200, O.S.L. 1977, (74 O.S. Supp. 1978, Sections 3801 through 3804);''.

b. Page 1, Line 26 by deleting the figures ''$869,444.00'' and substituting in lieu thereof the figures ''$1,014,662.00''.

c. Page 1, Line 28 by deleting the figures ''$899,444.00'' and substituting in lieu thereof the figures ''$1,044,662.00''.

d. Page 1, Line 33 by deleting the word and figures ''thirty-nine (39)'' and substituting in lieu thereof the word and figures ''forty-three (43)''

e. Page 2, Lines 14½, by adding the following new Sections:

''SECTION 5. Effective July 1, 1979, the Oklahoma Education Council is hereby abolished and all unexpended funds, property, records, employees, and any outstanding financial obligations, are hereby transferred to the Office of the Governor.

SECTION 6. Sections 1 through 3, Chapter 22, O.S.L. 1976, and Section 4, Chapter 22, O.S.L. 1976 as amended by Section 3, Chapter 200, O.S.L. 1977 (74 O.S. Supp. 1978, Sections 3801 through 3804) are hereby repealed, effective July 1, 1979.''

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Terrill, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Johnson (Don), Hopkins, Murphy, Stephenson, Atkins, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 99** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill No. 99, by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House, entitled:

(State Personnel Board — Amending 74 O.S., Section 813 — Appropriation — Emergency).

together with Engrossed House Amendments thereto, 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 accept House Amendments 1, 3, 4, 5, 6 and 7.

2. That the House recede from House Amendment 2.

Respectfully submitted,

FOR THE SENATE: Crow and Boatner.

FOR THE HOUSE: Davis (Don) and Deatherage.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SJR 10** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SJR 10** by McCune, et al, of

the Senate and Vaughn, et al, of the House, entitled:

A Joint Resolution relating to sentencing; providing for weekend incarceration of felons under certain conditions *** and directing distribution.

together with Engrossed House Amendments thereto, 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 accept House Amendments 1 and 2.

2. That the House recede from its Amendment 3.

3. That the following Conference Committee amendment be adopted:

"The sentencing court may require a person incarcerated pursuant to this resolution to pay the county, for food and maintenance for each day of incarceration, an amount equal to the maximum amount prescribed by law to be paid by the county to the sheriff for such expenses. If the judge does not so order, the Department of Corrections shall reimburse the county for the cost of feeding and care of the person during such periods of incarceration. The Department of Corrections shall reimburse the county for the actual costs paid for any emergency medical care for physical injury or illness of a person incarcerated hereunder if the injury or illness is directly related to the incarceration and the county is required by law to provide such care for inmates in the jail."

Respectfully submitted,

FOR THE SENATE: McCune, Nickles and Clifton.

FOR THE HOUSE: Vaughn, Riggs and Cleveland.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 329** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill No. 329 by Stipe and Lane of the Senate and Caldwell, et al, of the House, entitled:

(Schools — Amending 70 O.S., Section14-108 — Vocational-Technical Area school districts).

together with Engrossed House Amendments thereto, 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 accept Engrossed House Amendments No. 1 and 2;

2. That the following Conference Committee amendment be adopted:

Page 3, Line 20½, by adding a new Section 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."

, adding at the end of the title the following: "AND DECLARING AN EMERGENCY.".

Respectfully submitted,

FOR THE SENATE: Stipe, Lane and Boatner.

FOR THE HOUSE: Caldwell, Murphy and Thompson (Mick).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 215,** as amended and coauthored (emergency failed).

HOUSE AMENDMENTS

HAs to **SB 215** were read as follows and consideration deferred.

Authors: Add the following coauthors: Elder, Johnson (Don), Wilson and Baughman of the House.

Amendment No. 1. Amend Page 2, Line 15, after the word "area" and before the period "." by inserting the words "of origin".

Amendment No. 2. Amend Page 4, Lines 16 and 17, by deleting the words and figures "five percent (5%)" and substituting in lieu thereof the words and figures "seven percent (7%)".

Amendment No. 3. Amend Page 6, Line 6, after the word "through" and before the word "of" by deleting the figure "7" and subsituting in lieu thereof the figure "8".

Amendment No. 4. Amend Page 6, Line 7, after the word "through" and before the word "of" by deleting the figure "1085.37" and substituting in lieu thereof the figure "1085.38".

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 9.**

The above numbered Resolution as amended in Conference was referred for enrollment.

Senator Rozell asked to be shown present, 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 Luton presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Cain, advised and consented to the confirmation of TOM HEGGY, Oklahoma City, as a member of the Oklahoma State Bureau of Investigation Commission, to serve a 7-year term ending July 1, 1985. Mr. Heggy succeeds Harry Bruno, Bartlesville.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of MICHAEL C. TURPEN, Muskogee, as a member of the Oklahoma State Bureau of Investigation Commission, to serve an unexpired 3-year term ending July 1, 1979. Mr. Turpen succeeds Melvin Singleterry, Duncan.

Senator Watson presiding.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1002.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1002** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1002, and Engrossed Senate Amendments thereto, by Dunn of the House and Landis and Johnson of the Senate, entitled:

An Act relating to criminal procedure; amending 22 O.S. 1971, Sections 1112, as amended *** providing bond schedule for certain offenses *** 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 accept Amendment No. 1. and restore the title to read as follows:

"An Act relating to criminal procedure; amending 22 O.S. 1971, Sections 1112, as amended by Section 1, Chapter 34, O.S.L. 1976 and 1114.9, as amended by Section 2, Chapter 281, O.S.L. 1978 (22 O.S. Supp. 1978, Sections 1112 and 1114.9); providing bond schedule for certain offenses; adjusting such schedule; providing an effective date; and declaring an emergency."

Respectfully submitted,

FOR THE HOUSE: Dunn and Fitzgibbon.

FOR THE SENATE: Landis, Cate and Stipe.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 244, 251, 254, 295** and **319.**

The above numbered Enrolled Bills were referred to the Governor.

Senator Lane moved that the Senate stand at ease until 3:45 p.m., which motion prevailed.

The Senate reassembled in open session with Senator Watson 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 that the House of Representatives requests the Senate to rescind naming of Conferees on Engrossed **SJR 27** and refer same to GCCA.

MOTION RE SJR 27

Senator Lane moved that the Senate grant the request of the Honorable House to rescind naming of Conferees on Engrossed **SJR 27,** which motion was declared adopted.

Engrossed **SJR 27** was referred to GCCA.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1027,** as amended.

Advising rejection of **SAs** to Engrossed **HBs 1157, 1164** and **1166,** 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 conference on Engrossed **HBs 1157, 1164** and **1166** was ordered granted, said bills to be referred to GCCA.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives has referred Engrossed **HB 1331** to GCCA.

MOTION RE HB 1331

Upon motion of Senator Lane, the Senate concurred in the House action to refer **HB 1331** to GCCA.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 98** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 98,** entitled:

"Oklahoma Capitol Improvement Authority — Appropriations — Amending 73 O.S. Supp. 1978, Section 163.2 — Emergency).

together with Engrossed House Amendments thereto, 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 accept House Amendment No. 2.

2. That the House recede from House Amendment No. 1.

3. That the following Conference Committee Amendments be adopted:

a. Restore the Title to read as follows:

"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; amending Section 4, Chapter 144, O.S.L. 1975, as amended by Section 1, Chapter 158, O.S.L. 1976 (73 O.S. Supp. 1978, Section 163.2); directing certain collections to be deposited to the General Revenue Fund and stating exceptions; authorizing construction of a walkway; authorizing the issuance of certain contracts; providing lapse date; making provisions of this act severable; and declaring an emergency."

b. Page 1, Lines 26 and 27 by deleting the words and figures "One Hundred Twenty-two Thousand Nine Hundred Sixty Dollars ($122,960.00)" and substituting in lieu thereof the words and figures "Eighty-two Thousand Six Hundred Thirty Dollars ($82,630.00)".

c. Page 2, Line 17½, by adding a new Section 5 to read as follows:

"SECTION 5. The Oklahoma Capitol Improvement Authority is hereby authorized and directed to construct, from funds legally available, including but not limited to, rental income authorized under 73 O.S. Supp. 1978, Section 169, an enclosed overhead walkway from the M. C. Conners Buildings across Lincoln Boulevard to the Authority parking lot northwest of the said Conners Buildings, such walkway to be compatible in appearance with the Conners Buildings. The Oklahoma Capitol Improvement Authority is authorized to issue new

contracts, or modify existing contracts, for planning, architectural services, engineering services or construction as may be needed to design and construct the walkway as authorized in this Section."

, and renumber the current "Section 5" to read "Section 6" and renumber succeeding sections accordingly.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Terrill, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Atkins, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 100** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 100,** entitled:

(Department of Libraries — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendments Nos. 3 and 4.

2. That the Senate accept Engrossed House Amendments Nos. 1, 2, 5 and 6.

3. That the following Conference Committee Amendment be adopted:

(a) Page 1, Line 31, by deleting the figure "$2,010,486.00" and inserting in lieu thereof the figure "$2,011,778.00".

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Terrill, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Atkins, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 106** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 106,** entitled:

(Board of Medicolegal Investigations — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the attached Conference Committee Substitute for Engrossed Senate Bill No. 106 be adopted.

(Pursuant to Rule 19(b), copies of the **CCS** for **SB 106** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Terrill, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Atkins, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 122** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 122,** entitled:

An Act relating to the Water Resources Board and making appropriations thereto *** emergency.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment Nos. 1, 2, 4 and 5.

2. That the Senate accept Engrossed House Amendment No. 3.

3. That the following Conference Committee amendments to Engrossed Senate Bill No. 122 be adopted:

(a) Page 1, Lines 22 and 23, by deleting the words and figures "One Million One Hundred Fifty Thousand Nine Hundred Fifty-six Dollars ($1,150,956.00)" and substituting in lieu thereof the words and figures "One Million One Hundred Fifty-one Thousand Eight Hundred Fifty-one Dollars ($1,151,851.00)".

(b) Page 2, Lines 2 and 3, by deleting the words and figures "Seven Hundred Eighty Thousand Six Hundred Sixty Dollars ($780,660.00)" and substituting in lieu thereof the words and figures "Seven Hundred Eighty-one Thousand Seven Hundred Fifty Dollars ($781,750.00)".

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Terrill, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Atkins, Weichel, Whorton and Willis.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, May 10, 1979, at 10:30 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:15 p.m. to meet Thursday, May 10, 1979, at 10:30 a.m.

Seventy-fifth Legislative Day

Thursday, May 10, 1979

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:

Aye: Birdsong, Boatner, Capps, Cate, Combs, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—34.

Excused: Berrong, Cain, Clifton, Crow, Crutcher, Howard, Keating, Keller, Murphy, Nickles, Porter, Smith, Wolfe and Young.—14.

Senator Luton declared a quorum present.

Senator Johnson gave the opening prayer.

The following prayer of Reverend Beatty was incorporated into the Journal upon request of Senator Martin.

Our Father, in the name of Jesus Christ our Lord, I come to Thee on behalf of this Senate that has been elected by the people of this state to serve as a body and to bring about for this great state better government.

And as this people labor here this day and in the days ahead we pray that Thou would be in the midst of them as they think together, as they debate all issues, we pray that Thou would help them to find the answers that we might have better government for all the people of this great state. We pray that Thou would lead them to make laws that will be just, honest and fair to all the people of this great state.

Grant, our Father, that they would have help and strength, that Thy blessing would be upon their families.

We commend them to Thee and into Thy keeping for the good of the nation.

For we ask it in the name of Jesus, our Lord, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Lane introduced Donald R. Whitaker, D.O., Broken Bow, as the Doctor of the Day.

Senator Lamb introduced Christine Holmes, R.N., Enid, as the Nurse of the Day.

FIRST READING

The following was introduced and read the first time.

SB 345 — By Capps.

An Act relating to insurance; amending 36 O.S. 1971, Section 4101, as last amended by Section 1, Chapter 82, O.S.L. 1975 (36 O.S. Supp. 1978, Section 4101); reenacting requirements for certain classes of insurance, certain policy premiums, eligibility of certain employees or debtors, certain minimums of insureds, and certain payments under certain classes of insurance; and increasing certain maximum amounts of insurance on the life of a debtor.

NOTICE

On Wednesday, May 16, 1979, at 10:30 a.m., the plaque from the Oklahoma Legislature honoring Jack A. Rhodes will be dedicated in the Oklahoma City University Dulaney-Browne Library, in the Shirk Oklahoma History Center. The plaque is being placed with Mr. Rhodes' library collection at OCU.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1028.**

HCR 1028 — By Sheppard and Harbin of the House and Johnston of the Senate.

A Concurrent Resolution designating and naming a certain highway in Seminole County as the Seminole Nation Highway; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 329** was called up for consideration.

The **CCR** on **SB 329** was adopted upon motion of Senator Stipe.

SB 329, 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, Combs, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—33.

Nay: Martin.—1.

Excused: Berrong, Cain, Clifton, Crow, Crutcher, Howard, Keating, Keller, Murphy, Nickles, Porter, Smith, Wolfe and Young.—14.

The bill and emergency passed.

SB 329, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

DECLARATION OF VOTE

Senator Martin asked that the record show that he voted "Nay" on **SB 329** for the reason that the **CCR** on **SB 329** had not been distributed to all Senators' desks in compliance with Senate Rule 10(b), which was the order.

Senators Clifton and Crutcher asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1268** was called up for consideration.

The **CCR** on **HB 1268** was adopted upon motion of Senator Rozell.

HB 1268, 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, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—35.

Nay: Johnston.—1.

Excused: Berrong, Cain, Crow, Howard, Keating, Keller, Murphy, Nickles, Porter, Smith, Wolfe and Young.—12.

The bill passed.

Senators Murphy and Cain 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: 37. Nay: 1. Excused: 10.

The emergency passed.

HB 1268, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

ANNOUNCEMENT

Senator Murphy asked that the members of the Subcommittee on Juvenile Justice System of the Criminal Jurisprudence Committee, be shown as excused on the two preceding roll call votes in that a meeting of the Subcommittee had been scheduled on this legislative day, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1227** was called up for consideration.

The **CCR** on **HB 1227** was adopted upon motion of Senator Randle.

HB 1227, as amended in Conference, was read at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Field, Green, Howell, Johnston, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Terrill, Tinsley, Watson and York.—29.

Nay: Birdsong, Dahl, Giles, Johnson, Landis, Schuelein, Stipe, Taliaferro and Vann.—9.

Excused: Berrong, Crow, Howard, Keating, Keller, Nickles, Porter, Smith, Wolfe and Young.—10.

The bill passed.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnston, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—35.

Nay: Johnson.—1.

Excused: Berrong, Crow, Field, Howard, Keating, Keller, Kilpatrick, Nickles, Porter, Smith, Wolfe and Young.—12.

The Chair advised the Senate that Senator Kilpatrick, having been present in the Chamber during the vote on the emergency section of **HB 1227,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 35. Nay: 2. Excused: 11.

The emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Lamb moved that the vote be reconsidered whereby **HB 1227** passed and the vote whereby the emergency section of **HB 1227** passed.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 99** was called up for consideration.

The **CCR** on **SB 99** was adopted upon motion of Senator Boatner.

SB 99, 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—37.

Excused: Berrong, Crow, Howard, Keating, Keller, Nickles, Porter, Smith, Terrill, Wolfe and Young.—11.

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: 38. Excused: 10.

The emergency passed.

SB 99, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 86** was called up for consideration.

Senator Boatner asked unanimous consent, which was granted, that further consideration of **SB 86** be deferred temporarily.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 100** was called up for consideration.

The **CCR** on **SB 100** was adopted upon motion of Senator Boatner.

SB 100, 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, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Excused: Berrong, Cate, Crow, Howard, Keating, Keller, Nickles, Porter, Smith and Wolfe.—10.

The bill and emergency passed.

SB 100, together with the Conference Committee Report thereon, was ordered transmitted 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 297.**

The above numbered Bill as amended in Conference was referred for enrollment.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 106** was called up for consideration.

The **CCR** on **SB 106** was adopted upon motion of Senator Boatner.

SB 106, 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: Boatner, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Birdsong and Pierce.—2.

Excused: Berrong, Cate, Crow, Howard, Keating, Nickles, Porter, Smith and Wolfe.—9.

The bill and emergency passed.

SB 106, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1242 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 87, 89, 112, 225 and **257** and **SJR 9** 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 116** was read and adopted upon motion of Senator Boatner.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 116,** entitled:

(Pardon and Parole Board — Appropriation — Emergency).

together with Engrossed House Amendments thereto, 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 accept Engrossed House Amendments 1, 2 and 3.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Terrill, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Atkins, Weichel, Whorton and Willis.

SB 116, 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Berrong, Crow, Howard, Keating, Nickles, Porter, Smith and Wolfe.—8.

The bill and emergency passed.

SB 116, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed House Bills, requesting Conference and naming Conferees as follows:

HB 1319 — GCCA.
HB 1372 — Winn, Fair and Twidwell.

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 1363.**

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1363, and Engrossed Senate Amendments thereto, by Lancaster of the House and Rozell, et al, of the Senate, entitled:

An Act relating to the Consumer Credit Code; amending 14A O.S. 1971, Section 3-105; defining loan primarily secured by an interest in land; 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 Amendment No. 1.

Respectfully submitted,

FOR THE HOUSE: Lancaster, Harper and Hargrave.

FOR THE SENATE: Rozell, Lane and Stipe.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 122** was called up for consideration.

Senator Boatner asked unanimous consent, which was granted, that further consideration of the **CCR** on **SB 122** be deferred for this legislative day.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 86** was considered further.

The **CCR** on **SB 86** was adopted upon motion of Senator Boatner.

SB 86, 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Giles.—1.

Excused: Berrong, Crow, Howard, Keating, Nickles, Porter, Smith and Wolfe.—8.

The bill and emergency passed.

SB 86, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

RESOLUTION

Senator Stipe introduced the following Resolution, consideration of which was deferred for this legislative day.

SR 45 — By Stipe.

A Resolution disapproving certain regulations of the Oklahoma Water Resources Board relating to the definition of mining; and directing distribution.

PENDING SENATE ACTION ON HAs

Upon motion of Senator Terrill, **HAs** to **SB 310** were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Terrill, Watson and Randle.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 87, 89, 112, 225** and **257** and **SJR 9.**

The above numbered Enrolled Bills and Resolution were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 310,** and naming House Conferees as follows: Craighead, Deatherage and Thompson (Mick).

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, May 14, 1979, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1137 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 11:40 a.m. to meet Monday, May 14, 1979, at 1:30 p.m.

Seventy-sixth Legislative Day

Monday, May 14, 1979

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Giles, Keating, Schuelein and Stipe.—4.

Senator Boatner declared a quorum present.

The following prayer was offered by Reverend Les Thompson, Jr., Pastor, Clark United Methodist Church, Oklahoma City, and incorporated into the Journal upon request of Senator Keller.

Almighty God, I pray that these our Senators may receive from You all wisdom and spiritual understanding for a full insight into Your will, so that their manner of life and activities in this Legislature may be worthy of You and entirely pleasing to You. May they bear fruit in active goodness of every kind and grow in their knowledge of You. Strengthen them, in Your glorious might, with ample power to meet whatever comes with fortitude, patience and joy, and to give thanks to You for their positions of power and service as servants of the people.

We ask, also, that You make Your might felt in the life of Miss Bill Shipley, who undergoes surgery again tomorrow.

In the name of Jesus Christ our Lord, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Green introduced Harold B. Stewart, M.D., Tulsa, as the Doctor of the Day.

Senator Keating introduced Anne Weatherly, MS, Tulsa, as the Speech Language Pathologist of the Day; Ms. Weatherly is the current President of the Oklahoma Speech and Hearing Association. Senator Watson introduced others in the field of speech and hearing: Mrs. Rubye M. Hall, Oklahoma City; and Cheryl M. Scott, PhD, from OSU, President-Elect of the Oklahoma Speech and Hearing Association.

FIRST READING

The following was introduced and read the first time.

SB 346 — By Dahl of the Senate and Weichel of the House.

An Act relating to agriculture; amending Sections 9 and 10, Chapter 164, O.S.L.

1973 (2 O.S. Supp. 1978, Sections 1509 and 1510); providing certain assessments for the Sheep and Wool Utilization, Research and Market Development Commission; providing certain guidelines; allowing referendum on continuation of assessments; and increasing assessment.

SECOND READING

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

SB 345 — Insurance.

Senator Luton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 260 and **287** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 28 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Boatner presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1328** was called up for consideration.

The **CCR** on **HB 1328** was adopted upon motion of Senator Crow.

HB 1328, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Giles, Keating, Schuelein and Stipe.—4.

The bill and emergency passed.

HB 1328, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 260** and **287.**

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled **SCR 28.**

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

PENDING SENATE ACTION ON HAs

Upon motion of Senator Murphy, the Senate refused to concur in **HAs** to **SB 215** and requested a conference, Conferees to be named at a later date.

PENDING SENATE ACTION ON CCRs

Upon motion of Senator Crow, the Senate rejected the **CCRs** on **SBs 98** and **122,** and requested further Conference, said bills to be rereferred to GCCA.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1268.**

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

Senators Keating and Schuelein asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1002** was called up for consideration.

The **CCR** on **HB 1002** was adopted upon motion of Senator Landis.

HB 1002, 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, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann and Watson.—37.

Nay: Combs, Lane, Martin, Pierce, Wolfe and Young.—6.

Excused: Field, Giles, Howard, Stipe and York.—5.

The bill and emergency passed.

HB 1002, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SJR 17** were called up for consideration.

Upon motion of Senator Young, the Senate concurred in **HAs** to **SJR 17.**

SJR 17, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—41.

Nay: Boatner.—1.

Excused: Dahl, Field, Giles, Howard, Stipe and York.—6.

The resolution passed.

House Amendments were properly signed and the above-numbered resolution was referred for enrollment.

PENDING SENATE ACTION — RESOLUTION

HCR 1028, introduced on Page 866, was called up for consideration.

HCR 1028 was read at length, adopted upon motion of Senator Johnston, properly signed and ordered returned to the Honorable House.

RESOLUTION

Senator McDaniel introduced **SCR 29.**

SCR 29 — By McDaniel.
A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Bill No. 319 passed by the First Session of the Thirty-seventh Oklahoma Legislature.

SCR 29 was read at length, adopted upon motion of Senator McDaniel, and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 40,** and naming House Conferees as follows: Davis (Don), Hooper and Kane.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 29 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1137 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SB 297 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

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 86, 100, 106** and **116.**

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 **HB 1027.**

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

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1242,** requesting Conference and naming Conferees as follows: Davis (Don), Murphy and Elder.

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 1135, 1160** and **1166.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1135** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1135,** entitled:

An Act relating to the Office of the Supreme Court and the Court of Appeals 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 the same with the following recommendations:

1. That the House accept Engrossed Senate Amendment No. 1.

2. That the Engrossed Senate Amendment No. 1 be amended as follows:

(a) That the Title be restored 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; limiting expenditures for salaries and wages; authorizing positions supported by federal funds; 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; providing lapse date; providing severability; and declaring an emergency."

(b) Page 3, Section 3, Line 1, by deleting the figure "24,520" and inserting in lieu thereof the figure "25,990".

(c) Page 3, Section 3, Line 4, by deleting the figure "10,530" and inserting in lieu thereof the figure "10,600".

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Atkins, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Terrill, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1160** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1160,** entitled:

An Act relating to the Office of the Liquefied Petroleum Gas Board and making an appropriation thereto *** emergency.

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House accept Engrossed Senate Amendment No. 1.

2. That the Engrossed Senate Amendment No. 1 be amended as follows:

(a) Page 1, Lines 17½-25, by amending the Title to read as follows:

"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 the end of the fiscal year; providing lapse date; providing severability; and declaring an emergency."

(b) Page 2, Section 2, Line 5, by adding after the period (.) and before the word "The" the following language: "The salary of the Administrator shall not exceed Fourteen Thousand Three Hundred Eighty Dollars ($14,380.00), per annum, payable monthly."

(c) Page 2, Section 3, Lines 15-35 and Page 3, Section 3, Lines 1-35 and Page 4, Section 3, Lines 1-10, by deleting Section 3 entirely; renumber the current Section 4 to read "Section 3" and renumber succeeding sections accordingly.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Atkins, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Terrill, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1166** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1166,** entitled:

(Cosmetology Board — Appropriation — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House accept Senate amendments No. 1, 3, 4 and 5.

2. That the Senate recede from Senate Amendment No. 2.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Atkins, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Terrill, Vann and Watson.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1027.**

HCR 1027 — By Baughman, et al, of the House and Landis of the Senate.

A Concurrent Resolution urging certain coordinated actions with regard to Lake Waurika; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 29.**

The above numbered Resolution was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed Senate Bills, and naming House Conferees as follows:

SB 174 — Baughman, Stephenson and Murphy.

SB 214 — Glover, Kane and Willis.

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 99, 217** and **329.**

The above numbered Bills as amended in Conference were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 29 was correctly enrolled, 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 Com-

mittee Reports and passage of Measures as amended: Engrossed **HBs 1180; HB 1341,** as coauthored by Bengtson, Wilson and Poulos; and **HB 1506.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1180** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1180, and Engrossed Senate Amendments thereto, by Weichel, Elder, et al, of the House, and Capps of the Senate, entitled:

An Act relating to initiative and referendum; amending 34 O.S. 1971, Section 9, as amended by Section 1, Chapter 263, O.S.L. 1975 (34 O.S. Supp. 1978, Section 9); providing for filing of certain proposals *** 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.

Respectfully submitted,

FOR THE HOUSE: Weichel, Glover and Winn.

FOR THE SENATE: Capps, Boatner and Birdsong.

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 Robinson, Kelly and Duckett of the House and York of the Senate, entitled:

(Insurance — Amending 36 O.S. 1971 — Section 3611 — Effective Date).

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House concur in Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendment be adopted:

a. Page 2, Section 1, Line 6, after the word "policy" and before the word "shall" delete ", or individual life insurance policy,".

b. Page 3, Section 1, Lines 13 and 14, after the word "policies" and before the word "and" delete ", and individual life insurance policies,".

c. Page 3, Section 1, Line 19, after the word "provisions" and before the word "as" delete "or individual life policy provisions".

d. Page 4, Section 1, Line 10, after the word "insurance" and before the word "disapprove" delete ", or individual life insurance,".

As coauthored by: Denman of the House.

Respectfully submitted,

FOR THE HOUSE: Robinson, Alexander and Hooper.

FOR THE SENATE: York, Green and Luton.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1506** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1506, and Engrossed Senate Amendments thereto, by Weichel, Winn and Hill of the House and Capps of the Senate, entitled:

An Act relating to agriculture; providing that state governmental entities shall be liable for damage for injury to persons or property caused by negligence in storage, spraying or other application of pesticides *** and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the House accept Engrossed Senate Amendments Nos. 2, 3 and 4.

3. Amending Title to conform to bill, by deleting on Page 1, Lines 12, 12½ and 13 all of the language after the word "LIABILITY;" and before the word "REQUIRING" so that the Title reads as follows:

"An Act relating to agriculture; providing that state governmental entities shall be liable for damage for injury to persons or property caused by negligence in storage, spraying or other application of pesticides; providing for civil actions and venue; waiving sovereign immunity and consenting to suit within limitations of act; exempting employees of state agencies, boards, departments and commissions; authorizing settlements; providing for payment of judgments; prescribing limitations on liability; requiring notice; providing for limitation of actions; authorizing purchase of liability insurance and providing for payment of premiums; directing codification; and declaring an emergency.

Respectfully submitted,

FOR THE HOUSE: Weichel, Winn and Hill.

FOR THE SENATE: Capps, Cummins and Dahl.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SBs 98** and **122,** and rereferring same to GCCA.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 297.**

The above numbered Enrolled Bill was referred to the Governor.

Advising the signing of and returning Enrolled **SCR 29.**

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

MESSAGE FROM THE GOVERNOR

Advising that on this date, May 14, 1979, I am returning Enrolled **SB 319** in accordance with **SCR 29.**

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, May 15, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:00 p.m. to meet Tuesday, May 15, 1979, at 1:30 p.m.

Seventy-seventh Legislative Day

Tuesday, May 15, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—47.

Excused: Howard.—1.

Senator Luton declared a quorum present.

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

Almighty God, I pray that for our Senators their love for one another may be kept at full strength, that they may be hospitable to one another without complaining, that all may use the talents they have in service to their people and their peers. May their tempers be moderate, their patience inexhaustible, their wisdom constantly increasing and their judgement unassailable. Grant them fulfillment in their service and protection from their enemies. In the name of Jesus Christ our Lord, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Porter introduced Charles N. Atkins, M.D., Oklahoma City, as the Doctor of the Day.

Senator Clifton introduced Donna Casselman, R.N., Shawnee, as the Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 15, 1979, of Enrolled **SBs 87, 89, 112, 113, 114, 123, 149, 200, 207, 225, 236, 238, 244, 251, 254, 260** and **295** and **SJR 9.**

SECOND READING

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

SB 346 — Agriculture.

PENDING SENATE ACTION — RESOLUTION

HCR 1027, introduced on Page 878, was called up for consideration.

HCR 1027 was read at length and adopted upon motion of Senator Landis.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Landis moved that the vote be reconsidered whereby **HCR 1027** was adopted.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1002** and **1328.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Advising the signing of and transmitting for signature Enrolled **HCR 1028.**

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

SUBCOMMITTEES OF GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS

President Pro Tempore Howard announced the appointment of the following members to the subcommittees of GCCA:

EDUCATION

Randle, V. Ch.
Rozell
Terrill
Crow, Alt.

GENERAL GOVERNMENT AND JUDICIARY

Luton, Chairman
Kilpatrick
Vann
York, Alt.

PUBLIC SAFETY AND HIGHWAYS

Stipe, Chairman
Schuelein
Cate
Combs, Alt.

REGULATORY AND NATURAL RESOURCES

Lane, V. Ch.
Dahl
Tinsley
Lamb, Alt.

SOCIAL SERVICES PUBLIC AND MENTAL HEALTH

Boatner, Ch.
Martin
Johnson
Watson, Alt.

Senator Watson presiding.

PENDING SENATE ACTION — RESOLUTION

SR 45, introduced on Page 871, was called up for consideration.

Senator Stipe asked unanimous consent, which was granted, that further consideration of **SR 45** be deferred temporarily.

SPECIAL REPORT

Senator Terrill submitted the following Special Report of the Senate Committee on Rules, moved that the Senate receive said

Report and the same be incorporated in the Journal for this legislative day.

SENATE RULES COMMITTEE REPORT ON SENATE RESOLUTION 33

The question posed by Senate Resolution 33 requesting a moratorium on the construction of Black Fox Nuclear Generating Plant near Inola, Oklahoma, has presented start ling revelations concerning the safety factors surrounding nuclear power to wit: This committee recommends that Senate Resolution 33 be referred to the Legislative Council of the State Senate for an interim study.

It is further requested that the Legislative Council conduct research proper to answering the following questions:

1. Does a threat exist to the water supply of Broken Arrow, Coweta and other communities on the Verdigris River below the Black Fox plant?

2. Does the disposal of radioactive waste, generated by the nuclear facility, present a hazard in its storage or transportation?

3. Does nuclear energy provide a viable economical alternative to a growing energy shortage?

4. Does the location of the Black Fox plant in the proximity of a major populous area contribute to the financial stability of that community or will it cause property devaluation?

5. Does the Black Fox plant present a potential hazard because of vulnerability to tornadoes, earthquakes or events of a catastrophic nature?

6. Does the benefit derived from nuclear energy outweigh the inherent risks involved?

The recommendations of the Rules Committee are based upon public input from both lay and expert witnesses. Two hearings were held concerning Senate Resolution 33, the first of which was held on the 19th of April in Broken Arrow. The result of that special ad hoc hearing was unanimous endorsement of Senate Resolution 33, report of meeting attached. The second hearing on the Black Fox question was held on April 25, 1979 in the Senate Chambers of the State Capitol. Expert testimony, both pro and con on the issue was presented.

The Rules Committee feels that the questions that arose were of such magnitude that further explanation is warranted.

/s/ Al Terrill, Chairman
/s/ Gideon Tinsley, Vice Chairman

A Public Hearing on Senate Resolution No. 33 was held in Broken Arrow on the 19th of April. In attendance from the State Senate were Senator Rodger Randle, Senator Herbert Rozell, Senator Bill Crutcher, Senator Bob Miller and Senator Don Cummins.

The hearings convened at 7:30 p.m. at Central Middle School in Broken Arrow with some 300 people in attendance. Testimony was taken from seventeen witnesses, alternating the viewpoints on Resolution 33.

It is the opinion of the committee that the community most affected by the construction of Black Fox could accept a nuclear power plant as a neighbor, if safety factors were extended. The major concern, at this point, seems to be the discharge of the water from the Verdigris River used as a coolant for the reactor. The point of discharge is 1.2 miles above stream from the outlake for the Broken Arrow municipal water supply.

Broken Arrow City Manager, Jim Whitlock, spoke in behalf of the elected officials

of Broken Arrow, outlining the city's opposition to the pollutant possibility. Mr. Whitlock indicated the city of Broken Arrow was prepared to take court action, if necessary, to prevent the disposal of the Black Fox waste water into the city water supply.

In addition to the public testimony taken by this committee, information in the form of printed material is offered for consideration. This material consists of some 2,000 separate opinions. The preponderance of those opinions were in support of Senate Resolution 33.

Recognizing the basic concerns of the districts affected and analyzing the potential dangers involved in nuclear power generation, it is the recommendation of this committee that Senate Resolution 33 be presented to the Senate as a whole with a recommendation of adoption. It is further recommended by this committee that negotiations with Public Service Company be scheduled and attempts to establish a water waste disoposal, at least ½ mile below the Broken Arrow water outtake on the Verdigris River, be made.

Signed by: Senator Rozell, Senator Miller, Senator Randle and Senator Cummins.

REPORT OF THE RULES COMMITTEE

The following interpretations of Senate Rules were submitted:

Senate Rule 14 (q). The unanimous consent requirement applies to the adoption of a particular amendment and not to whether or not the measure is subject to be amended on Third Reading. If objection to the adoption of the amendment is heard, then the vote by which the bill was placed on Third Reading must be reconsidered before the amendment can be considered.

Senate Rule 19(b). If, for whatever reason, a motion to reconsider is required to be disposed of within less than three legislative days from the date the motion was made, the motion shall be the property of the moving Senator until the final day for reconsideration, at which time any member may call up such motion for consideration.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 180** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill 180 by York and Taliaferro of the Senate and Sanders, et al, of the House, entitled:

(Schools — Certain Elections in School Districts — Amending 70 O.S., Sections 2-101 et al — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the attached Conference Committee Substitute be accepted.

2. That the House recede from its amendment.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 180** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: York, Randle and Kilpatrick.

FOR THE HOUSE: Sanders, Fried and Gray.

RESOLUTION

Senator Wolfe introduced **SCR 30.**

SCR 30 — By Wolfe of the Senate and Brunton of the House.

A Concurrent Resolution expressing legislative intent on the meaning of the words "commensurate with" in a certain statute; and directing distribution.

SCR 30 was read at length, adopted upon motion of Senator Wolfe, and ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 86, 99, 100, 106, 116, 217, 329 and **SJR 17** 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 CCRs

The **CCR** on **SJR 10** was called up for consideration.

The **CCR** on **SJR 10** was adopted upon motion of Senator McCune.

SJR 10, as amended in Conference, was read at length.

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

Aye: Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Birdsong, Capps and Lamb.—3.

Excused: Berrong and Howard.—2.

The resolution passed.

SJR 10, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

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

RESOLUTION

SR 45 was considered further.

SR 45 was read at length as follows, adopted upon motion of Senator Stipe and ordered referred for enrollment.

SR 45 — By Stipe.

A Resolution disapproving certain regulations of the Oklahoma Water Resources Board relating to the definition of mining; and directing distribution.

WHEREAS, the Oklahoma Water Resources Board adopted regulations on April 10, 1979, which included the definition of mining; and

WHEREAS, such regulation defining mining adopted by the Oklahoma Water Resources Board does not reflect the intent of the Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The regulations defining mining, adopted by the Oklahoma Water Resources Board on April 10, 1979, Regulation 125.1, subsection (pp), relating to the definition of mining, is hereby disapproved by the Oklahoma Senate pur-

suant to the authority of Section 308 of Title 75 of the Oklahoma Statutes.

SECTION 2. Copies of this Resolution shall be dispatched to the members of the Oklahoma Water Resources Board, and the editor of the Oklahoma Gazette.

MOTION TO RECONSIDER VOTE

Senator Lamb pressed his motion to reconsider the vote whereby **HB 1227** passed.

Senator Smith moved to table the Lamb motion to reconsider, which motion to table was declared adopted.

HB 1227, 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 York.

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—47.

Excused: Porter.—1.

The bill passed.

HB 1341, together with the Conference Committee Report thereon, was 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 1356** and **1450.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1356** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1356, and Engrossed Senate Amendments thereto, by Conaghan, Vaughn and Wilson of the House and Tinsley of the Senate, entitled:

An Act relating to public health; prohibiting restrictions on the use of and permitting the use of certain extracts from plants of the lily genus *** and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments No. 1, 2, 4, 5 and 6.

2. That the House concur in Engrossed Senate Amendment No. 3.

3. That the following Conference Committee Amendment be adopted:

a. Page 1, Line 10, restore the title to read as follows:

"An Act relating to public health; prohibiting restrictions on the use of and permitting the use of certain extracts from plants of the lily genus; prohibiting disciplinary action against certian physicians, hospitals or related institutions for prescribing or using such substance; prescribing certain written informed request form; authorizing limited regulatory power of the State Board of Health; directing codification; and declaring an emergency."

Respectfully submitted,

FOR THE HOUSE: Conaghan, Wilson, Camp and Vaughn.

FOR THE SENATE: Tinsley, Martin and McCune.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1450** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1450, and Engrossed Senate Amendments thereto, by Sanders of the House and Johnson of the Senate, entitled:

An Act relating to game and fish; amending Section 7-503, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-503); prohibiting the sale or offer to sell certain species or parts thereof with certain exception *** 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 recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the House accept Engrossed Senate Amendment No. 2.

3. That the following Conference Committee Amendments be adopted:

a. Page 1, Line 7, restore the title to read as follows:

An Act relating to game and fish; amending Section 7-503, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-503); prohibiting the sale or offer to sell certain species or parts thereof; providing an exception; providing for release or sale of confiscated species; allocating revenues; requiring invoices for certain sales; authorizing confiscation of certain contraband; providing for disposition; authorizing bail; providing penalties; and providing an effective date.

b. Page 2, Section 1, sub-section E, Line 11, after the word "thereof." and before the word "Bail" insert a new sentence to read as follows: "If a person accused of violating this Section is acquitted, the confiscated animal, bird or fish, or part thereof shall be returned to the possession of the person from whom they were confiscated."

c. Page 2, Section 1, sub-section E, Line 13, insert a period (.) after the word "Statutes" and strike all remaining language on Lines 13 and 14.

Respectfully submitted,

FOR THE HOUSE: Sanders, Briscoe and Monks.

FOR THE SENATE: Johnson, Dahl and Tinsley.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1506** was called up for consideration.

The **CCR** on **HB 1506** was adopted upon motion of Senator Capps.

HB 1506, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Johnson, Miller, Rozell, Schuelein and Young.—5.

Excused: Dahl and Porter.—2.

The bill and emergency passed.

HB 1506, together with the Conference Committee Report thereon, was 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 Lane that the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session with Senator Watson presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of JACK CLARK, Oklahoma City, as Chairman of the Oklahoma Motor Vehicle Commission, to serve coterminous with the Governor. Mr. Clark succeeds himself.

The Senate, in executive session, and upon motion of Senator Howell, advised and consented to the confirmation of ROGER DAHLGREN, Midwest City, as a member of the Oklahoma State Mining Board, to serve coterminous with the Governor. Mr Dahlgren succeeds Bill Patch.

The Senate, in executive session, and upon motion of Senator Cate, advised and consented to the confirmation of TRUMAN HARRIS, Norman, as a member of the Board of Regents of the University of Science and Arts of Oklahoma, to serve a 7-year term ending June 30, 1985. Mr. Harris succeeds John B. Jarboe.

The Senate, in executive session, and upon motion of Senator Capps, advised and consented to the confirmation of HUFF KELLY, Elk City, as a member of the Oklahoma Industrial Finance Authority, to serve a 6-year term ending October 11, 1984. Mr. Kelly succeeds himself.

The Senate, in executive session, and upon motion of Senator York, advised and consented to the confirmation of JEANIE PERKINS, Oklahoma City, as a member of the Board of Regents of South Oklahoma City Junior College, to serve a 7-year term ending April 22, 1985. Ms. Perkins succeeds Dr. Thomas Carlisle.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 86, 99, 100, 106, 116, 217** and **329** and **SJR 17.**

The above numbered Enrolled Bills and Resolution were referred to the Governor.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the requests of the Honorable House for conference on the following Engrossed House Bills were ordered granted, President Pro Tempore Howard appointing the following Senate Conferees:

HB 1242 — Senators Terrill, York and Taliaferro.

HB 1372 — Senators Berrong, Cain and Crutcher.

Upon motion of Senator Lane, the request of the Honorable House for a conference on Engrossed House Bill 1319 was ordered granted, said bill to be referred to GCCA.

MOTION RE SB 319

Senator McDaniel moved that the House be requested to rescind its fourth reading and signing of **SB 319,** which motion was declared adopted.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, May 16, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:15 p.m. to meet Wednesday, May 16, 1979, at 1:30 p.m.

Seventy-eighth Legislative Day

Wednesday, May 16, 1979

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—39.

Excused: Cate, Clifton, Howard, Keller, Porter, Randle, Smith, Wolfe and York.—9.

Senator Boatner declared a quorum present.

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

Almighty God, I offer You our Senators that You may fill them with Your Spirit that they may not be conceited, challenging one another in rivalry, jealous of one another. May they help one another carry the heavy burdens of these offices and each examine his own conduct for himself; then each can measure his achievement by comparing himself with himself and not with anyone else. In the name of Jesus Christ our Lord, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Lane introduced his sister, Joy Orr.

Senator Howell, on behalf of Senator Porter, introduced Tony G. Puckett, M.D., Oklahoma City, as the Doctor of the Day.

Senator Landis introduced Karen Green, R.N., Duncan, as a Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 16, 1979, of Enrolled **SBs 257, 287** and **297.**

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 88** was read and adopted upon motion of Senator Crow.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 88,** entitled:

An Act relating to the division of the budget 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 the same with the following recommendations:

1. That the Senate accept House Amendments No. 1, 2, 3 and 4.

Senator Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, York, Martin, Combs, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Stephenson, Atkins, Weichel and Whorton.

SB 88, 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, Cain, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—37.

Excused: Berrong, Cate, Clifton, Howard, Johnston, Keller, Porter, Randle, Smith, Wolfe and York.—11.

The bill and emergency passed.

SB 88, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senators Cate, York, Clifton and Smith asked to be shown present, which was the order.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 96** was read and adopted upon motion of Senator Crow.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 96,** entitled:

(Oklahoma Tax Commission — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendments Nos. 1 and 2.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 96** were distributed to all Senators.)

Senator Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, John-

son, York, Martin, Combs, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Stephenson, Atkins, Weichel and Whorton.

SB 96, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Cummins, Howard, Keller, Pierce, Porter, Randle and Wolfe.—7.

The bill and emergency passed.

SB 96, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senators Wolfe, Keller and Howard asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 30 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 45 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

SPECIAL HOUSE COMMITTEE

The Presiding Officer recognized a Special Committee from the House of Representatives — Representatives Monks, Davis (Guy) and Twidwell — who announced the Honorable House was ready to receive the Senate in Joint Session to hear the Message of the Chief Executive, Governor George Nigh.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 122** was read and adopted upon motion of Senator Crow.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 122,** entitled:

An Act relating to the Water Resources Board and making appropriations thereto *** emergency.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment Nos. 1 and 2.

2. That the Senate accept Engrossed House Amendment Nos. 3, 4 and 5.

3. That the following Conference Committee amendment to Engrossed Senate Bill No. 122 be adopted:

(a) Page 1, Lines 22 and 23, by deleting the words and figures "One Million One Hundred Fifty Thousand Nine Hundred

fifty-six Dollars ($1,150,956.00)'' and substituting in lieu thereof the words and figures ''One Million One Hundred Fifty-one Thousand Eight Hundred Fifty-one Dollars ($1,151,851.00)''.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, York, Martin, Combs, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Stephenson, Atkins and Whorton.

SB 122, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Cummins, Porter and Randle.—3.

The bill and emergency passed.

SB 122, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING SENATE ACTION ON HAs

HAs to **SB 242** were called up for consideration.

Senator Howell asked unanimous consent, which was granted, that further consideration of **SB 242** be deferred temporarily.

Senator Howell moved that, the hour of 2:00 p.m. having arrived and that being the hour arranged for a Joint Session of the 37th Legislature at the request of the Governor, the Senate, preceded by its Officers, proceed to the Honorable House for the purpose of a Joint Session, which motion was declared adopted.

JOINT SESSION

The Senate and House of the First Session of the 37th Legislature, in the Third Joint Session, were called to order by Lieutenant Governor Spencer Bernard, President of the Senate.

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

Present: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Porter and Randle.—2.

President Bernard declared a quorum of the Senate present.

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

Present: Abbott, Alexander, Anderson, Arnold, Atkins, Barker, Baughman, Bengtson, Bradley, Briscoe, Brunton, Caldwell, Camp, Cleveland, Cole, Combs, Conaghan, Cotner, Cowan, Craighead, Cunningham, Davis (Don), Davis (Frank), Davis (Guy), Deatherage, Denman, Duckett, Duke, Dunn, Elder, Fair, Feddersen, Fitzgibbon, Ford, Fried, Glover, Graves, Gray, Harbin, Hargrave, Harper, Hastings, Henry, Hill, Hobson, Holaday, Holden, Holt, Hooper, Hopkins, Johnson (A.V.), Johnson (Don), Joiner, Kamas, Kane, Kelly, Kennedy, Kerr, Lancaster, Lawter, McCaleb, McCorkell, McIntyre, Manar, Manning, Mentzer, Milacek, Monks, Monlux, Morgan, Murphy, Peterson, Poulos, Reimer, Rieger, Riggs, Roberts, Robinson, Rogers, Sanders, Sheppard, Shurden, Smith, Sparkman, Stephenson, Steward, Talley, Taylor, Thompson (Don), Thompson (Mick), Townsend, Trent, Twidwell, Vaughn, Weichel, Whorton, Willis, Wilson, Winn, Wiseman and Mr. Speaker.—101.

Speaker Draper declared a quorum of the House present.

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

The invocation was offered by Reverend Homer Walkup, Pastor, First Baptist Church, Madill.

Senator Lane moved that the President and the Speaker appoint committees from the Senate and the Honorable House, respectively, as a Joint Committee to notify the Governor the 37th Legislature is now in Joint Session, ready to receive him and hear his message. The motion was declared adopted and the following were appointed as such committees:

FOR THE SENATE: Senators Boatner, Martin, Cullison, Johnston and Cate.

FOR THE HOUSE: Representatives Fried, McIntyre, Hobson, Bradley and Taylor.

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

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

President Bernard presented Governor Nigh to the Joint Session, whereupon Governor Nigh delivered the following Message:

Governor Bernard, President Pro Tempore Howard, Speaker Draper, Members of the Joint Session, ladies and gentlemen here in the legislative chamber, and my fellow citizens of Oklahoma who are watching us today, as we fulfill our responsibility to the people that elected us, and try to carry out their desires, and to meet the obligations that are ours in Oklahoma, we gather here today and I welcome the opportunity, and I appreciate the opportunity, that on this day you would allow me the privilege of coming once again to the Chamber to address a Joint Session about a major concern that I have as the Chief Executive of the State of Oklahoma and that as we talk about the future of this state and the people in this state and our responsibility to those who elected us and made it possible for us to be here today.

During the past summer and fall and spring and winter, I, like you, traveled all about this state meeting with the various constituents that composed my district, which is 77 counties and 69,000 square miles and some two and three-quarter million Oklahomans. Your constituency is my constituency. As I went about the state in the campaign, talking to the people,

asking them what they would like, telling them my plans, telling them what I would like to do, how we could work together, there were many, many thoughts, many attitudes, many ideas, but there were a few threads of whatever the subject might be that were interwoven throughout all of the other subjects, and that was the people's concern about inflation, the cost of living, government bureaucracy, red tape, government being the adversary rather than the advocate, and their concern that, if we could afford it, our growth provided for it, that they would desire a tax break, a tax cut, not a reduction in services, but a reduction in taxes. This web wove throughout the whole campaign, throughout the whole state.

The commitment that I made to the people in addition to the other commitments that I made was that I would not support new taxes, and that I would in fact, if our economy could afford it, that I would support a reduction in taxes. This commitment was made along with many other commitments to various areas. Not campaign commitments in the usual sense, but pledges of what we would attempt to do. And when I met you here in January in a Joint Session and talked to you about Oklahoma, I repeated those commitments and recommended to you a record-breaking balanced budget, as required by the Constitution to be balanced, but still a record breaker, thanks to the growth of the State of Oklahoma. I told you then of the commitments that I had made to the people and that I intended on my part to try and keep that commitment, to keep my word.

The first thing that I learned in the legislative corridors of the State Capitol at Oklahoma City as a member of this body, was that a man's word is the salt ——, that a man's word is his integrity, that a man's word is his credibility, and so I know, as you know, those of us who labor here long and hard as you do, and others like you involved in state government, that our word is our total commitment. Without the keeping of the promises, then we fall back into what we resent being criticized for. We resent the image that we have of making commitments but not trying to keep them. And so as we try to fulfill our obligations to keep our word, to keep our commitment, it becomes apparent to us that that word is our honor and without it we really are in trouble.

As I talked to the people, I also heard the people. I heard my constituents say time and time again, concern about the growth of government. I heard them concerned, also, about the increases in services that we could provide them and, fortunately for me as Governor, when I came to you I proposed to you a budget that would more nearly meet our needs because it was a record breaking budget. That we could literally, in virtually every area of state government, improve services for all with no reduction whatsoever in any area unless mutually agreed upon. That this state has grown and will continue to grow and that we could afford to do what the people had asked us ... to listen .. to give them a tax cut.

Today I come to you again telling you that we are in even better shape than we were in January. To the extent that, in addition to the budget that I recommended to you, you now have available for your consideration to add to your appropriation bills, from new funds now available through the release of various areas from the corrections money we saved, from the midterm adjustments, from the insurance premium taxes, from new funds that have been certified, but now in addition to what I recommended to you before, there are approximately 25 million more dollars that can be divided among the services that we have for the people of Oklahoma, but, at the same time, still provide for a moderate, sensible, responsible, fiscally responsible tax cut for the people of Oklahoma ——

moderate, responsible, reasonable, and at the same time providing more and more services than ever before.

And the further good news, according to the Tax Commission and other areas of government that are telling us what our growth is, not only was last year a record year, but this year we are growing at approximately 15% above last year's record growth, that we can afford a reasonable, fiscally responsible moderate tax cut.

I come to you today to tell you that the people have spoken. The people have spoken to me and to many of you. I have heard them in the campaign, but equally important, I hear them here again today. Give us a break —— give us a break.

Does government have to continue to grow for everything? Can we take a moderate, responsible reduction, but still provide services? I've heard them in the campaign. I hear them now. Fulfill the will of the people. I come to you to address a Joint Session asking you to listen to the people. Fulfill their will as a democracy. Eliminate the tax on tax. Give the taxpayers a sign that we hear. Do it now. This session. We've talked about it all session long and not once yet have you had the opportunity to express by vote your position and your desire as you have heard them.

There is no need for a special session. There is time now. The time is now to act upon the will of the people —— to hear what they have told you —— to give them a moderate, fiscally responsible reduction. Their voice —— do we hear them? The people want a tax reduction. The people expect a tax reduction. The people deserve a tax reduction. Do it now, this session. Thank you.

Senator Lane moved that the Joint Session be dissolved, which motion was declared adopted.

The Senate reassembled in its Chamber with Senator Luton presiding.

Senator Cate questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

MOTION

Senator Dahl moved that the request for Conference on **SB 139** be withdrawn; that the Conference Committee be dissolved; and that the Conferees be dismissed, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1450** was called up for consideration.

The **CCR** on **HB 1450** was adopted upon motion of Senator Johnson.

HB 1450, as amended in Conference, was read at length.

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

Aye: Birdsong, Cain, Capps, Cate, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Miller, Murphy, Nickles, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and Young.—30.

Nay: Giles, Keating, Keller, McCune, Martin, Watson and Wolfe.—7.

Excused: Berrong, Boatner, Clifton, Combs, Field, Howard, Howell, Pierce, Porter, Randle and York.—11.

The bill passed.

HB 1450, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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 10.**

The above numbered Resolution as amended in Conference was referred for enrollment.

ANNOUNCEMENT

Senator Cate asked that the members of the Senate Committee on Rules be shown excused on this legislative day to attend a meeting, which was the order.

Senator Watson presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1180** was called up for consideration.

The **CCR** on **HB 1180** was adopted upon motion of Senator Capps.

HB 1180, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Crutcher, Giles, Johnson, Landis, Luton, McDaniel, Murphy, Taliaferro, Terrill and Young.—14.

Nay: Birdsong, Cate, Combs, Crow, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, McCune, Martin, Miller, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson and Wolfe.—30.

Excused: Clifton, Porter, Randle and York.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Capps moved that the vote be reconsidered whereby **HB 1180** failed of passage.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1227, 1341** and **1506.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives has rescinded the signing and Fourth Reading of Enrolled **SB 319,** as requested by Senate Message dated May 15, 1979.

MOTION RE SB 319

Upon motion of Senator McDaniel, the Senate rescinded its fourth reading and signing of **SB 319,** and Senator McDaniel moved that the vote be reconsidered whereby **SB 319** passed on fourth reading and final passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller,

Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Cate, Clifton, Porter, Randle and York.—5.

Senator McDaniel moved that the vote be reconsidered whereby the **HAs** to **SB 319** were concurred in by the Senate, which motion was declared adopted.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 7** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill 7, by Murphy of the Senate and Manning and Draper of the House, entitled:

An Act relating to schools *** allowing a credit on nonresident tuition fees for ad valorem tax paid in the school district to which the child is enrolled *** 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 the same with the following recommendations:

1. That the Senate accept Engrossed House Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

(a) Page 1, Line 22 of the Engrossed House Amendment to Engrossed Senate Bill 7 by deleting the following: "CHAPTER 21, O.S.L. 1974 (70 O.S. SUPP. 1978, SECTION 1-114)", and inserting, in lieu thereof, the following: "ENROLLED SENATE BILL 205 OF THE FIRST SESSION OF THE 37TH LEGISLATURE."

(b) Page 1, Lines 33 and 34 of the Engrossed House Amendment to Engrossed Senate Bill 7, by deleting the following: "CHAPTER 21, O.S.L. 1974 (70 O.S. SUPP. 1978, SECTION 1-114)", and inserting in lieu thereof the following: "ENROLLED SENATE BILL 205 OF THE FIRST SESSION OF THE 37TH LEGISLATURE."

Respectfully submitted,

FOR THE SENATE: Murphy, Cain and Luton.

FOR THE HOUSE: Draper, Fitzgibbon and Manning.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 84** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 84,** entitled:

An Act relating to the Oklahoma State Legislature 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 the same with the following recommendation:

1. That the House recede from House Amendment No. 1.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, York, Martin, Combs, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Stephenson, Atkins, Weichel and Whorton.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 226** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred, Engrossed Senate Bill 226, by Smith of the Senate and Hopkins of the House, entitled:

An Act relating to Revenue and Taxation; amending 68 O.S. 1971, Section 50001, as last amended *** emergency.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Amendment No. 1.

2. That the following Conference Committee amendments be adopted:

a. Amend Page 1, Line 33, by striking the language and figures: "Twenty-five Thousand Six Hundred Dollars ($25,600.00)" and substituting therefore the words and figures: "Twenty-Six Thousand Five Hundred Dollars ($26,500.00)".

b. Amend Page 2, Line 1, by striking the language and figures: "Twenty-one Thousand Six Hundred Dollars ($21,600.00) and substituting therefore the words and figures: "Twenty-two Thousand Two Hundred and Sixty Dollars ($22,260.00)".

c. Page 2, Line 7, by adding after the word "office.", the following new language: "Expenditures from the Fire Marshal Fund shall be made upon warrants issued by the State Treasurer against claims submitted to the Director of State Finance for approval and payment."

Respectfully submitted,

FOR THE SENATE: Smith, Young and Cate.

FOR THE HOUSE: Hopkins, Mentzer and Vaughn

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 280** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 280,** by Terrill and Clifton of the Senate and Holt, Abbott, Davis (Guy) and Kelly of the House, entitled:

(Schools — Amending 70 O.S., Section 6-104 — Sick Leave — Emergency Leave — Business Leave).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate concur in engrossed House Amendments 1, 2, and 3.

2. That the following Conference Committee amendments be adopted:

a. Page 1, Section 1, Line 30 by deleting before the word "ten" and after the word "for", the words "not to exceed" and inserting in lieu thereof the following: "the number of days of accumulated sick leave of that teacher. Each teacher shall accumulate sick leave at the rate of".

b. Page 2, Section 1, Line 3 by inserting before the word "Unused" and after the word "noncumulative." and the engrossed House Amendment No. 2. the following: "In those school districts which negotiate in accordance with Section 509.1 et seq. of this title, the number of days of personal business leave to be granted by the school district shall be a negotiable item, notwithstanding the provisions of this section."

c. Restore the Title, as follows:

"An Act relating to schools; amending 70 O.S. 1971, Section 6-104, as last amended by Section 1, Chapter 240, O.S.L. 1977 (70 O.S. Supp. 1978, Section 6-104); reenacting certain provisions for sick leave, emergency leave, sick leave and medical benefits, and jury service; requiring school districts to provide for personal business leave for teachers; specifying maximum number of days per year of sick leave, emergency leave, and personal business leave of certain school personnel, with exceptions; mandating sick leave be accumulative up to maximum numbers of days; and mandating teacher accumulated sick leave be transferable."

Respectfully submitted,

FOR THE SENATE: Terrill and Lamb.

FOR THE HOUSE: Holt, Abbott and Elder.

MESSAGE FROM THE HOUSE

Advising the House of Representatives grants the request of the Honorable Senate to dismiss the Conferees on Engrossed **SB 139.**

PENDING SENATE ACTION — HAs

HAs to **SB 242** were considered further.

Senator Howell moved that the Senate concur in **HAs** to **SB 242.**

Senator Pierce moved, as an in lieu motion to the Howell motion, that **HAs** to **SB 242** be rejected and that **SB 242** be sent to conference with instructions to consider the bill further.

Senator Howell moved to table the Pierce in lieu motion, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Capps, Cate, Combs, Crow, Crutcher, Cummins, Field, Giles, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Rozell, Schuelein, Taliaferro, Tinsley, Watson and Young.—28.

Nay: Berrong, Cain, Cullison, Dahl, Green, Keating, Keller, Lane, McCune, Pierce, Stipe, Terrill, Vann and Wolfe.—14.

Excused: Clifton, Howard, Porter, Randle, Smith and York.—6.

Senator Howell pressed his motion to concur in **HAs** to **SB 242,** which motion was declared adopted.

SB 242, 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, Combs, Crutcher, Cullison, Cummins, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Taliaferro, Tinsley, Watson and Wolfe.—34.

Nay: Cain, Crow, Dahl, Lane, Stipe, Terrill and Vann.—7.

Excused: Berrong, Howard, Porter, Randle, Smith, York and Young.—7.

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 180** was called up for consideration.

The **CCR** on **SB 180** was adopted upon motion of Senator York.

SB 180, as amended in Conference, was read at length.

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

Aye: Birdsong, Cain, Clifton, Combs, Cummins, Field, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Rozell, Smith, Taliaferro, Terrill, Watson, Wolfe, York and Young.—26.

Nay: Berrong, Boatner, Capps, Cullison, Dahl, Giles, Johnson, Keller, Landis, McDaniel, Nickles, Schuelein, Tinsley and Vann.—14.

Excused: Cate, Crow, Crutcher, Howard, Pierce, Porter, Randle and Stipe.—8.

The bill passed.

SB 180, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1439** was called up for consideration.

The **CCR** on **HB 1439** was adopted upon motion of Senator Boatner.

HB 1439, 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, Cain, Capps, Clifton, Cummins, Dahl, Field, Giles, Green, Howell, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Rozell, Schuelein, Tinsley, Vann, Watson, Wolfe, York and Young.—30.

Nay: Combs, Cullison, Johnson, Johnston, Landis, Martin, Pierce, Smith, Taliaferro and Terrill.—10.

Excused: Cate, Crow, Crutcher, Howard, Lane, Porter, Randle and Stipe.—8.

The bill passed.

HB 1439, together with the Conference Committee Report thereon, was 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 Lane that the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session with Senator Watson presiding.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, May 17, 1979, at 10:30 a.m, which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:15 p.m. to meet Thursday, May 17, 1979, at 10:30 a.m.

Seventy-ninth Legislative Day

Thursday, May 17, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Porter, Randle, Stipe and Wolfe.—4.

Senator Luton declared a quorum present.

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

Almighty God, I pray that out of the treasures of Your glory You will grant to these our Senators, strength and power in their inner beings that being rooted and grounded in love they may have the courage to grasp what is the length and breadth and height and depth of the needs of their people and of the magnitude of their own opportunity to serve all of the people of this State. Enthuse them that they may find abundant joy in this service. In Jesus Name, Amen.

The Journal for the last legislative day was declared approved.

Senator Watson presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1439** and **1450.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 242 and **SJR 10** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING SENATE ACTION — CCR

Upon motion of Senator Terrill, the **CCR** on **SB 280** was rejected, further conference requested, President Pro Tempore Howard appointing the same Senate Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 226** was called up for consideration.

The **CCR** on **SB 226** was adopted upon motion of Senator Smith.

SB 226, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Clifton, Howard, Keller, Porter, Randle, Stipe and Wolfe.—7.

The bill and emergency passed.

SB 226, 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.

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 1129, 1139, 1154** and **1162.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1129** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1129,** entitled:

An Act relating to the Office of the Attorney General 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 the 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 through 4.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Stephenson, Atkins, Weichel and Whorton.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, York, Martin, Combs, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1139** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1139,** entitled:

An Act relating to the State Board of Education and making an appropriation 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 the 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 through 6.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Stephenson, Atkins, Weichel and Whorton.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, York, Martin, Combs, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1154** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1154,** entitled:

(Alcoholic Beverage Control Board — Appropriation — Emergency).

together with Engrossed Senate Amendments thereto, 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 Nos. 1 and 2.

2. That the attached Conference Committee Substitute for Engrossed House Bill No. **1154** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1154** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Stephenson, Atkins, Weichel and Whorton.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, York, Martin, Combs, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1162** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1162,** entitled:

(Chief Mine Inspector — Appropriation — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and

herewith return the same with the following recommendations:

1. That the House accept Engrossed Senate Amendment No. 1.

2. That Engrossed Senate Amendment No. 1 be amended as follows:

(a) Page 1, Lines 16½-17½, by restoring the Title to read as follows:

"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."

(b) Page 2, Section 2, Line 13, by deleting the figure "25,440" and by substituting in lieu thereof the figure "24,000".

(c) Page 2, Section 2, Line 22, by adding before the words "FEDERAL FUNDS):" the following: "DEPARTMENT OF MINES REVOLVING FUNDS AND/OR".

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Stephenson, Atkins, Weichel and Whorton.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, York, Martin, Combs, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 17** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 17,** by Johnston and Murphy of the Senate and Morgan of the House, entitled:

An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 1705, as last amended by Section 1, Chapter 195, O.S.L. 1978 *** and expanding powers of the Oklahoma Turnpike Authority ***,

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from its Amendments 2, 3 and 4.

2. That the Conference Committee amends the Title as follows: Amend the Title, Line 11½, by deleting the word "AND" before the word "EXPANDING", and on Line 13, by changing the period to a semi-colon and adding the words, "AND EXCEPTING A CERTAIN AREA FROM BEING A TOLL TURNPIKE."

3. The Senate accepts House Amendment No. 1.

Respectfully submitted,

FOR THE SENATE: Johnston, Crutcher and Murphy.

FOR THE HOUSE: Morgan, Briscoe and Cotner.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 242** and **SJR 10.**

The above numbered Enrolled Bill and Resolution were referred to the Governor.

PENDING SENATE ACTION ON CCR

The **CCR** on **SB 7** was called up for consideration.

Upon motion of Senator Murphy, further consideration of **SB 7** was deferred for this legislative day.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 62** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 62** by Green of the Senate and Sanders of the House, entitled:

An Act relating to corporate and partnership fees *** and providing an effective date.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 62** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Green, Clifton and Cate.

FOR THE HOUSE: Sanders, Elder and Steward.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 85** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 85,** entitled:

An Act relating to the Oklahoma State Legislative Council; 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 the same with the following recommendations:

1. That the House recede from House Amendment No. 1.

2. That the attached Conference Committee Substitute for Engrossed Senate Bill **85** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 85** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Lane, York, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Atkins.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 280,** and naming same House Conferees.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 90** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 90,** entitled:

(Oklahoma Department of Industrial Development — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 90** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, York, Lane, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Atkins.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 214** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 214** by Taliaferro of the Senate and Glover and Hill of the House, entitled:

An Act relating to stream water use; providing for the reservation of unappropriated stream water for agricultural purposes *** effective date.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from its Amendments 1 and 3.

2. That the Senate accept House Amendment 2.

3. That the following Conference Committee amendment be adopted:

a. Amend Page 1, Line 16, after the word "water" by inserting the words "west of the Indian Meridian Line".

Respectfully submitted,

FOR THE SENATE: Taliaferro, Stipe and Giles.

FOR THE HOUSE: Glover, Kane and Willis.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, May 21, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 11:15 a.m. to meet Monday, May 21, 1979, at 1:30 p.m.

Eightieth Legislative Day

Monday, May 21, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Keating, Porter, Randle, Stipe and Wolfe.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend William H. Bentley, Prison Pastoral Counselor, United Methodist Church, Midwest City, and incorporated into the Journal upon request of Senator Smith.

Almighty and Eternal God, our Heavenly Father, help us to realize the significance of that which we do this day. This may be just another day. This may be a day in which we write another sentence in history and our grandchildren look upon it. We may punctuate a sentence in history, and let us punctuate it well.

Let us look to see what we can do to reach out in friendship, not to grasp in greed. Rather than emphasizing our differences, let us focus upon that which we have in common. We are all children of God; we must all live here in Your creation, so forgive us when we get angry with one another and impatient. Forgive us when we do not see eye to eye on an issue. And teach us to work hard at understanding not only ourselves but our adversaries, in hopes that we may forge a more perfect union. In the name of Jesus who is the Christ, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Tinsley introduced Y. E. Parkhurst, M.D., Geary, as the Doctor of the Day.

Senator McDaniel introduced Debbie Thomas, R.N., Stonewall, as the Nurse of the Day and introduced Linda Webster and Donna Freeman as the Student Nurses of the Day.

Senator Keller introduced Elnora Cullinan, MS, as the Speech-Language Pathologist of the Day; Ms. Cullinan is with the Putnam City Schools.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 17, 1979, of Enrolled **SBs 86, 99, 100, 106, 116, 217, 242** and **329;** and on May 21, 1979, of **SJR 17.**

MOTION TO RECONSIDER VOTE

Senator Landis asked unanimous consent that his motion to reconsider the vote whereby **HCR 1027** was adopted be extended one legislative day, which was the order.

PENDING SENATE ACTION — CCR

Upon motion of Senator Green, the **CCR** on **SB 62** was rejected, further conference requested, President Pro Tempore Howard naming the same Senate Conferees.

MESSAGES FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 62,** and naming same House Conferees.

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SB 88;** and **SB 122** (2nd **CCR**).

The above numbered Bills as amended in Conference were referred for enrollment.

RESOLUTION

Senator Martin introduced the following Resolution:

SCR 31 — By Martin of the Senate and Duke of the House.

A Concurrent Resolution directing the Tourism and Recreation Department to not interpret so strictly the regulation prohibiting camping in nondesignated areas of Lake Murray State Park; providing for immediate implementation; providing for camper responsibility; and directing distribution.

SCR 31 was adopted upon motion of Senator Martin and ordered referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 7,** previously considered on Page 911, was considered further.

The **CCR** on **SB 7** was adopted upon motion of Senator Murphy.

SB 7, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Nay: Boatner.—1.

Excused: Field, Keating, Porter, Randle, Stipe and Wolfe.—6.

The Chair advised the Senate that Senator Field, having been present in the Chamber during the vote on **SB 7,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 41. Nay: 2. Excused: 5.

The bill and emergency passed.

SB 7, 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.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 17** was called up for consideration.

The **CCR** on **SB 17** was adopted upon motion of Senator Johnston.

SB 17, 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, Combs, Crutcher, Cullison, Cummins, Field, Giles, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Nickles, Pierce, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—36.

Nay: Cain, Crow, Dahl, Green, McCune and Schuelein.—6.

Excused: Howard, Keating, Murphy, Porter, Randle and Wolfe.—6.

The Chair advised the Senate that Senator Murphy, having been present in the Chamber during the vote on **SB 17,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 36. Nay: 7. Excused: 5.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Schuelein moved that the vote be reconsidered whereby **SB 17** passed.

PENDING SENATE ACTION — CCRs

Upon motion of Senator Crow, the **CCRs** on **SB 84** and **HBs 1135** and **1162** were rejected, further conferences requested, said bills to be rereferred to GCCA.

MESSAGE FROM THE HOUSE

Advising further Conferences granted on Engrossed **SB 84** and **HBs 1135** and **1162,** and rereferring same to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 85** was called up for consideration.

The **CCR** on **SB 85** was adopted upon motion of Senator Crow.

SB 85, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Crutcher, Howard, Keating, Porter, Randle and Wolfe.—6.

The bill and emergency passed.

SB 85, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 90** was called up for consideration.

The **CCR** on **SB 90** was adopted upon motion of Senator Crow.

SB 90, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Nay: McCune.—1.

Excused: Keating, Porter, Randle and Wolfe.—4.

The bill and emergency passed.

SB 90, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1129** was called up for consideration.

The **CCR** on **HB 1129** was adopted upon motion of Senator Crow.

HB 1129, 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, Cain, Capps, Clifton, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—39.

Nay: Cate, Combs, Crow and Nickles.—4.

Excused: Keating, Porter, Randle, Terrill and Wolfe.—5.

The bill and emergency passed.

HB 1129, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1139** was called up for consideration.

The **CCR** on **HB 1139** was adopted upon motion of Senator Crow.

HB 1139, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—43.

Excused: Keating, Porter, Randle, Wolfe and York.—5.

The bill and emergency passed.

HB 1139, together with the Conference Committee Report thereon, was 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 1154** was called up for consideration.

The **CCR** on **HB 1154** was adopted upon motion of Senator Crow.

HB 1154, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—43.

Nay: Nickles.—1.

Excused: Porter, Randle, Wolfe and York.—4.

The bill passed.

Senator York 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.

HB 1154, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1160** was called up for consideration.

The **CCR** on **HB 1160** was adopted upon motion of Senator Crow.

HB 1160, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Porter, Randle and Wolfe.—3.

The bill and emergency passed.

HB 1160, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1166** was called up for consideration.

The **CCR** on **HB 1166** was adopted upon motion of Senator Crow.

HB 1166, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Howell, Johnston, Keating and Nickles.—4.

Excused: Boatner, Pierce, Porter, Randle and Wolfe.—5.

The bill and emergency passed.

HB 1166, together with the Conference Committee Report thereon, was 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 **HB 1070,** as co-authored by Gray, Steward and Riggs; **HB 1155;** and **HB 1201** (Emergency failed).

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1070** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1070,** and Engrossed Senate Amendments thereto, by Duke, et al, of the House and Kilpatrick, et al, of the Senate, entitled:

An Act relating to revenue and taxation; amending Sections 1, 2 and 3, Chapter 313, O.S.L. 1974 (68 O.S. Supp. 1978, Sections 2407.1, 5002 and 5003); providing additional homestead exemption and relief for persons with certain incomes *** 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.

Respectfully submitted,

FOR THE HOUSE: Duke, Willis and Sparkman.

FOR THE SENATE: Kilpatrick, Lamb and Johnson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1155** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1155,** entitled:

An Act relating to the Office of the Banking Department and making an appropriation thereto *** emergency.

together with Engrossed Senate Amendments thereto, 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 Nos. 1, 2, 3, 4, 5 and 6.

2. That the attached Conference Committee Substitute for Engrossed House Bill No. **1155** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1155** were distributed to all Senators).

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Atkins.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, York, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1201** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1201,** and Engrossed Senate Amendments thereto, by Shurden, Draper and Murphy of the House and Lane of the Senate, entitled:

An Act relating to motor vehicles; requiring that no insurance carrier shall cancel, refuse to renew or increase rates for conviction of certain traffic violations with certain exceptions; 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 its Amendments, and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1201** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Murphy and Shurden.

FOR THE SENATE: Lane and Luton.

MOTION TO RECONSIDER VOTES UNDER RULE 19(c)

Senator Howard moved that Rule 19(c) be invoked on the 81st Legislative Day, Tuesday, May 22, 1979, for the remainder of the First Session of the 37th Legislature, which motion was declared adopted.

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 Pierce, advised and consented to the confirmation of ROWENA CORR, Bartlesville, as a member of the Board of Regents of Northern Oklahoma

College, to serve a 5-year term ending June 30, 1983. Ms. Corr succeeds herself.

The Senate, in executive session, and upon motion of Senator Crutcher, advised and consented to the confirmation of OTIS ENGLISH, Claremore, as a member of the State Mining Board, to serve a 4-year term ending April 19, 1983. Mr. English succeeds Paul Scroggins.

The Senate, in executive session, and upon motion of Senator Boatner, advised and consented to the confirmation of GENE A. LAFITTE, Tishomingo, as a member of the Board of Regents of Murray State College, to serve a 7-year term ending June 1, 1983. Mr. Lafitte succeeds Earle E. Emerson.

The Senate, in executive session, and upon motion of Senator Boatner, advised and consented to the confirmation of BOB J. WILLARD, Tishomingo, as a member of the Board of Regents of Murray State College, to serve a 7-year term ending June 1, 1985. Mr. Willard succeeds Lonnie Jarman.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 96,** requesting further Conference and rereferring same 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 96** was ordered granted, said bill to be rereferred to GCCA.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 62** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 62** by Green of the Senate and Sanders of the House, entitled:

An Act relating to corporate and partnership fees *** and providing an effective date; 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 the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 62** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Green, Clifton and Cate.

FOR THE HOUSE: Sanders, Elder and Steward.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, May 22, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:15 p.m. to meet Tuesday, May 22, 1979, at 1:30 p.m.

Eighty-first Legislative Day

Tuesday, May 22, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Crow, Keller, Randle, Smith and Wolfe.—5.

Senator Luton declared a quorum present.

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

Great God, our Heavenly Father, we pause now to acknowledge that Thou art God and we are Your children. Show us the place we have in Your on-going creation. Clear our vision that we may see into the future; that we may understand the significance of what we do; that we may know that we are all representatives, whether we are called "Governor" or "Senator" or "Representative" or "minister." We are sent people, sent to communicate the need for mankind to live harmoniously together.

Be with us in this session. Intercede in our decision-making. Forgive us when we are less than You would have us be. These things we ask in Christ's name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Cate introduced Jose A. Rosell, M.D., Norman, as the Doctor of the Day.

FIRST READING

The following was introduced and read the first time.

SB 347 — By Keating.

An Act relating to cities and towns; amending Section 28-102, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 28-102); permitting original jurisdiction; permitting trial by jury in certain circumstances; permitting penalties with certain limitations; limiting certain prosecution; and providing an effective date.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 214** was called up for consideration.

The **CCR** on **SB 214** was adopted upon motion of Senator Taliaferro.

SB 214, 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Crow, Keller, Martin, Randle, Smith and Wolfe.—6.

The bill passed.

SB 214, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFEREES APPOINTED

Upon motion of Senator Lane, the following Senators were appointed by President Pro Tempore Howard as Senate Conferees on **SB 215:** Senators Murphy, Dahl and Capps.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1113,** 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 1113** was ordered granted, President Pro Tempore Howard appointing the same Conferees.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 31 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 88 and **122** 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 1177.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1177** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1177,** and Engrossed Senate Amendments thereto, by Sheppard, et al, of the House and Crow of the Senate, entitled:

An Act relating to property; providing for the Oklahoma Lighting Energy Conservation Act; providing short title *** 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 House concur in Engrossed Senate Amendments 2, 3 and 4.

Respectfully submitted,

FOR THE HOUSE: Sheppard, Morgan and Henry.

FOR THE SENATE: Crow, Cain and Miller.

MOTION TO RECONSIDER VOTE

Senator Landis pressed his motion to reconsider the vote whereby **HCR 1027** was adopted.

Senator Taliaferro moved to table the Landis motion to reconsider, which motion to table was declared adopted.

HCR 1027 was properly signed and ordered returned to the Honorable House.

Senators Crow, Randle and Wolfe asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1129, 1139, 1154, 1160** and **1166.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 62** was called up for consideration.

The **CCR** on **SB 62** was adopted upon motion of Senator Green.

SB 62, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Stipe, Terrill, Tinsley, Wolfe, York and Young.—37.

Nay: Boatner, Johnson, Johnston, Landis, Rozell, Schuelein, Taliaferro, Vann and Watson.—9.

Excused: Keller and Smith.—2.

The bill and emergency passed.

SB 62, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 118,** as amended, and advising that the House has voted to suspend the provisions of Joint Rule 17 as they relate to **SB 118,** thereby exempting said measure from all cutoff dates in the House.

HOUSE AMENDMENTS

HAs to **SB 118** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 10, 11 and 12, and restoring the Title to read as follows:

"An Act relating to the State Department of Transportation; making appropriations thereto; providing for transfer of funds and stating purpose; specifying purposes for

which dedicated funds shall be used; allocating funds for construction programs; authorizing the appointment, duties and compensation of personnel; designating the maximum salary of the Director of the State Department of Transportation; limiting the number of employees; limiting the expenditures for salaries and wages; making appropriations for the Oklahoma Aeronautics Commission; stating the purposes; providing for appointment, duties and compensation of Aeronautics Commission employees; designating the maximum salary of the Director of the Oklahoma Aeronautics Commission; limiting the number of employees; limiting expenditures for salaries and wages; providing for use of price adjustment clauses; amending Sections 10 and 11, Chapter 274, O.S.L. 1978 (69 O.S. Supp. 1978, Sections 656 and 1509), pertaining to bridge and roadway construction projects and to payment for auditing accounts; providing lapse dates; providing severability; and declaring an emergency.''

Amendment No. 2. Amend Page 1, Line 16, by striking the Enacting Clause.

Amendment No. 3. Amend Page 1, Lines 20 and 21, by striking the words and figures ''Fifty-eight Million Nine Hundred Thirty-two Thousand Five Hundred Ninety-nine Dollars ($58,932,599.00)'' and substituting in lieu thereof the words and figures ''Fifty-eight Million Six Hundred Eighty-two Thousand Five Hundred Ninety-nine Dollars ($58,682,599.00)''.

Amendment No. 4. Amend Page 2, Line 24, by striking the words and figures ''Three Million Dollars ($3,000,000.00)'' and substituting in lieu thereof the words and figures ''Nine Million Dollars ($9,000,000.00)''.

Amendment No. 5. Amend Page 2, Line 28, by adding after the word ''bridges'' and before the word ''on'' the words ''and for repairing roads''.

Amendment No. 6. Amend Page 2, Line 31, through Page 3, Line 9, by striking all language beginning with the word ''Provided'' on Page 2, Line 31, through the word ''program.'' on Page 3, Line 9.

Amendment No. 7. Amend Page 4, Lines 10 and 11, by striking the words and figures ''Three Hundred Sixty-two Thousand Dollars ($362,000.00)'' and substituting in lieu thereof the words and figures ''Six Hundred Twelve Thousand Dollars ($612,000.00)''.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1030.**

HCR 1030 — By Davis (Don), et al, of the House and Terrill and Taliaferro of the Senate.

A Concurrent Resolution commemorating the service and sacrifices of those Oklahoma men and woman retired from the armed forces; designating June 1 through 8, 1979, as Military Retiree's Appreciation Week; requesting the Governor of Oklahoma to call upon the people of Oklahoma to honor Oklahoma's retired military men and women; and directing distribution.

HCR 1030 was called up for immediate consideration.

HCR 1030 was adopted upon motion of Senator Terrill, properly signed and ordered returned to the Honorable House.

Senator Cate presiding.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 30.**

The above numbered Resolution was referred for enrollment.

RESOLUTION

Senator Keating introduced **SR 49.**

Senators Green, Cummins and Randle asked to be named coauthors of **SR 49,** which was the order.

SR 49, as coauthored, was read at length as follows, adopted upon motion of Senator Keating and ordered referred for enrollment.

SR 49 — By Keating, Green, Cummins and Randle.

A Resolution expressing legislative intent that the Golden Driller, Petroleum Hall of Fame and Scholarship Fund, Incorporated, continue their efforts to establish a petroleum museum of Oklahoma oil history; recognizing the Tulsa Union Depot as a potential petroleum museum site; encouraging renovation of the Tulsa Union Depot for operation as a petroleum museum; commending the persons in whose hearts swell a sense of duty to preserve Oklahoma oil field history; and directing distribution.

WHEREAS, Tulsa, Oklahoma, the Oil Capital of the World, holds more historically significant petroleum research material than any other city in the world; and

WHEREAS, historic memorabilia of the Oklahoma oil fields has been removed from the State of Oklahoma; and

WHEREAS, the Golden Driller, Petroleum Hall of Fame and Scholarship Fund, Inc., the Tulsa Urban Renewal Authority, Tulsa Historic Preservation Society, Downtown Tulsa, Unlimited, the University of Tulsa, the American Association of Petroleum Geologists, the American Petroleum Institute, renowned architect Joseph R. Koberling, business magnate Eddie Henson and a certain prominent Tulsa oilman have endeavored to establish a petroleum museum in the Tulsa Union Depot; and

WHEREAS, the Tulsa Union Depot is listed in the Oklahoma Landmarks Inventory, nominated to the National Register of Historic Places, and is a part of the Historic Downtown District of Tulsa; and

WHEREAS, Oklahomans have a unique opportunity to preserve the oil heritage of their state.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Golden Driller, Petroleum Hall of Fame and Scholarship Fund, Inc., is recognized as the major organization in the State of Oklahoma for the creation of a petroleum museum of Oklahoma oil history, for the collection and retrieval of Oklahoma oil field memorabilia, archives, and the collating of private and public collections of oil memorabilia in Oklahoma.

SECTION 2. The Tulsa Union Depot is incontrovertibly the ideal building in which to establish a petroleum museum.

SECTION 3. The Oklahoma State Senate commends the efforts of the Golden Driller, Petroleum Hall of Fame and Scholarship Fund, Inc., the Tulsa Urban Renewal Authority, Tulsa Historic Preservation Society, Downtown Tulsa, Unlimited, the University of Tulsa, the American Association of Petroleum Geologists, the American Petroleum Institute, architect Joseph R. Koberling, businessman Eddie Henson and a certain prominent Tulsa oilman to preserve the oil heritage and memorabilia of the State of Oklahoma.

SECTION 4. Duly authenticated copies of this Resolution shall be transmitted to the Golden Driller, Petroleum Hall of Fame and Scholarship Fund, Inc., the Tulsa Urban Renewal Authority, Tulsa Historic Preser-

vation Society, Downtown Tulsa, Unlimited, the University of Tulsa, the American Association of Petroleum Geologists, the American Petroleum Institute, Joseph R. Koberling, Tulsa, Oklahoma, and Eddie Henson, President of Williams Realty Corporation, Tulsa, Oklahoma.

RESOLUTION

SR 46 was introduced by Senator Luton.

SR 46 was read at length as follows, adopted upon motion of Senator Luton, and ordered referred for enrollment.

SR 46 — 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 1ST SESSION OF THE 37TH 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 1979 legislative interim.

SECTION 2. No private organization, state executive agency or department, or the employees thereof, shall be permitted to use the Senate Chamber or the offices thereof during the interim, without the consent of the President Pro Tempore.

SECTION 3. 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.

RESOLUTION

Senator Luton introduced **SR 47.**

SR 47 was read at length as follows, adopted upon motion of Senator Luton, and ordered referred for enrollment.

SR 47 — By Luton.

A Resolution authorizing the Secretary of the Senate to develop certain electronic data processing systems during the 1979 interim and during the 1980 session and interim so that such systems will be available for use by the Senate in the First Session of the 38th Legislature.

WHEREAS, the laws of the State of Oklahoma require that the Senate maintain certain records relative to its actions; and

WHEREAS, it is desirable and in fact necessary for additional records to be maintained by the Senate, such records including, but not limited to, a record of Senate action, a record of legislation available for consideration by the Senate, the status of legislation at various times and various types of indices on same; and

WHEREAS, the maintenance of such records in the most efficient manner is a service not only to members of the Senate, but to the general public as well; and

WHEREAS, the electronic data processing systems now are available for the Senate to use in maintaining such records.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of the Senate is hereby authorized to cause to be developed electronic data processing systems during the 1979 interim and during the 1980 session and interim to maintain the legally required records of the Senate, as well as records otherwise desired by the Senate, so that such systems shall be operational and available for use by the Senate in the First Session of the 38th Legislature.

RESOLUTION

Senator Luton introduced **SR 48.**

SR 48 was read at length as follows, adopted upon motion of Senator Luton, and ordered referred for enrollment.

SR 48 — By Luton.

A Resolution authorizing the Secretary of the Senate to develop an information system for the Senate.

WHEREAS, the volume of information flowing into the Oklahoma State Senate from the general public, other governmental entities and within the Senate itself, is increasing at a rapid rate; and

WHEREAS, the volume of information flowing from the Senate to the general public, other governmental entities and within the Senate itself, is increasing at a correspondingly rapid rate; and

WHEREAS, the ability of the Senate to function as an effective policy-making body for the citizens of Oklahoma is directly related to its ability to assimilate and distribute such information; and

WHEREAS, there is at present no formal system of the Senate which assimilates and distributes such information.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of the Senate is hereby authorized to develop an information system for the Senate, such system to provide communication between members of the Senate and their constituents, and to enable the Senate to more effectively establish policy for the citizens of Oklahoma.

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 1274; HB 1298,** as coauthored by Howell of the Senate; **HB 1309** and **HB 1313.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1274** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1274,** and Engrossed Senate Amendments thereto, by Davis (Don) of the House and York of the Senate, entitled:

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1053, as amended by Section 1, Chapter 106, O.S.L. 1978 (12 O.S. Supp. 1978, Section 1053); providing for an action in wrongful deaths *** 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 accepts Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

a. Page 2, Section 1, Line 7, after the word "consortium" and before the word "of" insert the words "and the grief".

b. Page 2, Section 1, Lines 15, 16 and 17, by deleting after the word "life" the semicolon and all language on these lines through the word "**[spouse]**" on Line 17.

c. Page 2, Section 1, Line 20, after the word "The" and before the word "loss" insert the words "grief and".

d. Page 2, Section 1, Line 20, after the word "companionship" delete the word "to" and insert in lieu thereof the words "of the".

e. Page 2, Section 1, Line 21, after the word "their" and before the word "loss" insert the words "grief and".

f. Page 2, Section 1, Lines 22 and 23, after the word "companionship" delete the comma and insert a period. After the period, delete all remaining language on Lines 22 and 23.

Respectfully submitted,

FOR THE HOUSE: Davis (Don), Elder and Brunton.

FOR THE SENATE: York, Johnston and Wolfe.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1298** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1298,** and Engrossed Senate Amendments thereto, by Craighead, et al, of the House and Randle of the Senate, entitled:

An Act relating to cities and towns; amending Sections 42-102 and 42-103, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Sections 42-102 and 42-103); expanding provisions for application to the court for vacation of certain tracts, streets and alleys, or portions thereof *** 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 its Amendment, and that the Conference Committee Substitute be adopted.

Coauthored by Senator Howell.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1298** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Craighead and Elder.

FOR THE SENATE: Randle and Howell.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1309** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1309,** and Engrossed Senate Amendments thereto, by Conaghan, Duckett, et al, of the House and Randle of the Senate, entitled:

An Act relating to officers; amending Section 5, Chapter 203, O.S.L. 1978 (51 O.S. Supp. 1978, Section 155); expending exemptions from liability under the Political Subdivision Tort Claims Act; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the Senate recede from Engrossed Senate Amendments No. 1 and 2.

2. That the following Conference Committee Amendment be adopted:

Page 3, Lines 12 through 21½ strike all language and insert in lieu thereof the following: "20. Participation in or practice for any interscholastic athletic contest."

Respectfully submitted,

FOR THE HOUSE: Conaghan, Duckett and Milacek.

FOR THE SENATE: Randle, Howell and Cate.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1313** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1313,** and Engrossed Senate Amendments thereto, by Shurden, Davis (Frank), Bengtson and Alexander of the House and Terrill and Clifton of the Senate, entitled:

An Act relating to damages; amending 23 O.S. 1971, Section 10, as amended by Section 1, Chapter 212, O.S.L. 1977 (23

O.S. Supp. 1978, Section 10); expanding offenses committed by certain juveniles for which restitution may be made by the parents; and raising the amount of such restitution.

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 House concur in Engrossed Senate Amendments Nos. 2 and 3.

Respectfully submitted,

FOR THE HOUSE: Shurden, Fitzgibbon and Davis (Frank).

FOR THE SENATE: Terrill, Rozell and Cullison.

Senator Luton presiding.

MOTION TO RECONSIDER VOTE

Senator Capps pressed his motion to reconsider the vote whereby **HB 1180** failed of passage.

Senator Stipe moved to table the Capps motion to reconsider, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Cate, Combs, Crutcher, Dahl, Green, Johnston, Keating, Lamb, McCune, Martin, Nickles, Pierce, Porter, Rozell, Schuelein, Stipe, Vann, Watson, Wolfe and Young.—21.

Nay: Berrong, Boatner, Cain, Capps, Clifton, Crow, Cullison, Cummins, Field, Giles, Howard, Howell, Johnson, Landis, Lane, Luton, McDaniel, Murphy, Randle, Taliaferro, Terrill, Tinsley and York.—23.

Excused: Keller, Kilpatrick, Miller and Smith.—4.

Senator Lamb presiding.

Senator Capps pressed his motion to reconsider, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Cain, Capps, Clifton, Field, Giles, Howell, Johnson, Landis, McDaniel, Martin, Murphy, Taliaferro, Terrill and Young.—15.

Nay: Birdsong, Boatner, Cate, Combs, Crow, Crutcher, Cullison, Dahl, Green, Howard, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, Nickles, Pierce, Randle, Schuelein, Stipe, Tinsley, Vann, Watson, Wolfe and York.—27.

Excused: Cummins, Keller, Miller, Porter, Rozell and Smith.—6.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 88** and **122.**

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives has suspended the provisions of Joint Rule 17 as they relate to all appropriation and budget measures, thereby exempting said measures from all cutoff dates in the House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 299** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill **299,** by Johnson and Crutcher of the Senate and Thompson (Mick), et al, of the House, entitled:

(Mines and Mining — Amending 45 O.S., Sections 723 and 754 — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 299** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Johnson, Boatner and Crutcher.

FOR THE HOUSE: Thompson (Mick), Harbin and Caldwell.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 180,** as coauthored by Fried and Gray, 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 7** and **226.**

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 215,** and naming House Conferees as follows: Elder, Johnson (Don) and Draper.

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 1408** and **1472.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1408** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1408,** and Engrossed Senate Amendments thereto, by Craighead, et al, of the House and Cullison of the Senate, entitled:

An Act relating to roads, bridges and ferries; amending Sections 2 and 5, Chapter 218, O.S.L. 1976 (69 O.S. Supp. 1978, Sections 4002 and 4005); creating the Department of Transportation and the Transportation Commission *** 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.

No. 1. Page 3, Line 16 after the word "needs" change the period to a comma and add "excluding those federal, local and/or private funds intended for the purpose of meeting the capital and operating needs of fixed route, regularly scheduled public transportation services operating within cities of greater than 300,000 population according to the latest federal decennial census."

No. 2. Page 4, Line 2½, insert new paragraph as follows:

"Provided, however, that there shall be exempted from the above requirement all fixed route regularly scheduled public transportation services, operating in cities of greater than 300,000 population, according to the latest federal decennial census; and".

Respectfully submitted,

FOR THE HOUSE: Craighead, Hobson and Taylor.

FOR THE SENATE: Cullison and York.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1472** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1472,** and Engrossed Senate Amendments thereto, by Glover, et al, of the House and Taliaferro of the Senate, entitled:

An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 180.43, as amended *** and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House accept Amendments 1, 2, 3 and 4.

2. That the following Conference Committee amendments be adopted:

a. Strike Section 8 in its entirety and insert in lieu thereof the following Section 8:

"SECTION 8. 19 O.S. 1971, Section 180.43, as last amended by Enrolled House Bill No. **1019,** is amended to read as follows:

Section 180.43 **[(a) Each sheriff of this state, in addition to the salary provided by law, and each deputy sheriff, in addition to the salary provided by law, in lieu of his actual and necessary expenses incurred on official business in his county, shall be paid by the county fifteen cents ($0.15) per mile for such mileage actually and necessarily traveled in his county serving or endeavoring to serve any writ, warrant, order, process or command, or in investigating any complaint made to the sheriff or district attorney of said county that a criminal law of this state is being or has been violated, and in pursuing any fugitive from justice; patrolling various areas of the county for the prevention of crime; provided, the claim for mileage in making such investigation or in pursuing any fugitive from justice or patrolling various areas for the prevention of crime shall be approved by the district attorney of said county.**

(b) In serving or endeavoring to serve criminal process, if it is necessary to go outside of the county the sheriff or his deputy shall be paid by the county fifteen cents ($0.15) per mile in lieu of his actual and necessary expenses; however, before the sheriff or his deputy is authorized to go outside the county, he shall have a written order to do so by the district attorney; provided, further, that the sheriff or his deputy shall be allowed fifteen cents ($0.15) per mile for each mile actually and necessarily traveled while transporting prisoners or insane patients to or from state institutions. In addition thereto, the sheriff or his deputy shall be allowed the actual necessary expenses of meals and lodging for himself, prisoners, patients and any necessary assistants on such transportation, but in no event shall mileage be paid more than one individual on any one trip.

(e)] A. Each sheriff shall **[also]** be paid actual expenses by the county for keeping, feeding and maintaining prisoners not to exceed the sum of **[Two Dollars and fifty cents ($2.50)]** THREE DOLLARS AND FIFTY CENTS ($3.50) per day for each prisoner for the first twenty prisoners and **[One Dollar and fifty cents ($1.50)]** TWO DOLLARS ($2.00) per day for each prisoner above twenty. The claim for such expenses, with the written approval of the district attorney attached, shall be filed with and allowed by the board of county commissioners as other claims, and the sheriff shall receive no other compensation for said services. The sheriff shall file a report annually with the Board of County Commissioners, not later than January 15, of each year. The State Auditor and Inspector shall conduct an audit of the report as on other public records of the county.

[(d)] B. In lieu of the **[mileage authorized to be paid to the sheriff and each deputy sheriff by subsections (a) and (b) of this section]** TRAVEL REIMBURSEMENT OR MONTHLY TRAVEL ALLOWANCE AS PROVIDED BY LAW, the Board of County Commissioners, with concurrence of the county sheriff, may purchase and provide for the operation, maintenance, insurance, equipping and repair of automobiles for the use of the sheriff in carrying out the duties of his office. Any automobile purchased pursuant to the authority herein granted shall be purchased by competitive bids. The use of any such automobile for private or personal purposes is hereby prohibited. PROVIDED THAT, IN ANY COUNTY HAVING A POPULATION OF THREE HUNDRED FIFTY THOUSAND (350,000) OR MORE PERSONS, WHERE IT IS DETERMINED BY THE SHERIFF TO BE MORE ECONOMICAL AND ADVANTAGEOUS TO THE COUNTY, THE SHERIFF MAY ESTABLISH A MONTHLY AUTOMOBILE ALLOWANCE OF NOT MORE THAN THREE HUNDRED DOLLARS ($300.00) PER MONTH IN LIEU OF THE MILEAGE PER MILE AUTHORIZED HEREIN. Any person violating the provisions of this subsection shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than One Hundred Dollars ($100.00) or by imprisonment in the county jail for a period not to exceed thirty (30) days, or by both such fine and imprisonment, and in addition thereto shall be discharged from county employment."

b. On Page 1, Line 12½, in the title, delete the following: "AMENDED BY SECTION 1, CHAPTER 180, O.S.L. 1974", and insert, in lieu thereof, the words "LAST AMENDED BY ENROLLED HOUSE BILL NO. 1019, OF THE 1ST SESSION OF THE 37TH LEGISLATURE".

c. Page 1, Line 14½, in the title, delete the following: "(19 O.S. SUPP. 1978,".

d. Page 1, Line 17½, in the title, after the word "DUTIES;", insert the words "PROVIDING EXCEPTION;".

Respectfully submitted,

FOR THE HOUSE: Glover, Kamas and Winn.

FOR THE SENATE: Taliaferro, Tinsley and York.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 85** and **90.**

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 31,** as amended.

HOUSE AMENDMENTS

HAs to **SCR 31** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 25 and 26, by striking all language therein beginning with the word "WHEREAS," and through the words "paradise; and".

Amendment No. 2. Amend Page 1, Line 31, by striking after the word "at" the words "Lake Murray State Park" and insert in lieu thereof the words "the State Parks of Oklahoma".

Amendment No. 3. Amend Page 1, Lines 34 and 35, after the word "regulation," and before the word "imposes" by deleting the words "when rigidly enforced, as has been the case recently,".

Amendment No. 4. Amend Page 2, Line 3, after the word "stringent" and before the word "regulation" by striking the words "application of this" and on Line 3, after the word "regulation" strike the words "as it" and insert in lieu thereof the word "relating".

Amendment No. 5. Amend Page 2, Line 4, before the word "to" by striking the word "relates" and on Line 4, after the word "at" and before the word "would" strike the words "Lake Murray State Park" and insert in lieu thereof the words "the State Parks of Oklahoma".

Amendment No. 6. Amend Page 2, Lines 9 through 18, by striking all of Section 1 beginning with the word "Chapter" through the word "camping" and inserting in lieu thereof a new Section 1 to read as follows:

"The applicable regulations should be modified to permit camping in all reasonable areas of the State Parks of Oklahoma and such modification should be effective immediately."

, and amend the Title, on Line 11½ after the word "OF" and before the semicolon ";" by striking the words "LAKE MURRAY STATE PARK" and inserting in lieu thereof the words "THE STATE PARKS OF OKLAHOMA".

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, May 23, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:30 p.m. to meet Wednesday, May 23, 1979, at 1:30 p.m.

Eighty-second Legislative Day

Wednesday, May 23, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Keating, Keller and Smith.—3.

Senator Luton declared a quorum present.

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

Almighty and everlasting God, the Father of Abraham, Isaac and Jacob, our Heavenly Father, be with us this day in this assembly. Show us that which is the most productive for us as a group. We are tired, we are weary, we are angry, we are upset, things have not gone the way we want them to go. There are times we Your children would lash out, and yet the results would not be long lasting nor satisfactory.

Hold before us the standards of the Christian faith. Show us the need for patience, the need for forgiveness, the need for compassion and understanding. Remind us of the Golden Rule, that we treat one as we would be treated. Let us set for our fellow citizens the goal of tearing down walls, of bringing together, of binding up, of cooperation, rather than separating, tearing down and cutting up.

Forgive us, enable us, continue to love us, these things we ask in Christ's name, Amen.

The Journal for the last legislative day, was declared approved.

COMMITTEE REPORTS

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

DO PASS, as amended:

CS for **HB 1443** — Appropriations and Budget, as coauthored by Crow.

SECOND READING

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

SB 347 — Criminal Jurisprudence.

RESOLUTION

The following Resolution was introduced by Senator Dahl.

SCR 32 — By Dahl of the Senate and Monks of the House.
A Concurrent Resolution urging the re-creation of the 45th Infantry Division; and directing distribution.

Senator Dahl asked unanimous consent that all other members of the Senate be made coauthors of **SCR 32,** which was the order.

SCR 32, as coauthored, was read at length, adopted upon motion of Senator Dahl and ordered referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for further Conference on **SB 180** was ordered granted, President Pro Tempore Howard naming same Senate Conferees.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1027** and **1030.**

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1201** was called up for consideration.

The **CCR** on **HB 1201** was adopted upon motion of Senator Lane.

HB 1201, 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, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lane, Luton, Martin, Murphy, Porter, Randle, Stipe, Tinsley, Vann, Wolfe, York and Young.—27.

Nay: Berrong, Cain, Capps, Combs, Giles, Lamb, Landis, McCune, McDaniel, Miller, Nickles, Rozell, Schuelein, Taliaferro and Watson.—15.

Excused: Boatner, Keating, Keller, Pierce, Smith and Terrill.—6.

The bill passed.

HB 1201, 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 62** (2nd **CCR**).

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1155** was called up for consideration.

The **CCR** on **HB 1155** was adopted upon motion of Senator Crow.

HB 1155, 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Boatner, Cate, Keating, Keller, Porter, Smith and Terrill.—7.

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: 42. Excused: 6

The emergency passed.

HB 1155, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

RESOLUTION

Senator Nickles introduced the following Resolution:

SR 50 — By Nickles.
A Resolution condemning the SALT agreement; memorializing Congress to reject the treaty; and directing distribution.

The Chair ruled that **SR 50,** giving rise to debate, be referred to the Committee on Rules, which was the order.

ANNOUNCEMENT

Senator Dahl announced that the members of the Committee on Agriculture would be meeting and asked that the members be shown as excused, which was the order.

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

Senator Watson presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1309** was called up for consideration.

Senators Lamb and Howell asked to be named coauthors of **HB 1309,** which was the order.

The **CCR** on **HB 1309** was adopted upon motion of Senator Randle.

HB 1309, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Nay: Smith and Wolfe.—2.

Excused: Boatner, Keller and Rozell.—3.

The bill and emergency passed.

HB 1309, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

RESOLUTION

Senator McCune introduced the following Resolution:

SCR 33 — By McCune of the Senate and Vaughn of the House.

A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Joint Resolution No. 10 passed by the First Session of the Thirty-Seventh Oklahoma Legislature.

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

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 1284, 1418** and **1438.**

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 Deatherage and Harbin of the House and Tinsley and Cummins of the Senate, entitled:

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 199.1, as amended by Section 1, Chapter 259, O.S.L. 1978 (59 O.S. Supp. 1978, Section 199.1) *** 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 Amendment No. 1.

2. That the House accept Amendment No. 2.

3. That the Senate recede from Amendment No. 3.

4. That the following Conference Committee Amendments be adopted:

a. Page 7, Section 2, Line 14, after the period "(.)" and before the word "students" strike the word "Foreign" and capitalize the word "Students".

b. Page 7, Section 2, Line 14, after the word "Students" and before the word "who" strike the language "in the public schools".

c. Page 7, Section 2, Line 16, after the word "their" and before the word "instructor" strike the language "public school".

Respectfully submitted,

FOR THE HOUSE: Deatherage, Harbin and Hobson.

FOR THE SENATE: Dahl and Cummins.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1418** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1418,** and Engrossed Senate Amendments thereto, by Davis (Frank), Davis (Guy), Fedderson and Roberts of the House and Johnston of the Senate, entitled:

An Act relating to counties and county officers; authorizing counties to develop a vacation and sick leave plan; exempting certain county employees from such plan; providing certain provisions concerning the amount of leave granted; 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 Amendment No. 1.

2. That the Senate recede from Engrossed Senate Amendment No. 2.

3. That the following Conference Committee Amendments be adopted:

a. That Senate Amendment No. 1 be amended as follows: Line 16½, following the word "a" and before the word "state" insert the word "regular".

b. Line 16½, following the word "employee" insert the words "in the classified service".

c. By adding a new Section 2 as follows:

"Section 2. Section 1 of this act shall be codified in the Oklahoma Statutes as Section 1301 of Title 19, unless there is created a duplication in numbering."

, and renumbering the subsequent section as Section 3.

d. By amending Senate Amendment No. 1, Line 21 to read as follows: "PROVIDING CERTAIN LIMITATIONS; DIRECTING CODIFICATION;".

Respectfully submitted,

FOR THE HOUSE: Davis (Frank) and Davis (Guy).

FOR THE SENATE: Johnston, Tinsley and Crutcher.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1438** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1438,** and Engrossed Senate Amendments thereto, by Rieger and Wilson of the House and Lamb of the Senate, entitled:

An Act relating to agriculture; amending 2 O.S. 1971, Section 131.3; providing for elections of boards of directors of fair associations *** and providing representation for municipalities.

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 its Amendment, and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1438** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Rieger, Wilson and McCorkell.

FOR THE SENATE: Cullison and Dahl.

PENDING SENATE ACTION — HAs

Upon motion of Senator Martin, **HAs** to **SCR 31** were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Martin, Lane and Dahl.

REPORT OF ENGROSSED AND ENROLLED BILLS

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

SBs 7, 85, 90 and **226** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 30 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 46, 47, 48 and **49** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SCR 31,** and naming House Conferees as follows: Duke, Elder and Willis.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1313** was called up for consideration.

The **CCR** on **HB 1313** was adopted upon motion of Senator Terrill.

HB 1313, 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, Cullison, Dahl, Field, Green, Howard, Johnston, Keating, Kilpatrick, Lane, McCune, Nickles, Pierce, Randle, Smith, Terrill, Watson and York.—20.

Nay: Berrong, Cain, Capps, Combs, Crow, Crutcher, Cummins, Giles, Howell, Johnson, Lamb, Landis, Luton, McDaniel, Martin, Miller, Murphy, Porter, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Wolfe and Young.—25.

Excused: Boatner, Keller and Rozell.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(c), Senator Terrill moved that the vote be reconsidered whereby **HB 1313** failed of passage.

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 Watson presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Murphy, advised and consented to the confirmation of ROBERT C. BAKER, Stillwater, as a member of the Liquefied Petroleum Gas

Board, to serve a 4-year term ending June 30, 1982. Mr. Baker succeeds himself.

The Senate, in executive session, and upon motion of Senator Murphy, advised and consented to the confirmation of EARL BRYANT, Stillwater, as a member of the State Factory Manufactured Mobile Home Board, District 6, to serve a 1-year term ending April 1, 1980. This is an original appointment.

The Senate, in executive session, and upon motion of Senator Crow, advised and consented to the confirmation of CARL N. HATTON, Altus, as a member of the Liquefied Petroleum Gas Board, to serve a 4-year term ending June 30, 1983. Mr. Hatton succeeds Joe Meyers.

The Senate, in executive session, and upon motion of Senator Vann, advised and consented to the confirmation of ELLIS LINDSEY, Wynnewood, as a member of the Board of Pharmacy, to serve a 5-year term ending June 30, 1983. Mr. Lindsey succeeds Mr. Askew.

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of CARLOTTA LOCKMILLER, Ada, as a member of the Oklahoma Commission on the Deaf and Hearing Impaired, to serve coterminous with the Governor. Ms. Lockmiller succeeds Dr. Joan Faubion.

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of NORMAN T. "Bud" MORSE, McAlester, as a member of the State Factory Manufactured Mobile Home Board, District 3, to serve a 3-year term ending April 1, 1982. This is an original appointment.

Senator Smith presiding.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **HB 1313** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—41.

Excused: Boatner, Capps, Keller, Lane, Porter, Wolfe and Young.—7.

PENDING SENATE ACTION — CCR

Senator Terrill moved that the vote be reconsidered whereby the **CCR** on **HB 1313** was adopted, which motion was declared adopted.

Senator Terrill moved that the **CCR** on **HB 1313** be rejected and further conference requested, President Pro Tempore Howard appointing the same Senate Conferees, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 7, 85, 90** and **226.**

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled **SCR 30.**

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

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 335** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 335** by Murphy of the Senate and Elder, et al, of the House, entitled:

An Act relating to criminal procedure *** and providing an effective date.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 335** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Murphy and Terrill.

FOR THE HOUSE: Elder, Stephenson and Twidwell.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 214,** 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 **SB 214** was ordered granted, President Pro Tempore Howard appointing the same Senate Conferees.

PENDING SENATE ACTION ON CCR

Upon motion of Senator Lamb, the **CCR** on **HB 1438** was rejected and further conference requested, President Pro Tempore Howard appointing the same Senate Conferees.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **HB 1438,** and naming same House Conferees.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, May 24, 1979, at 10:30 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:15 p.m. to meet Thursday, May 24, 1979, at 10:30 a.m.

Eighty-third Legislative Day

Thursday, May 24, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—45.

Excused: Smith, Terrill and Wolfe.—3.

Senator Luton declared a quorum present.

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

Let us pray the prayer of St. Francis of Assissi:

"Lord, make us instruments of Thy peace:
Where there is hatred, let us sow love.
Where there is injury, pardon.
Where there is doubt, faith.
Where there is despair, hope.
Where there is darkness, light.
Where there is sadness, joy."

And so let us conduct this day, in that frame of mind, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Combs introduced John Blaschke, M.D., Oklahoma City, as the Doctor of the Day.

Senator Miller introduced members of his family, his daughter and son-in-law, Linda and Dewey Enlow, and their children, Josh and Jo Lynn.

MESSAGE FROM THE GOVERNOR

The following Veto Message was read and consideration deferred for this Legislative day:

This is to advise you that on this date, May 23, 1979, I vetoed Enrolled Senate Joint Resolution No. **10,** by McCune, Berrong, Clifton and Nickles of the Senate and Vaughn, Cole and Hastings of the House.

A Joint Resolution relating to sentencing; providing for weekend incarceration of

felons under certain conditions *** and directing distribution.

I have vetoed Senate Joint Resolution No. **10,** which provides for County jail incarceration of certain non-violent felons. While I agree with the concept of **SJR 10,** I fear that it might as written create a burden upon County Government and consequent overcrowding in County jails. Relieving an overcrowding problem in our State prisons by causing a similar problem in our County jails would not accomplish a desired result.

During the interim between legislative sessions I intend to review in detail the entire corrections system, both County and State, and work with the Committee which previously studied this concept, after which I might be able to wholeheartedly support the adoption of legislation similar to **SJR 10** next year.

/s/ George Nigh.

FIRST READING

The following were introduced and read the first time.

SB 348 — By Cullison.

An Act relating to torts; declaring a short title; establishing a statute of limitations; providing defenses and presumptions; providing sellers exemption; and directing codification.

SJR 38 — By Smith, Luton, Crutcher, Birdsong and Clifton of the Senate and Elder, et al, of the House.

A Joint Resolution providing for a comprehensive full-scale investigation of the insurance industry; recreating a special committee to conduct said investigation; authorizing and empowering said committee to issue processes known to courts of record, subpoena witnesses and records, compel testimony, punish for contempt and employ necessary personnel; authorizing the payment of travel and expense allowance for committee members and staff; requiring a written report of findings and recommendations; and declaring an emergency.

SPECIAL INTRODUCTIONS

President Pro Tempore Howard asked unanimous consent, which was granted, to extend privileges of the floor to several members of "Oklahoma Partners of the Americas", and to their guest, Dr. Ahmed Azzam, Cultural Counselor and Director of Egyptian Education Bureau, from the Egyptian Embassy, Washington, D.C. The Honorable Spencer Bernard, Lieutenant Governor of Oklahoma, escorting Dr. Azzam, and Dr. Paul Plowman, Dolores Kerns, Secretary, Dr. Wendell Sylvester, Dr. Kevin Avery, Mr. and Mrs. Jack Stewart, Dr. Lowell Lenhart and Dr. Ed Andrews were introduced. Lt. Governor Bernard presented a Certificate to Dr. Azzam and invited him to speak to the Senate on the exchange program between our country and Egypt in the interests of world peace and understanding.

PENDING SENATE ACTION — CCR

The **CCR** on **HB 1363** was called up for consideration.

The **CCR** on **HB 1363** was adopted upon motion of Senator Rozell.

HB 1363, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick,

Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—43.

Nay: Young.—1.

Excused: Porter, Smith, Terrill and Wolfe.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(c), Senator Young moved that the vote be reconsidered whereby **HB 1363** and the emergency section passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 32 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 62 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 — HAs

Upon motion of Senator Stipe, **HAs** to **SBs 76** and **196** were rejected, and conferences requested, Conferees to be named at a later date.

MOTION TO RECONSIDER VOTE

Senator Young, as provided under Rule 19(c), pressed his motion to reconsider the vote whereby **HB 1363** and the emergency section passed.

Senator Rozell moved to table the Young motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Watson and York.—31.

Nay: Cain, Capps, Combs, Green, Johnson, Kilpatrick, McDaniel, Murphy, Nickles, Pierce, Porter, Vann and Young.—13.

Excused: Smith, Stipe, Terrill and Wolfe.—4.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber during the vote on the Rozell motion to table the Young motion to reconsider, would be shown voting "No", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 31. Nay: 14. Excused: 3.

HB 1363, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 32,** as coauthored by Sheppard, Shurden, Wilson, Bengtson and all other members of the House.

The above numbered Resolution was referred for enrollment.

Advising fourth reading of and returning Enrolled **SB 62.**

The above numbered Enrolled Bill was referred to the Governor.

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 Cummins.

HB 1284, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—45.

Excused: Smith, Terrill and Wolfe.—3.

The bill and emergency passed.

HB 1284, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1356** was called up for consideration.

The **CCR** on **HB 1356** was adopted upon motion of Senator Tinsley.

HB 1356, 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Nay: Cain and Martin.—2.

Excused: Smith, Terrill and Wolfe.—3.

The bill and emergency passed.

HB 1356, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 335** was called up for consideration.

The **CCR** on **SB 335** was adopted upon motion of Senator Murphy.

SB 335, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Howard, Porter, Smith, Terrill and Wolfe.—5.

The bill passed.

SB 335, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1408** was called up for consideration.

The **CCR** on **HB 1408** was adopted upon motion of Senator Cullison.

HB 1408, 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—40.

Nay: Boatner.—1.

Excused: Crow, Howard, Pierce, Porter, Smith, Terrill and Wolfe.—7.

The bill passed.

HB 1408, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Cate presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1418** was called up for consideration.

The **CCR** on **HB 1418** was adopted upon motion of Senator Johnston.

HB 1418, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—43.

Excused: Porter, Smith, Terrill, Wolfe and York.—5.

The bill and emergency passed.

HB 1418, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HJR 1036,** and advising that the House has voted to suspend the provisions of Joint Rule 17 as they relate to **HJR 1036,** thereby exempting said measure from all cutoff dates in the House.

Advising adoption of and transmitting for consideration Engrossed **HCRs 1031, 1032** and **1033.**

HCR 1031 — By Draper of the House and Howard of the Senate.

A Concurrent Resolution relating to the Workers' Compensation Act which was enacted by Sections 1 et seq., Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1978, Sections 1 et seq.); expressing legislative intent; and

excluding real estate licensees who function as independent contractors from such act.

HCR 1032 — By Monlux of the House and Cummins of the Senate.

A Concurrent Resolution directing the State Board of Public Affairs to study the feasibility of the installation of certain equipment; requiring reports; and directing distribution.

HCR 1033 — By Monlux of the House and Cummins of the Senate.

A Concurrent Resolution requesting a feasibility study of special telephone rates for deaf and hearing-impaired persons; requesting reports; and directing distribution.

PENDING SENATE ACTION — RESOLUTIONS

HCR 1031 was called up for immediate consideration.

Senator Cate asked unanimous consent to be named a coauthor of **HCR 1031,** which was the order.

HCR 1031, as coauthored, was read at length, adopted upon motion of Senator Howard, properly signed and ordered returned to the Honorable House.

HCR 1032 was called up for immediate consideration.

HCR 1032 was read at length, adopted upon motion of Senator Cummins, properly signed and ordered returned to the Honorable House.

HCR 1033 was called up for immediate consideration.

HCR 1033 was read at length, adopted upon motion of Senator Cummins, properly signed and ordered returned to the Honorable House.

MOTION RE HJR 1036

Senator Keating asked unanimous consent to suspend Joint Rule 17 to exempt **HJR 1036** from all cutoff dates to allow consideration this legislative session, to which request objection was heard.

Senator Keating moved to suspend Joint Rule 17 to exempt **HJR 1036** from all cutoff dates, which motion to suspend was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Capps, Combs, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, McCune, Martin, Murphy, Nickles, Pierce, Randle, Smith, Watson and York.—26.

Nay: Boatner, Cain, Cate, Clifton, Crow, Crutcher, Howell, Landis, Lane, Luton, McDaniel, Miller, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann and Young.—19.

Excused: Porter, Terrill and Wolfe.—3.

FIRST READING

The following was introduced and read the first time:

HJR 1036 — By Mentzer and Wilson of the House and Wolfe of the Senate.

A Joint Resolution providing for a comprehensive investigation of Methadone Maintenance Programs in Oklahoma; creating a special committee to conduct the investigation; authorizing and empowering the Committee to issue processes known to courts of record, subpoena witnesses and records, compel testimony, punish for contempt, employ reporters and other necessary personnel, and prepare verbatim transcripts of proceedings; providing for necessary travel expenses for Committee members and staff; and requiring a written report of findings and recommendations.

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 1484,** remove Steward as coauthor.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1484** was read.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1484,** and Engrossed Senate Amendments thereto, by Draper, Glover, Wilson and Steward of the House and Howard of the Senate, entitled:

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2355, as amended *** and Section 2358, as last amended *** specifying formula for imposing tax on income by providing classification of taxpayers and options of taxpayers; allowing adjustment for determining taxable and adjusted gross income including federal tax paid deduction under certain circumstances *** 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 its Amendments, and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1484** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Draper, Dunn, Davis (Don), Deatherage, Fitzgibbon, Fried and Willis.

FOR THE SENATE: Stipe, Crow, Dahl, Schuelein, Smith, Terrill and Tinsley.

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

PENDING SENATE ACTION — CCR

The **CCR** on **HB 1484** was called up for consideration.

Senator Martin moved to reject the **CCR** on **HB 1484** and return the bill to the Conference Committee with instructions to remove Section 5 and that no increase in cigarette or tobacco tax be included in **HB 1484.**

Senator Howard moved as a substitute motion to adopt the **CCR** on **HB 1484.**

Senator Martin moved to table the Howard substitute motion, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Capps, Cullison, Dahl, Field, Giles, Lamb, Landis, McCune, McDaniel, Martin, Nickles, Pierce, Schuelein, Watson and Young.—16.

Nay: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lane, Luton, Miller, Murphy, Porter, Randle, Rozell, Smith, Stipe, Tinsley, Vann and York.—29.

Excused: Taliaferro, Terrill and Wolfe.—3.

Previous Question

Senator Howard moved the previous question be now put, citing Rule 14, which motion was declared adopted.

Senator Howard, citing the provisions of Senate Rule 14(n), asked the Presiding Officer to allow the friends and opponents of the measure to debate the question, to which request the Chair concurred, allowing both sides 30 minutes and the author of the bill the final ten minutes to close debate.

Senator Howard pressed his motion to adopt the **CCR** on **HB 1484,** which motion to adopt was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Field, Howard, Howell, Johnson, Johnston, Kilpatrick, Lane, Luton, McDaniel, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, York and Young.—31.

Nay: Berrong, Boatner, Capps, Cullison, Giles, Green, Keating, Keller, Lamb, Landis, McCune, Martin, Nickles, Pierce, Taliaferro and Watson.—16.

Excused: Wolfe.—1.

HB 1484, as amended in Conference, was read at length.

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

Aye: Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Howard, Howell, Johnson, Johnston, Kilpatrick, Lane, Luton, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, York and Young.—31.

Nay: Berrong, Boatner, Capps, Giles, Green, Keating, Keller, Lamb, Landis, McCune, McDaniel, Martin, Nickles, Pierce, Taliaferro and Watson.—16.

Excused: Wolfe.—1.

The bill passed.

Senators Boatner, Taliaferro, McDaniel, Berrong, Martin, Giles, Landis 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: 8. Excused: 1.

The emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(c), Senator Lane moved to reconsider the vote whereby **HB 1484** passed.

Senator York moved to table the Lane motion to reconsider, which motion to table was declared adopted.

HB 1484, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Lane moved that the Senate stand recessed until 2:30 p.m., which motion prevailed.

The Senate reassembled in its Chamber with Senator Luton presiding.

Senator Cain questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Watson presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1155, 1201** and **1309.**

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 **SCR 31** was read and adopted upon motion of Senator Martin.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SCR 31** by Martin of the Senate and Duke of the House, entitled:

A Concurrent Resolution directing the Tourism and Recreation Department *** and directing distribution.

together with Engrossed House Amendments thereto, 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 accept the amendments of the House.

2. That the following Conference Committee amendment be adopted:

a. Page 1, Line 12½, after the word ''FOR'' and before the word ''; AND'' strike the words ''CAMPER RESPONSIBILITY'' and insert the word ''EXCEPTIONS''.

b. Page 2, Line 18½, insert a new Section 2 to read as follows:

''SECTION 2. The Executive Director of Tourism and Recreation shall have the authority to make exceptions to this resolution when circumstances warrant.''

c. Page 2, Line 19, renumber Section 2 to be Section 3.

d. Page 2, Line 20, after the word ''Commission'' and before the word ''the'' delete the comma and insert the word ''and''.

e. Page 2, Lines 21 and 22, after the word ''Department'' delete the following: ''and the Park Superintendent at Lake Murray State Park''.

Respectfully submitted,

FOR THE SENATE: Martin, Dahl and Lane.

FOR THE HOUSE: Duke, Willis and Elder.

SCR 31, as amended in Conference, was properly signed and ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **HB 1313,** and naming same House Conferees.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 180** was read and adopted upon motion of Senator York.

Mr. President
Mr. Speaker

The Conference Committee to which was rereferred **SB 180** by York and Taliaferro of the Senate and Sanders, et al, of the House, entitled:

(Schools — Certain elections in school districts — Amending 70 O.S., Sections 2-101 et al — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the attached Conference Committee Substitute be accepted.

2. That the House recede from its amendments.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 180** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: York, Randle and Kilpatrick.

FOR THE HOUSE: Sanders, Fried and Gray.

PENDING CONSIDERATION OF CCR

SB 180, 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, Cain, Capps, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—37.

Excused: Cate, Clifton, Crow, Johnston, Keller, Lane, Porter, Smith, Stipe, Wolfe and Young.—11.

The bill passed.

SB 180, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1472** was called up for consideration.

The **CCR** on **HB 1472** was adopted upon motion of Senator Taliaferro.

HB 1472, 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, Cain, Capps, Combs, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—36.

Excused: Cate, Clifton, Crow, Cummins, Keller, Lane, Porter, Randle, Smith, Stipe, Wolfe and Young.—12.

The bill and emergency passed.

HB 1472, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 91** was read and adopted upon motion of Senator Boatner.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 91,** entitled:

(State Election Board — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from House Amendments 1, 2, 3, 4, 5, 6 and 7.

2. That the attached Conference Committee Substitute for Engrossed Senate Bill No. **91** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 91** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Luton, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Stipe, Tinsley, Vann, Watson and York.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Hopkins, Murphy, Stephenson, Weichel, Whorton and Willis.

PENDING CONSIDERATION OF CCR

SB 91, 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, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—35.

Excused: Cain, Cate, Clifton, Crow, Field, Johnston, Keller, Lane, Porter, Smith, Stipe, Wolfe and Young.—13.

The bill and emergency passed.

SB 91, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 96** was read and adopted upon motion of Senator Boatner.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was rereferred Engrossed **SB 96,** entitled:

(Oklahoma Tax Commission — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendments Nos. 1 and 2.

2. That the attached Second Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 96** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson and York.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

PENDING CONSIDERATION OF CCR

SB 96, as amended in Conference, was read at length.

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

Aye: Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—37.

Nay: Pierce.—1.

Excused: Berrong, Birdsong, Boatner, Clifton, Field, Keller, Porter, Smith, Wolfe and Young.—10.

The Chair advised the Senate that Senators Boatner and Birdsong, having been present in the Chamber during the vote on **SB 96,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 37. Nay: 3. Excused: 8.

The bill passed.

Senators Berrong, Boatner and Birdsong 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 96, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CHANGE IN CONFEREES

Senator Lane announced a change in Conferees on **HB 1438,** President Pro Tempore Howard appointing Senator Cummins to replace Senator Cullison.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 98** was read and adopted upon motion of Senator Boatner.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was rereferred Engrossed **SB 98,** entitled:

(Oklahoma Capitol Improvement Authority — Appropriations — Amending 73 O.S. Supp. 1978, Section 163.2 — Emergency).

together with Engrossed House Amendments thereto, 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 accept House Amendment No. 2.

2. That the House recede from House Amendment No. 1.

3. That the following Conference Committee Amendments be adopted:

a. Restore the Title to read as follows:

"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; amending Section 4, Chapter 144, O.S.L. 1975, as amended by Section 1, Chapter 158, O.S.L. 1976 (73 O.S. Supp. 1978, Section 163.2); directing certain collections to be deposited to the General Revenue Fund and stating exceptions; authorizing construction of a walkway; authorizing the issuance of certain contracts; providing lapse date; making provisions of this act severable; and declaring an emergency."

b. Page 1, Lines 26 and 27 by deleting the words and figures "One Hundred Twenty-two Thouand Nine Hundred Sixty Dollars ($122,960.00)" and substituting in lieu thereof the words and figures "Eighty-two Thousand Six Hundred Thirty Dollars ($82,630.00)".

c. Page 2, Line 17½, by adding a new Section 5 to read as follows:

"SECTION 5. The Oklahoma Capitol Improvement Authority is hereby authorized and directed to construct, from funds legally available, including but not limited to, rental income authorized under 73 O.S. Supp. 1978, Section 169, an enclosed overhead walkway from the M. C. Conners Building across Lincoln Boulevard to the Authority parking lot northwest of the said Conners Building, such walkway to be compatible in appearance with the Conners Building. The Oklahoma Capitol Improvement Authority is authorized to issue new contracts, or modify existing contracts, for planning, architectural services, engineering services or construction as may be needed to design and construct the walkway as authorized in this Section."

, and renumber the current "Section 5" to read "Section 6" and renumber succeeding sections accordingly.

Senate Conferees: Crow, Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson and York.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Dunn, Elder, Fitzgibbon, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

PENDING CONSIDERATION OF CCR

SB 98, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—33.

Nay: Berrong, Dahl, Keating, Keller, McCune, Nickles and Pierce.—7.

Excused: Clifton, Field, Howard, Porter, Smith, Terrill, Wolfe and Young.—8.

The bill and emergency passed.

SB 98, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 117** was read and adopted upon motion of Senator Boatner.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 117,** entitled:

(Bureau of Narcotics and Dangerous Drugs Control — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendments Nos. 1, 2, 3, 5, 6, 7 and 9.

2. That the Senate accept Engrossed House Amendments Nos. 4 and 8.

3. That the following Conference Committee Amendments be adopted:

a. Page 1, by restoring the Title to read as follows:

"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; providing hazardous duty pay for agents; authorizing the expenditure of funds to obtain federal grants or assistance; providing lapse date; providing severability; and declaring an emergency."

b. Page 1, Section 1, Lines 23 and 24, by striking the words and figures "Nine Hundred Twenty-two Thousand Five Hundred Eighty-two Dollars ($922,582.00)" and substituting in lieu thereof the words and figures "Nine Hundred Forty-one Thousand Seven Hundred Ninety-eight Dollars ($941,798.00)".

c. Page 1, Section 2, Line 34, by striking the word and number "forty-two (42)" and substituting in lieu thereof the word and number "forty (40)".

d. Page 2, Section 2, Line 4, by striking the words and figures "Five Hundred Eighty-five Thousand Two Hundred Dollars ($585,200.00)" and substituting in lieu thereof the words and figures "Six Hundred Two Thousand Eight Hundred Twenty Dollars ($602,820.00)".

e. Page 2, Line 14, by adding a new Section 4 to read as follows:

"SECTION 4. Those persons employed as Narcotics Agents by the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control shall each be paid, in addition to authorized annual salary and longevity, the sum of One Hundred Dollars ($100.00) per month as hazardous duty pay. Such hazardous duty pay shall be exempt from the provisions of Enrolled Senate Joint Resolution No. 9 of the 1st Session of the 37th Legislature."

Senate Conferees: Crow, Chairman, Cate, Dahl, Johnson, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, York and Combs.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Hop-

kins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

PENDING CONSIDERATION OF CCR

SB 117, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann and Watson.—40.

Excused: Clifton, Field, Porter, Smith, Terrill, Wolfe, York and Young.—8.

The bill and emergency passed.

SB 117, 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 1134, 1142, 1144, 1162** (2nd **CCR**), **1164** and **1165.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1142** was read and adopted upon motion of Senator Boatner.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1142,** entitled:

An Act relating to the Oklahoma Educational Television Authority 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 the same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the House accept Engrossed Senate Amendment Nos. 2, 3 and 4.

3. That the following Conference Committee Amendments be adopted:

(a) Page 1, Amend the Title to read as follows:

"An Act relating to the Oklahoma Educational Television Authority and making appropriations thereto; stating the purposes; excluding certain purchases from certain provisions of the Oklahoma Central Purchasing Act and providing alternate procedures; 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; expressing intent to name certain transmission tower; providing lapse dates; directing codification; providing severability; and declaring an emergency."

(b) Page 1, Section 2, Lines 28 through 36 and Page 2, Lines 1 through 3, by deleting the present Section 2 and inserting in lieu thereof the following new Sections 2, 3 and 4 to read as follows:

"SECTION 2. There is hereby appropriated to the Oklahoma Educational Television Authority, 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 Three Hundred Ninety-five Thousand Six Hundred Forty-eight Dollars ($395,648.00), or so much thereof as may be necessary, to replace a transmitter at either Oklahoma City or Tulsa, to be determined by the Authority.

SECTION 3. There is hereby appropriated to the Oklahoma Educational Television Authority, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1978, not otherwise appropriated, the sum of Five Hundred Thousand Dollars ($500,000.00) or so much thereof as may be required to accomplish the relocation of Channel 11 in Tulsa.

SECTION 4. Purchases made by the Oklahoma Educational Television Authority from sources other than state appropriated funds for the acquisition of television programs shall be excluded from the provisions of Title 74, Section 85.7 of "The Oklahoma Central Purchasing Act". The said Authority is hereby authorized to make such purchases against special authorization orders submitted to, approved and encumbered by, the Director of State Finance. Contracts for the purchase of television programs entered into by the Oklahoma Educational Television Authority and charged against a special authorization order as herein provided shall be maintained as a permanent record of the Authority for a period of not less than three (3) years after liquidation of the contract."

(c) Page 2, Line 4, by renumbering present Sections 3, 4, and 5 to read Section 5, 6 and 7.

(d) Page 2, Section 5, (Renumbered Section 7), Line 28, by deleting the words and figure "appropriation made by Section 2" and inserting in lieu thereof the words and figures "appropriations made by Sections 2 and 3".

(e) Page 2, Line 31½, by adding a new Section 8 to read as follows:

"SECTION 8. Section 4 of this act shall be codified in the Oklahoma Statutes as Section 23-125 of Title 70, unless there is created a duplication in numbering."

(f) Page 2, Line 32, by renumbering present Section 6 to read "Section 9" and renumbering succeeding sections accordingly.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Whorton and Willis.

Senate Conferees: Crow, Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, York and Combs.

PENDING CONSIDERATION OF CCR

HB 1142, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—41.

Nay: Howell.—1.

Excused: Clifton, Field, Porter, Smith, Wolfe and Young.—6.

The bill and emergency passed.

HB 1142, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1144** was read and adopted upon motion of Senator Boatner.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1144,** entitled:

(Commissioners of the Land Office — Appropriation — Emergency).

together with Engrossed Senate Amendments thereto, 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 6.

2. That the House accept Engrossed House Amendments Nos. 2, 3, 4 and 5.

3. That the following Conference Committee Amendments be adopted:

(a) Page 1, Restore the Title to read as follows:

"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; expressing legislative intent to limit increases in certain rental charges; providing procedures for expenditure of funds; providing lapse date; providing severability; and declaring an emergency."

(b) Page 2, Section 3, Line 20, by deleting the words and figure "seven percent (7%) per year" and inserting in lieu thereof the words and figures "ten percent (10%) during the fiscal year ending June 30, 1980".

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, York and Combs.

PENDING CONSIDERATION OF CCR

HB 1144, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann and Watson.—40.

Excused: Clifton, Field, Porter, Smith, Tinsley, Wolfe, York and Young.—8.

The bill and emergency passed.

HB 1144, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1162** was read and adopted upon motion of Senator Boatner.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1162,** entitled:

(Chief Mine Inspector — Appropriation — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House accept Engrossed Senate Amendment No. 1.

2. That Engrossed Senate Amendment No. 1 be amended as follows:

(a) Page 1, Lines 16½-17½, by restoring the Title to read as follows:

"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."

(b) Page 1, Line 20, by restoring the Enacting Clause.

(c) Page 2, Section 2, Line 13, by deleting the figure "25,440" and by substituting in lieu thereof the figure "24,000".

(d) Page 2, Section 2, Line 22, by adding before the words "FEDERAL FUNDS):" the following: "DEPARTMENT OF MINES REVOLVING FUNDS AND/OR".

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, York and Combs.

PENDING CONSIDERATION OF CCR

HB 1162, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—41.

Excused: Clifton, Field, Porter, Smith, Terrill, Wolfe and Young.—7.

The bill and emergency passed.

HB 1162, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1164** was read and adopted upon motion of Senator Boatner.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1164,** entitled:

(Securities Commission — Appropriation — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House accept Engrossed Senate Amendment Nos. 1, 3, 4 and 5.

2. That the Senate recede from Engrossed Senate Amendment No. 2.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, York and Combs.

PENDING CONSIDERATION OF CCR

HB 1164, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—42.

Excused: Clifton, Field, Porter, Smith, Wolfe and Young.—6.

The bill and emergency passed.

HB 1164, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1165** was read and adopted upon motion of Senator Boatner.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1165,** entitled:

An Act relating to the Department of Energy and making an appropriation thereto *** emergency.

together with Engrossed Senate Amendments thereto, 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 Nos. 1 and 3.

2. That the House accept Engrossed Senate Amendment No. 2.

3. That the following Conference Committee amendments to Engrossed House Bill No. **1165** be adopted:

(a) Page 1, Lines 10-13½, by amending the 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; limiting number of employees; limiting expenditures for salaries and wages; creating an employee position and stating the purpose and method of funding; providing lapse date; providing severability; and declaring an emergency."

(b) Page 1, Section 1, Lines 23 and 24, by deleting the words and figures "One Hundred Eighty-two Thousand Five Hundred Fifty-nine Dollars ($182,559.00)" and by substituting in lieu thereof the words and figures "One Hundred Ninety-eight Thousand Eight Hundred Forty-eight Dollars ($198,848.00)".

(c) Page 1, Section 2, Line 34, by deleting the word and figure "thirteen (13)" and by substituting in lieu thereof the word and figure "fourteen (14)".

(d) Page 2, Section 2, Lines 9-10, by deleting the words and figures "One Hundred Ninety-five Thousand Dollars ($195,000.00)" and by substituting in lieu thereof the words and figures "Two Hundred Twenty-six Thousand Seven Hundred Forty Dollars ($226,740.00)".

(e) Page 2, Line 11½, by adding a new Section 3 to read as follows:

"SECTION 3. The position of State/Federal Energy Liaison Officer is hereby created within the Department of Energy. This position shall be established within the Merit System of Personnel Administration at Grade 47. The purpose is to provide liaison and coordination between the energy related agencies of the State of Oklahoma and the Federal Government. This position is to be funded on a fifty percent (50%) State Funds - fifty percent (50%) Federal Funds basis."

, and renumber the current Section 3 to read "Section 4" and renumber succeeding sections accordingly.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, York and Combs.

PENDING CONSIDERATION OF CCR

HB 1165, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—42.

Excused: Clifton, Field, Porter, Smith, Wolfe and Young.—6.

The bill and emergency passed.

HB 1165, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1134** was read and adopted upon motion of Senator Boatner.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1134,** entitled:

An Act relating to the Office of the Workers' Compensation Court 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 the same with the following recommendations:

1. That the House accept Engrossed Senate Amendment No. 1.

2. That Engrossed Senate Amendment No. 1 be amended as follows:

(a) That the Title be restored 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; providing lapse dates; providing severability; exempting certain agricultural workers; and declaring an emergency."

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Atkins, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Terrill, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1134, 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, Cain, Capps, Cate, Combs, Crow, Cummins, Dahl, Giles, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—33.

Nay: Boatner, Crutcher, Cullison, Green, Landis, McCune, Miller, Nickles and Pierce.—9.

Excused: Clifton, Field, Porter, Smith, Wolfe and Young.—6.

The bill and emergency passed.

HB 1134, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 138** was read and adopted upon motion of Senator Stipe.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed Senate Bill No. **138,** by Stipe of the Senate and Harbin of the House, entitled:

(Prisons and Reformatories — Amending 57 O.S., Sections 507, 510 and 528 — Emergency).

together with Engrossed House Amendments thereto, 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 accept Engrossed House Amendments No. 1 through No. 8.

2. Restore the title, to read as follows:

"An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 507, 510, as last amended by Section 1, Chapter 257, O.S.L. 1977, and Section 4, Chapter 221, O.S.L. 1973, (57 O.S. Supp. 1978, Sections 510 and 528); providing powers and duties of the Director of the Department of Corrections; providing and altering qualifications for certain officers and employees; revising the compensation of certain officers and employees; and declaring an emergency."

Respectfully submitted,

FOR THE SENATE: Stipe, Vann and Dahl.

FOR THE HOUSE: Harbin, Sanders and Bradley.

PENDING CONSIDERATION OF CCR

SB 138, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—41.

Nay: Boatner.—1.

Excused: Clifton, Field, Porter, Smith, Wolfe and Young.—6.

The bill and emergency passed.

SB 138, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

RESOLUTION STRICKEN

Senator Lane, on behalf of Senator Keating, moved that **SR 43** be stricken from the Calendar, which motion was declared adopted.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 215** was read and adopted upon motion of Senator Murphy.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 215** by Murphy, et al, of the Senate and Elder, et al, of the House, entitled:

(Waters and Water rights — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 215** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Murphy, Capps and Dahl.

FOR THE HOUSE: Elder, Johnson (Don) and Draper.

PENDING CONSIDERATION OF CCR

SB 215, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—40.

Nay: Johnson and Rozell.—2.

Excused: Clifton, Field, Porter, Smith, Wolfe and Young.—6.

The bill and emergency passed.

SB 215, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 234** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 234** by Murphy and Cain of the Senate and McCorkell, et al, of the House, entitled:

An Act relating to children *** and stating an effective date.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 234** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Murphy, Cain and Randle.

FOR THE HOUSE: McCorkell, Kerr and Fried.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 176** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 176** by Wolfe, et al, of the Senate and Smith of the House, entitled:

An Act relating to counties and county officers *** 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 the same with the following recommendations:

1. That the House recede from Amendment No. 1.

2. That the attached Conference Committee Substitute for Engrossed Senate Bill **176** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 176** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Wolfe, Cummins and Tinsley.

FOR THE HOUSE: Smith and Steward.

PENDING CONSIDERATION OF HAs

HAs to **SB 153** were called up for consideration.

Upon motion of Senator Randle, the Senate concurred in **HAs** to **SB 153.**

SB 153, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—41.

Excused: Clifton, Field, Porter, Smith, Terrill, Wolfe and Young.—7.

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 transmitting for signature Enrolled **HB 1484.**

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

MESSAGE FROM THE HOUSE

Advising the Joint Conference Committee on Revenue, to which House Bills **1041** and **1264** were referred, has reported pursuant to Joint Rule 10(g) that the Conferees have been unable to reach an agreement.

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 Watson presiding.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, May 28, 1979, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 17, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 4:00 p.m. to meet Monday, May 28, 1979, at 1:30 p.m.

Eighty-fourth Legislative Day

Monday, May 28, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Keating, Keller, Pierce, Porter, Randle, Smith and Wolfe.—7.

Senator Luton declared a quorum present.

The prayer was offered by Senator Johnson.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Rozell introduced C. T. Morgan, M.D., Muskogee, as the Doctor of the Day.

Senator Luton introduced Delores Dieman, R.N., Muskogee, as the Nurse of the day.

Senator Martin introduced members of his family: his daughter and son-in-law, Susan and Jimmy Harkins, and their sons, Shawn and Jeremy, and his nephews, Pete and John Howell, from Mississippi.

Senator Miller introduced his wife, Jane; his sister, Mrs. Judy Adelman; and his cousins, Mrs. Mary Jo Schooley and her daughter, Sarah.

Senator Cummins introduced his wife, Sharon.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 25, 1979, of Enrolled **SBs 7, 85, 88, 90, 122** and **226.**

UNANIMOUS CONSENT REQUEST

Senator Luton asked unanimous consent, which was granted, that when **SJR 38** 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.

SB 348 — Judiciary and then to Insurance.

SJR 38 — Direct to Calendar.

HJR 1036 — Public and Mental Health.

RESOLUTION

Senator Green introduced the following Resolution:

SCR 34 — By Green of the Senate and Sanders of the House.

A Concurrent Resolution recalling from the office of the Governor Enrolled Senate Bill No. 62 passed by the First Session of the Thirty-seventh Oklahoma Legislature.

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

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1134, 1142, 1144, 1162, 1164, 1165, 1284, 1356, 1363, 1408, 1418** and **1472.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Advising the signing of and transmitting for signature Enrolled **HCRs 1031, 1032** and **1033.**

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

RESOLUTIONS

Senator Boatner introduced **SR 52.**

SR 52 was read at length as follows, adopted upon motion of Senator Boatner and ordered referred for enrollment.

SR 52 — By Boatner.

A Resolution requesting the development of physician's assistants services for rural areas; and directing distribution.

WHEREAS, good physical health is one of the requisites for a long and happy life; and

WHEREAS, the sparsely populated areas of Oklahoma have difficulty in attracting and keeping doctors for sustained health care; and

WHEREAS, in many areas of this state, the nearest doctor may be over fifty miles away; and

WHEREAS, the Oklahoma Legislature has authorized the licensing of Physician's Assistants to render medical care without the necessity of a Doctor's degree in medicine; and

WHEREAS, it would be advantageous to the smaller communities and rural areas of this state to have unsupervised Physician's Assistants to render basic medical care and refer serious cases to physicians; and

WHEREAS, the State Board of Medical Examiners licenses Physician's Assistants and provides conditions and opportunities for practice.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The State Board of Medical Examiners is hereby requested to establish a program whereby Physician's Assistants may conduct limited medical services in rural areas and communities which do not have physicians. The State Board of Medical Examiners should work with other state, county and local agencies with the purpose of finding needy areas and encouraging the

development of Physician's Assistants resources. The Board is requested to report to the President Pro Tempore of the Senate before January 10, 1980.

SECTION 2. Copies of this Resolution shall be dispatched to the State Board of Medical Examiners and the State Department of Health.

Senator Stipe introduced **SR 51.**

Senator Luton asked to be named first coauthor of **SR 51,** which was the order.

Senator Stipe asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 51.**

SR 51, as coauthored, was read at length as follows, adopted upon motion of Senator Stipe and ordered referred for enrollment.

SR 51 — By Stipe, Luton, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution praising Henry L. Likes; expressing loss and condolences upon his death; and directing distribution.

WHEREAS, the labor of man is the fundamental element of an economy, and is the ultimate source of wealth; and

WHEREAS, this state is committed to the ascendancy of the working man, as reflected by our motto, "Labor Omnia Vincit", that is, "Labor Conquers All Things"; and

WHEREAS, one tireless worker and leader of labor in Oklahoma was Henry L. Likes, of Muskogee; and

WHEREAS, Henry Likes served The Oklahoma ALF-CIO as Chief Executive for over 14 years; and

WHEREAS, Henry Likes was instrumental in the adoption of many legislative measures for the good of the toiling citizens of Oklahoma, and the defeat of measures which would have been inimicable to the interests of the working majority; and

WHEREAS, Henry Likes was responsible for the state's largest labor organization becoming involved in community affairs, including job placement and training of disadvantaged youth; and

WHEREAS, the AFL-CIO Oklahoma News wrote of Henry Likes that he ". . . lived, struggled and sweated for the working people from which he came, and he gave the labor movement a sense of direction and a will to move forward"; and

WHEREAS, Henry Likes finally stopped working May 17, 1978, as his great heart ceased beating; and

WHEREAS, the death of Henry Likes brings to mind the blessing: "Well done, thou good and faithful servant: thou hast been faithful over a few things, I will make thee ruler over many things: enter thou unto the joy of thy Lord."

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby expresses its deep sense of loss at the death of Henry Likes, former President of the Oklahoma AFL-CIO. The Oklahoma

Senate hereby extends its most sincere condolences to the family of Henry Likes.

SECTION 2. Copies of this Resolution shall be dispatched to the Oklahoma AFL-CIO headquarters and the family of Henry Likes.

Senator Lamb presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 234** was called up for consideration.

Senator Howell asked to be named a coauthor of **SB 234,** which was the order.

The **CCR** on **SB 234** was adopted upon motion of Senator Murphy.

SB 234, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Stipe.—1.

Excused: Keating, Keller, Pierce, Porter, Randle, Smith, Taliaferro and Wolfe.—8.

The bill passed.

SB 234, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 153 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 32 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1070** was called up for consideration.

Senators Birdsong and Rozell asked to be named coauthors of **HB 1070,** which was the order.

The **CCR** on **HB 1070** was adopted upon motion of Senator Kilpatrick.

HB 1070, 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Excused: Cate, Keating, Keller, Pierce, Porter, Smith, Stipe, Taliaferro and Wolfe.—9.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber during the vote on **HB 1070,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 39. Nay: 1. Excused: 8.

The bill passed.

HB 1070, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Luton presiding.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 94** was read and adopted upon motion of Senator Crow.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 94,** entitled:

(State Board of Public Affairs — Appropriation — Amending 74 O.S., Section 81b — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from House Amendment No. 1.

2. That the attached Conference Committee Substitute for Engrossed Senate Bill No. **94** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 94** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, York and Combs.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

PENDING CONSIDERATION OF CCR

SB 94, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Nickles.—1.

Excused: Keating, Keller, Pierce, Porter, Randle, Smith, Taliaferro and Wolfe.—8.

The Chair advised the Senate that Senator Randle, having been present in the Chamber during the vote on **SB 94,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 39. Nay: 2. Excused: 7.

The bill and emergency passed.

SB 94, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 76** and **196,** and naming House Conferees as follows on each bill: Elder, Lawter and Twidwell.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 34 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

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 1006, 1113** (2nd **CCR**) and **1345.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1006** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1006,** and Engrossed Senate Amendments thereto, by Peterson of the House and Kilpatrick of the Senate, entitled:

An Act relating to liens; amending Section 9, Chapter 207, O.S.L. 1977 (42 O.S. Supp. 1978, Section 143.1); providing for certain procedures relating to notice of filing of liens *** 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 Amendment No. 1.

Respectfully submitted,

FOR THE HOUSE: Peterson, Henry and Steward.

FOR THE SENATE: Kilpatrick, Stipe and Cate.

2ND CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **HB 1113** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was rereferred Engrossed House Bill No. **1113,** and Engrossed Senate Amendments thereto, by Weichel, Glover and Wilson of the House and Crutcher and Johnson of the Senate, entitled:

An Act relating to public lands; amending 64 O.S. 1971, Section 52, as last amended by Section 1, Chapter 255, O.S.L. 1978 *** 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 its Amendments and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1113** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Weichel, Glover and Winn.

FOR THE SENATE: Crutcher, Cullison and Combs.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1345** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1345,** and Engrossed Senate Amendments thereto, by Steward, Brunton, Elder and Stephenson of the House and Clifton of the Senate, entitled:

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 1271; providing procedures for assignment of counsel to indigent defendants *** and setting 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 Amendments 1 and 2.

2. That the following Conference Committee Amendment be adopted:

Page 1, Section 1, Line 28, after the word ''exceed'' and before the word ''in'' strike the words and figures ''Two Hundred Fifty Dollars ($250.00)'' and insert the words and figures ''Five Hundred Dollars ($500.00).

Respectfully submitted,

FOR THE HOUSE: Steward and Elder.

FOR THE SENATE: Clifton, Stipe and Luton.

RESOLUTION STRICKEN

Senator Stipe moved that **SCR 26** be stricken from the Calendar, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1137,** requesting Conference and referring same to GCCA.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 215,** 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 **SB 17; SB 98** (2nd **CCR**); **SB 117; SB 180** (2nd **CCR**); and **SB 335.**

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 153.**

The above numbered Enrolled Bill was referred to the Governor.

Advising the signing of and returning Enrolled **SCR 32.**

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

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 111** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 111,** entitled:

(State Bureau of Investigation — Appropriation — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from its Engrossed House Amendments 1 through 15, inclusive.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 111** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Johnson, York, Martin, Combs, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Atkins, Weichel, Whorton and Willis.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, May 29, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:00 p.m. to meet Tuesday, May 29, 1979, at 1:30 p.m.

Eighty-fifth Legislative Day

Tuesday, May 29, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Field, Keller, Kilpatrick, Stipe and Terrill.—5.

Senator Luton declared a quorum present.

The prayer was offered by Father Louis Scagnelli, Little Flower Church, Oklahoma City, the guest of Senator Cain.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Landis introduced Colleen Calvin, R.N., Duncan, as the Nurse of the Day.

Senator Murphy introduced the Speech-Language Pathologist of the Day, Gary Beeby, M.D., Stillwater.

Senator Vann introduced Tracy and Terry McKnight and asked unanimous consent, which was granted, that they be made honorary Journal Clerks for this legislative day.

COMMITTEE REPORTS

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

DO PASS:

HJR 1036 — Public and Mental Health.

SPECIAL INTRODUCTIONS

Senator Howell asked unanimous consent, which was granted, that privileges of the floor be granted to W. P. Bill Atkinson, the founder of Midwest City. Senator Howell cited Mr. Atkinson's career as college professor, community leader, and political figure and presented a Citation from the Senate commending him for these accomplishments and particularly for founding and being the publisher of the Oklahoma Journal for 15 successful years. Mr. Atkinson spoke briefly to the Senate.

CONFEREES APPOINTED

President Pro Tempore Howard appointed the following Senate Conferees on **SBs 76** and **196:** Senators Stipe, Luton and Keller.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1070.**

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

Senator Lamb presiding.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 76** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 76** by Stipe of the Senate and Lawter of the House, entitled:

(Workers' Compensation — Amending 85 O.S., Sections 2.1 and 22 — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 76** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Stipe and Luton.

FOR THE HOUSE: Elder, Lawter and Twidwell.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 248** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 248** by Luton of the Senate and Barker and Hill of the House, entitled:

An Act relating to revenue and taxation *** 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 the same with the following recommendations:

1. That the attached Conference Committee Substitute be accepted.

2. That the House recede from all its amendments.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 248** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Luton, Smith and Dahl.

FOR THE HOUSE: Barker, Winn and Weichel.

UNANIMOUS CONSENT REQUEST

Senator Luton asked unanimous consent, which was granted, to suspend Joint Rule 17 as to cutoff deadlines to allow consideration of **SJR 38.**

GENERAL ORDER

SJR 38 by Smith, Luton, Crutcher, Birdsong and Clifton of the Senate and Elder, et al, of the House was read and considered.

Upon motion of Senator Luton, **SJR 38** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SJR 38** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 38 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Field, Keller, Kilpatrick, Stipe and Terrill.—5.

The resolution and emergency passed.

SJR 38 was referred for engrossment.

Senators Field and Kilpatrick asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 38 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 17, 98, 117, 180 and **335** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 51 and **52** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCES

Upon motion of Senator Lane, the request of the Honorable House for Conferences on the following bills was ordered granted.

HB 1137 — Referred to GCCA.

SB 215 — President Pro Tempore Howard naming same Senate conferees.

MOTION

Senator Johnston submitted the following motion in writing:

Mr. President:

I move to instruct the Senate conferees on the General Conference Committee on Appropriations to insert a new section into Engrossed House Bill Number 1137, as hereinafter set out, and to refuse to adopt any conference committee report unless it contains the new section, to read as follows:

"No person shall authorize or perform an abortion at University Hospital unless two physicians, one of whom is an "uninterested physician," shall have certified in writing that the abortion is necessary to prevent the death of the mother. In an emergency where the death of the mother would likely occur unless immediate action were taken to save her life, the requirement

for certification by a second physician shall be waived;''

, and further to include the above amendment in the title of said bill, renumber subsequent sections, and codify said section in the appropriate place in the Oklahoma Statutes.

Senator Crow moved to table the Johnston motion to instruct Conferees, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Field, Green, Howard, Howell, Kilpatrick, Lane, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Tinsley and York.—22.

Nay: Birdsong, Capps, Cullison, Cummins, Dahl, Giles, Johnson, Johnston, Keating, Lamb, Landis, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Smith, Taliaferro, Vann, Watson, Wolfe and Young.—23.

Excused: Keller, Stipe and Terrill.—3.

Senator Johnston pressed his motion to instruct Conferees on **HB 1137,** which motion was declared adopted, the roll call thereon being as follows:

Aye: Capps, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Smith, Taliaferro, Vann, Watson, Wolfe and Young.—25.

Nay: Berrong, Boatner, Cain, Cate, Clifton, Combs, Crow, Field, Howard, Howell, Lane, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Tinsley and York.—19.

Excused: Birdsong, Keller, Stipe and Terrill.—4.

Senator Johnston submitted the following motion in writing:

I move to bind the Senate Conferees on the General Conference Committee on Appropriations to support the following wording to be included in **HB 1137** and to refuse approval of **HB 1137** without the following wording:

''No funds of any governmental entity of this State shall be used to pay for an abortion unless two physicians, one of whom is an uninterested physician, shall have certified in writing that the abortion is necessary to prevent the death of the woman. In an emergency where the death of the woman would likely occur unless immediate action were taken to save her life, the requirement for certification by a second physician shall be waived.''

, which amendment was declared failed of adoption upon a division of the question.

MOTION TO RECONSIDER VOTE

Senator Johnston moved that the vote be reconsidered whereby the foregoing motion failed upon a division of the question.

POINT OF ORDER

Senator Schuelein raised a point of order, citing provisions of Senate Rule 19, and requested a ruling of the Chair, stating that Senator Johnston's motion to reconsider was out of order in that his vote did not reflect as being on the prevailing side, which point of order the Chair sustained, thereby ruling the Johnston motion out of order.

Senator Watson presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 17, 98, 117, 180** and **335.**

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Returning following Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and adoption of Measure as amended: Engrossed **SCR 31.**

The above numbered Resolution as amended in Conference was referred for enrollment.

PENDING SENATE ACTION ON CCR

The **CCR** on **SB 76** was called up for consideration.

MOTION

Senator Young moved that the **CCR** on **SB 76** be rejected and referred back to the Conference Committee with instructions that all churches and all religious schools be exempted from the Workmens' Compensation Act.

Senator Howard moved that the Young motion lie on the table, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Giles, Green, Howard, Howell, Keating, Kilpatrick, Lane, Luton, Miller, Porter, Randle, Rozell, Schuelein, Smith, Tinsley and York.—24.

Nay: Berrong, Cain, Cullison, Dahl, Field, Johnson, Johnston, Lamb, Landis, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Taliaferro, Vann, Watson, Wolfe and Young.—20.

Excused: Capps, Keller, Stipe and Terrill.—4.

Senator Howard moved adoption of the **CCR** on **SB 76.**

PREVIOUS QUESTION

Senator Howard moved the previous question be now put, which motion was declared adopted by the Presiding Officer.

Senator Howard, citing the provisions of Senate Rule 14(n), asked the Presiding Officer to allow the friends and opponents of the measure to debate the question, to which request the Chair concurred, allowing each side 30 minutes and the author of the bill the final ten minutes to close debate.

Senator Young presiding.

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

Senator Watson presiding.

Senator Howard pressed his motion to adopt the **CCR** on **SB 76,** which motion was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Giles, Howard, Johnson, Johnston, Kilpatrick, Lane, Luton, McDaniel, Porter, Randle, Rozell, Smith, Taliaferro, Terrill, Tinsley and York.—24.

Nay: Berrong, Cain, Capps, Crutcher, Field, Green, Howell, Keating, Lamb, Landis, McCune, Martin, Miller, Murphy, Nickles, Pierce, Schuelein, Vann, Watson, Wolfe and Young.—21.

Excused: Crow, Keller and Stipe.—3.

Senator Smith presiding.

SB 76, 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, Combs, Crow, Cullison, Cummins, Dahl, Howard, Johnson, Johnston, Kilpatrick, Lane, Luton, McDaniel, Porter, Randle, Rozell, Smith, Taliaferro, Terrill, Tinsley, Wolfe and York.—24.

Nay: Berrong, Boatner, Cain, Capps, Crutcher, Field, Green, Howell, Keating, Lamb, Landis, McCune, Martin, Miller, Murphy, Nickles, Pierce, Schuelein, Vann, Watson and Young.—21.

Excused: Giles, Keller and Stipe.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(c), Senator Lamb moved that the vote be reconsidered whereby **SB 76** failed of passage.

ANNOUNCEMENT

Senator Crow announced that the members of the General Conference Committee on Appropriations would meet on this legislative day at 4:00 p.m.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 234,** 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 **SB 234** was ordered granted, President Pro Tempore Howard appointing the same Senate Conferees.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1163,** requesting further Conference and rereferring same 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 1163** was ordered granted, said bill to be rereferred to GCCA.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 34.**

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 **HB 1135** (2nd **CCR**); **HB 1313** (2nd **CCR**) and **HB 1504.**

2ND CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **HB 1135** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1135,** entitled:

An Act relating to the Office of the Supreme Court and the Court of Appeals 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 the same with the following recommendations:

1. That the House accept Engrossed Senate Amendment No. 1.

2. That the Engrossed Senate Amendment No. 1 be amended as follows:

(a) That the Title be restored 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 appointment, duties and compensation and numbers of employees with certain limitations; limiting expenditures for salaries and wages; authorizing positions supported by federal funds; 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; providing lapse date; providing severability; and declaring an emergency."

(b) Page 3, Section 3, Line 1, by deleting the figure "24,520" and inserting in lieu thereof the figure "25,990".

(c) Page 3, Section 3, Line 4, by deleting the figure "10,530" and inserting in lieu thereof the figure "10,600".

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Atkins, Weichel, Whorton and Willis.

Senate Conferees: Boatner, Vice-Chairman, Dahl, Johnson, York, Martin, Combs, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

2ND CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **HB 1313** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1313,** and Engrossed Senate Amendments thereto, by Shurden, Davis (Frank), Bengtson and Alexander of the House and Terrill and Clifton of the Senate, entitled:

An Act relating to damages; amending 23 O.S. 1971, Section 10, as amended by Section 1, Chapter 212, O.S.L. 1977 (23 O.S. Supp. 1978, Section 10); expanding offenses committed by certain juveniles for which restitution may be made by the parents; and raising the amount of such restitution.

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 House concur in Engrossed Senate Amendment No. 3.

3. That the following Conference Committee Amendment be adopted:

Page 1, Section 1, Lines 23 and 24, strike the words and figures "Ten Thousand Dollars ($10,000.00)" and reinsert the words and figures "One Thousand Five Hundred Dollars ($1,500.00)".

4. That the title be amended to read as follows:

"An Act relating to damages; amending 23 O.S. 1971, Section 10, as amended by Section 1, Chapter 212, O.S.L. 1977 (23 O.S. Supp. 1978, Section 10); expanding offenses committed by certain juveniles for which restitution may be made by the parents.

Respectfully submitted,

FOR THE HOUSE: Shurden, Fitzgibbon and Davis (Frank).

FOR THE SENATE: Terrill, Rozell and Cullison.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1504** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1504,** and Engrossed Senate Amendments thereto, by Henry of the House and Cate and Clifton of the Senate, entitled:

(Attorney General — Amending Sections in Titles 44, 47, 62, 63, 73, 74 and 85 — Operative Date — 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 accept Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

a. Restore title to read as follows:

"An Act relating to the Attorney General; amending 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. 1978, Section 215.28), 44 O.S. 1971, Sections 233.1 and 234.1, Section 8, Chapter 271, O.S.L. 1978 (47 O.S. Supp. 1978, Section 2-131), 47 O.S. 1971, Sections 2-303, as amended by Section 2, Chapter 365, O.S.L. 1975 (47 O.S. Supp. 1978, Section 2-303) and 40-109, 62 O.S. 1971, Sections 57.1, as amended by Section 4, Chapter 317, O.S.L. 1975 (62 O.S. Supp. 1978, Section 57.1), 71, 73 and 77, 63 O.S. 1971, Section 683.6, 73 O.S. 1971, Section 152, 74 O.S. 1971, Sections 203, 424, 564, as last amended by Section 1, Chapter 146, O.S.L. 1978, 905, as last amended by Section 4, Chapter 147, O.S.L. 1977, 908, 1553 and Section 2, Chapter 64, O.S.L. 1972, as last amended by Section 3, Chapter 297, O.S.L. 1978 (74 O.S. Supp. 1978, Sections 564, 905 and 1701) and 85 O.S. 1971, Section 131a; removing Attorney General from membership on certain state boards and commissions; replacing Attorney General with Lieutenant Governor or member to be appointed by the Governor on some of the boards and commissions; adding certain duties for the Attorney General; providing operative date; and declaring an emergency."

b. Page 5, Section 8, Line 5 by inserting after the word "Governor," and before the word "the" on Line 6, insert the language, "who shall be Vice Chairman of the Authority,".

c. Page 5, Section 8, Line 6 by deleting the words "the Chairman" and insert in lieu thereof the words "A member" and after the word "Affairs" and before the word "and" insert the language, "who shall be designated by the Governor,".

d. Page 5, Section 8, Lines 8 and 9 by deleting after the word ''members'' on Line 8 the following language ''as Vice Chairman and one.''

Respectfully submitted,

FOR THE HOUSE: Henry, Steward and Deatherage.

FOR THE SENATE: Clifton, Cate and Crow.

Senator Lane moved that the Senate stand recessed until 4:20 p.m., which motion prevailed.

The Senate reassembled in its Chamber with Senator Smith presiding.

Senator Luton questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Watson presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 34 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 94.**

The above numbered Bill as amended in Conference was referred for enrollment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(c), Senator Luton pressed the motion to reconsider the vote whereby **SB 76** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—39.

Excused: Dahl, Field, Giles, Howard, Howell, Johnston, Keller, Stipe and Tinsley.—9.

Senator Luton moved that the vote be reconsidered whereby the **CCR** on **SB 76** was adopted, which motion was declared adopted.

Senator Luton moved that the **CCR** on **SB 76** be rejected and further conference requested, which motion was declared adopted.

MOTION RE HJR 1036

Senator Wolfe moved that Joint Rule 17 be suspended to allow consideration of **HJR 1036** this Session, which motion to suspend was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—35.

Nay: Berrong, Cain, Cate, Crow, Landis, Miller and Schuelein.—7.

Excused: Dahl, Field, Giles, Keller, Stipe and Tinsley.—6.

The Chair announced that **HJR 1036** was reported out of the Committee on Public and Mental Health on this legislative day and would appear on the Senate Calendar under the heading of General Order for Wednesday, May 30, 1979.

MESSAGE FROM THE HOUSE

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

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

2ND CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 215** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 215** by Murphy, et al, of the Senate and Elder, et al, of the House, entitled:

(Waters and water rights — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 215** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Murphy, Capps and Dahl.

FOR THE HOUSE: Elder, Johnson (Don) and Draper.

MESSAGE FROM THE GOVERNOR

Advising the return on May 29, 1979, of **SB 62** in accordance with **SCR 34.**

MOTION RE RECALL OF SB 62

Senator Green moved that the House be requested to rescind its fourth reading and signing of **SB 62** and consider the bill further; and that the Senate rescind its fourth reading and signing of **SB 62,** which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 299** was called up for consideration.

The **CCR** on **SB 299** was adopted upon motion of Senator Johnson.

SB 299, 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—38.

Nay: Crow, Lane, Pierce, Rozell and Schuelein.—5.

Excused: Field, Giles, Keller, Stipe and Tinsley.—5.

The bill and emergency passed.

SB 299, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

COMMUNICATION

The following Resolution of the State Board of Equalization was received, and President Pro Tempore Howard ordered the same to be incorporated into the Journal for this Legislative day.

RESOLUTION OF THE
STATE BOARD OF
EQUALIZATION

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

". . . that the Legislature may at any regular session or special session, called for that purpose, enact laws to provide for additional revenues or a reduction in revenues, other than ad valorem taxes, or transferring the existing revenues or unappropriated cash on hand from one fund to another. Whereupon it shall be the duty of the State Board of Equalization to make an estimate of the revenues that will accrue under such laws and to file the same with the Governor, with the President and the President Pro Tempore of the Senate, and the Speaker of the House of Representatives, and the amount of any such increase or decrease resulting, for any reason, from such laws shall be added to or deducted from each respective fund, as the case may be. The amount of such adjusted estimate shall be the maximum amount which can be appropriated for all purposes from any fund for the fiscal year estimated. . ."

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 changes in statutes affecting revenues, 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 adjusted the estimates of revenues to be received under the laws in effect on this date, and for the next ensuing fiscal year, and has itemized such adjusted estimates, showing separately the revenues to accrue to the credit of the General Revenue Fund and the certain special funds affected, which estimate does not exceed an amount determined by the procedure set forth in Article X, Section 23 of the Oklahoma Constitution.

NOW THEREFORE BE IT RESOLVED, by The State Board of Equalization: The amounts previously estimated by this Board on November 20, 1978, to accrue exclusively to the General Revenue Fund and to the certain special funds of the State hereinafter set forth, are hereby adjusted and that the amounts of such adjusted estimates of revenue to accrue to those funds for the fiscal year ending June 30, 1980, shall be as follows, to wit:

FUND	ADJUSTED ESTIMATES
General Revenue Fund	$855,521,280.00
State Judicial Fund	2,386,000.00

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, Section 23 of the State Constitution as amended July 22, 1975.

Done this 29th day of May, 1979.

/s/ George Nigh,
Governor and Chairman

/s/ Tom Daxon,
State Auditor and
Inspector and Secretary

/s/ Leo Winters,
State Treasurer and Member

/s/ Jan Eric Cartwright,
Attorney General and Member

/s/ Leslie R. Fisher,
Superintendent of Public
Instruction and Member

/s/ Jack Craig,
President of the State Board
of Agriculture and Member.

Senator Cate presiding.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 215** was called up for consideration.

The **CCR** on **SB 215** was adopted upon motion of Senator Murphy.

SB 215, as amended in Conference, was read at length.

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

Aye: Birdsong, Cain, Capps, Cate, Clifton, Crow, Cullison, Cummins, Dahl, Howard, Howell, Johnston, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Murphy, Nickles, Porter, Randle, Taliaferro, Terrill, Tinsley, Vann and York.—27.

Nay: Berrong, Boatner, Combs, Crutcher, Green, Johnson, Keating, Lane, McCune, Miller, Pierce, Rozell, Schuelein, Smith, Watson, Wolfe and Young.—17.

Excused: Field, Giles, Keller and Stipe.—4.

The bill passed.

Senators Boatner, Schuelein, Crutcher, Berrong and Rozell desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 12. Excused: 4.

The emergency passed.

SB 215, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the Conference Committee on Engrossed **HB 1082** has reported pursuant to Joint Rule 10(g) that the Conferees have been unable to reach an agreement.

MOTION

Senator Terrill moved that the Senate members of the General Conference Committee on Appropriations be released from any instructions on **HB 1137.**

POINT OF ORDER

Senator Johnston raised a point of order and requested a ruling of the Chair stating that Senator Terrill had not been present and voting at the time the vote was taken on the motion to instruct the Conferees on **HB**

1137 and further requested the Chair to rule the Terrill motion out of order.

The Chair stated that the provisions of Senate Rule 19 were applicable only to a vote on an amendment to a particular section of a bill and ruled the Johnston point of order out of order and the Terrill motion in order.

The Terrill motion was now before the Senate for consideration.

Senator Johnston moved to appeal the ruling of the Chair.

The Presiding Officer ordered the roll taken, the "ayes" voting to overrule the ruling of the Chair, the "nays" voting to sustain.

On the question of the "ayes" and "nays", the roll call voted resulted as follows:

Aye: Birdsong, Capps, Dahl, Johnson, Johnston, Keating, Lamb, McCune, Martin, Nickles, Pierce, Porter, Vann, Watson and Young.—15.

Nays: Berrong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Howard, Howell, Kilpatrick, Landis, Lane, Luton, McDaniel, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Wolfe and York.—29.

Excused: Field, Giles, Keller and Stipe.—4.

The Chair declared the Johnston motion to appeal the ruling of the Chair failed of adoption.

Senator Terrill pressed his motion to release the Conferees from any instructions on **HB 1137.**

Senator Johnston moved to table the Terrill motion, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Capps, Cullison, Cummins, Dahl, Johnson, Johnston, Keating, Lamb, Landis, McCune, Martin, Nickles, Pierce, Porter, Smith, Taliaferro, Vann, Watson, Wolfe and Young.—21.

Nay: Berrong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Green, Howard, Howell, Lane, Luton, McDaniel, Miller, Murphy, Randle, Rozell, Schuelein, Terrill, Tinsley and York.—22.

Excused: Field, Giles, Keller, Kilpatrick and Stipe.—5.

The Chair advised the Senate that Senator Kilpatrick, having been present in the Chamber at the time the vote was taken on the Johnston motion to table the Terrill motion to release, would be shown voting "nay" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 21. Nay: 23. Excused: 4.

Senator Terrill pressed his motion to release the Conferees from any instructions on **HB 1137,** which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Green, Howard, Howell, Kilpatrick, Lane, Luton, McDaniel, Miller, Murphy, Randle, Rozell, Schuelein, Terrill, Tinsley and York.—23.

Nay: Birdsong, Capps, Cullison, Cummins, Dahl, Johnson, Johnston, Keating, Lamb, Landis, McCune, Martin, Nickles, Pierce, Porter, Smith, Taliaferro, Vann, Watson, Wolfe and Young.—21.

Excused: Field, Giles, Keller and Stipe.—4.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 248** was called up for consideration.

The **CCR** on **SB 248** was adopted upon motion of Senator Luton.

SB 248, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Schuelein.—1.

Excused: Field, Giles, Keller, Porter and Stipe.—5.

The bill and emergency passed.

SB 248, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 111** was called up for consideration.

The **CCR** on **SB 111** was adopted upon motion of Senator Crow.

SB 111, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Field, Giles, Howard, Keller, Porter and Stipe.—6.

The bill and emergency passed.

SB 111, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1135** was called up for consideration.

The **CCR** on **HB 1135** was adopted upon motion of Senator Crow.

HB 1135, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Field, Giles, Howard, Keller, Porter and Stipe.—6.

The bill and emergency passed.

HB 1135, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

RESOLUTION

Senator Crow introduced **SR 53.**

Senators Lane, Cummins, Lamb, Luton and Tinsley asked to be named coauthors of **SR 53,** which was the order.

Senator Crow asked unanimous consent that all other members of the Senate be named coauthors of **SR 53,** which was the order.

SR 53, as coauthored, was read at length as follows, adopted upon motion of Senator Crow and ordered referred for enrollment.

SR 53 — By Crow, Lane, Cummins, Lamb, Luton, Tinsley, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.

A Resolution recognizing the Fiftieth Anniversary of Kerr-McGee Corporation; and directing distribution.

WHEREAS, the production of energy has become one of the top priorities of this nation; and

WHEREAS, Oklahoma has led the nation in numerous forms of energy production, due to progressive corporations like the Kerr-McGee Corporation; and

WHEREAS, Kerr-McGee Corporation had humble beginnings, starting in 1929 as the Anderson-Kerr Drilling Company with few assets, great debts, and a national depression the year of its creation; and

WHEREAS, the struggling young company managed to grow and prosper through the tireless efforts of its officers and employees; and

WHEREAS, two of the greatest leaders of the corporation were Robert S. Kerr and Dean A. McGee; and

WHEREAS, Robert S. Kerr was born in a log cabin and went on to become the 11th Governor of the State of Oklahoma, then a United States Senator, and a nominee to be the Democratic candidate for President of the United States; and

WHEREAS, Dean A. McGee began as a production geologist and now heads the mighty corporation that bears his name, while also being enormously active in civic, social, educational and philanthropic affairs; and

WHEREAS, Kerr-McGee was a pioneer in offshore oil drilling and still leads the world in offshore drilling technology; and

WHEREAS, Kerr-McGee has grown under enlightened management to become a powerful conglomerate with interests in not only all phases of oil and gas production and distribution, but also manufactures potash, phosphate, sodium chemicals, manganese dioxide, titanian dioxide and plant foods, produces forest products, mines and reprocesses uranium and explores and mines coal; and

WHEREAS, this corporation has worldwide holdings and many international activities, but still remains headquartered in Oklahoma City; and

WHEREAS, Kerr-McGee is fifty years old this year and the State of Oklahoma should recognize this golden anniversary.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby recognizes the many proud accomplishments of Kerr-McGee, and extends congratulations on the fiftieth anniversary of this fine company. The Oklahoma Senate hopes that Kerr-McGee will have fifty more years of healthy operation and growth.

SECTION 2. Copies of this Resolution shall be dispatched to Dean A. McGee, Robert S. Kerr, Jr., and to the Kerr-McGee Corporation.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1345** was called up for consideration.

The **CCR** on **HB 1345** was adopted upon motion of Senator Clifton.

HB 1345, 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—35.

Nay: Johnson, Landis, Miller, Nickles, Rozell and Schuelein.—6.

Excused: Crow, Field, Giles, Howard, Keller, Porter and Stipe.—7.

The bill passed.

HB 1345, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 176** was called up for consideration.

The **CCR** on **SB 176** was adopted upon motion of Senator Wolfe.

SB 176, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnston, Keating, Kilpatrick, Lamb, Luton, McCune, McDaniel, Murphy, Nickles, Pierce, Randle, Smith, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—32.

Nay: Birdsong, Boatner, Howell, Johnson, Landis, Lane, Martin, Miller, Rozell, Schuelein and Vann.—11.

Excused: Field, Giles, Keller, Porter and Stipe.—5.

The bill and emergency passed.

SB 176, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1274** was called up for consideration.

The **CCR** on **HB 1274** was adopted upon motion of Senator York.

HB 1274, as amended in Conference, was read at length.

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

Aye: Birdsong, Cain, Cate, Clifton, Crow, Crutcher, Cummins, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, Martin, Murphy, Randle, Rozell, Smith, Terrill, Tinsley, Wolfe, York and Young.—25.

Nay: Berrong, Boatner, Capps, Combs, Cullison, Dahl, Green, Johnson, Landis, McCune, McDaniel, Miller, Nickles, Pierce, Schuelein, Taliaferro, Vann and Watson.—18.

Excused: Field, Giles, Keller, Porter and Stipe.—5.

The bill passed.

HB 1274, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1298** was called up for consideration.

The **CCR** on **HB 1298** was adopted upon motion of Senator Howell.

HB 1298, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Boatner.—1.

Excused: Field, Giles, Howard, Keller, Porter and Stipe.—6.

The bill passed.

HB 1298, 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 76,** and naming same House Conferees.

CHANGE IN CONFEREES

President Pro Tempore Howard announced the following Conferee change on **SB 76:** Senators Luton, Birdsong and Wolfe to replace Senators Stipe, Luton and Keller.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1113** was called up for consideration.

The **CCR** on **HB 1113** was adopted upon motion of Senator Crutcher.

HB 1113, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, John-

ston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Field, Giles, Keller, Porter and Stipe.—5.

The bill passed.

HB 1113, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 121** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 121,** entitled:

(Conservation Commission — Appropriation — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment Nos. 1 through 12.

2. That the attached Conference Committee Substitute for Engrossed Senate Bill No. **121** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 121** were distributed to all Senators.)

Senate Conferees: Boatner, Vice-Chairman, Dahl, Johnson, Martin, Randle, Rozell, Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Atkins.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 124** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 124,** entitled:

(Cancelled Warrants — Appropriation — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendments Nos. 1 and 2.

2. That the attached Conference Committee Substitute for **SB 124** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 124** were distributed to all Senators.)

Senate Conferees: Boatner, Vice-Chairman, Dahl, Johnson. Martin, Randle, Rozell, Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Atkins.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 174** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed Senate Bill No. **174** by Stipe of the Senate and Baughman and Davis (Don) of the House, entitled:

An Act relating to the Oklahoma Tax Commission; amending Sections 4, 5 and 6 of Enrolled House Bill No. 1548 of the 2nd Session of the 36th Oklahoma Legislature *** providing severability; 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 the same with the following recommendations:

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 174** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Stipe, Crow and Howard.

FOR THE HOUSE: Stephenson and Murphy.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 178** was read.

Mr. President
and
Mr. Speaker:

We, your Conference Committee to whom was referred Engrossed Senate Bill No. **178,** and Engrossed House Amendments thereto, by Stipe, Dahl and Howard of the Senate and Kerr of the House, entitled:

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 2355, as last amended *** and 2358, as last amended *** allowing certain adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income including certain cost of living adjustments *** 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:

The Joint Conference Committee on Revenue could not reach an agreement.

Respectfully submitted,

FOR THE SENATE: Stipe, Tinsley, Dahl, Terrill and Schuelein.

FOR THE HOUSE: Draper, Fitzgibbon, Willis, Dunn, Fried and Davis (Don).

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 196** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill No. **196** by Stipe of the Senate and Elder of the House, entitled:

(Workers' Compensation — Amending 85 O.S. 1971, Section 131b — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all their amendments.

2. That the following Conference Committee amendment be adopted:

a. Restore the Title to read as follows:

"An Act relating to workers' compensation; amending 85 O.S. 1971, Section 131b; providing for a State Insurance Fund Commissioner; setting qualifications; and declaring an emergency."

Respectfully submitted,

FOR THE SENATE: Stipe and Luton.

FOR THE HOUSE: Lawter and Twidwell.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 310** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 310** by Terrill, Watson, Dahl and Howell of the Senate and Craighead, et al, of the House, entitled:

An Act relating to the Physician Manpower Training Commission *** and directing codification.

together with Engrossed House Amendments thereto, 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 accept House Amendment No. 1.

2. That the following Conference Committee amendment be adopted:

Page 3, Line 6 by adding a new Section 2 to read as follows:

"SECTION 2. Section 6, Chapter 271, O.S.L. 1975, as amended by Section 6, Chapter 220, O.S.L. 1977 (70 O.S. Supp. 1978, Section 697.6), is amended to read as follows:

Section 697.6 Funds appropriated to carry out the provisions of this act shall be allocated so that not less than the following percentage of participating INTERNS AND residents will be located outside Oklahoma City and Tulsa.

PERIOD		PERCENTAGE
[1975	**1976**	**5%**
1976	**1977**	**15%**
1977	**1978**	**20%**
1978	**1979**	**30%]**
1979	1980	**[40%]** 20%
1980	1981	25%
1981	1982	30%

3. Amend Title: Line 16½, after "1976" insert "AND SECTION 6, CHAPTER 271, O.S.L., 1975, AS AMENDED BY SECTION 6, CHAPTER 220, O.S.L. 1977)" and on Line 17, after "697.2" add "AND 697.6"; and on Line 21, after "RECIPIENT" insert: "MODIFYING PROVISIONS FOR ALLOCATION OF APPROPRIATED FUNDS TO PROVIDE FOR PHYSICIAN MANPOWER DISTRIBUTION IN THE STATE."

Respectfully submitted,

FOR THE SENATE: Terrill, Watson and Randle.

FOR THE HOUSE: Craighead, Deatherage and Thompson (Mick).

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 Kilpatrick, advised and consented to the confirmation of RONALD L. COLLIER, Del City, as a member of the Board of Regents of Oscar Rose Junior College to serve a 7-year term ending July 1, 1985. Mr. Collier succeeds J. B. Estes.

The Senate, in executive session, and upon motion of Senator Taliaferro, advised and consented to the confirmation of C. M. HAWKINS, Jr., Lawton, as Chairman of the Police Committee of the Oklahoma Crime Commission, to serve at the pleasure of the Governor. Mr. Hawkins succeeds George Wayman.

The Senate, in executive session, and upon motion of Senator Cain, advised and consented to the confirmation of TOM HEGGY, Oklahoma City, as Chairman of the Executive Committee of the Oklahoma Crime Commission, to serve at the pleasure of the Governor. Mr. Heggy succeeds J. C. Miller.

The Senate, in executive session, and upon motion of Senator Berrong, advised and consented to the confirmation of R. G. JOHNSON, Clinton, as a member of the Oklahoma Water Resources Board, to serve a 7-year term ending May 14, 1986. Mr. Johnson succeeds Dan Arch King.

The Senate, in executive session, and upon motion of Senator Murphy, advised and consented to the confirmation of JAMES C. LANGLEY, Stillwater, as Chairman of the Juvenile Delinquency Committee of the Oklahoma Crime Commission, to serve at the pleasure of the Governor. Mr. Langley succeeds himself.

The Senate, in executive session, and upon motion of Senator Green, advised and consented to the confirmation of JOHN W. McCUNE, Tulsa, as Chairman of the Corrections Committee of the Oklahoma Crime Commission to serve at the pleasure of the Governor. Mr. McCune succeeds himself.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1034.**

HCR 1034 — By Shurden, Gray, Bengtson and Wilson.

A Concurrent Resolution memorializing the President and Congress of the United States to end forced bussing during the fuel crisis; and directing distribution.

RESOLUTION REFERRED

The Chair ruled that **HCR 1034** be referred to the Committee on Rules, as coauthored by Nickles.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, May 30, 1979, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 6:15 p.m. to meet Wednesday, May 30, 1979, at 1:30 p.m.

Eighty-sixth Legislative Day

Wednesday, May 30, 1979

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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Field, Giles, Johnston, Keller, Porter and Stipe.—6.

Senator Luton declared a quorum present.

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

O Lord God, make us brave enough to face our faults, honest enough to acknowledge them, and strong enough to fight them. We think of many things each day, but so many of our interests are useless or unimportant. Impart to us the generosity and strength to make definite resolutions against definite faults. May we never be so selfish as to stop trying to please Thee more each day. O dear Lord, if our faults remain firm may our efforts to overcome them be stronger and valiant. With Your love in our hearts and minds may we become each day better persons in Thy service and in loving service to our fellow men. We ask this in Christ's name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Lane introduced Florence Harrison, R.N., Idabel, as the Nurse of the Day.

Senator Keating introduced his daughter, Carrie, and asked unanimous consent, which was granted, that she be named honorary Senator Young for the day.

FIRST READING

The following was introduced and read the first time.

SB 349 — By Schuelein.

An Act relating to criminal procedure; providing for reimbursement of certain costs by a convicted defendant; providing time and method of payment of fines and costs; making provisions in event of nonpayment of fines or costs; repealing 22 O.S.

1971, Section 983; directing codification; and establishing the effective date.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 94 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 31 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 53 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 30, 1979, of Enrolled **SBs 17, 98, 153, 180** and **335.**

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1113, 1135, 1274, 1298** and **1345.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1177** was called up for consideration.

The **CCR** on **HB 1177** was adopted upon motion of Senator Crow.

HB 1177, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—36.

Nay: Berrong, Boatner, Landis, Schuelein and Taliaferro.—5.

Excused: Field, Giles, Johnston, Keller, McDaniel, Porter and Stipe.—7.

The Chair advised the Senate that Senator McDaniel, having been present in the Chamber during the vote on **HB 1177,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 36. Nay: 6. Excused: 6.

The bill and emergency passed.

HB 1177, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senators Porter, Giles, Field and Johnston asked to be shown present, which was the order.

SPECIAL INTRODUCTION

Senator Crow introduced Mr. Dean A. McGee, Oklahoma City, and asked unanimous consent, which was granted, that Mr. McGee be granted privileges of the floor to receive a copy of Enrolled **SR 53.** Senator Crow asked that **SR 53** be read at length (shown in full, Page 993).

Mr. McGee accepted the Resolution and addressed the members, expressing gratitude for being so honored by the Oklahoma State Senate.

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 111.**

The above numbered Bill as amended in Conference was referred for enrollment.

RESOLUTION

Senator Howard introduced **SR 54.**

Senator Howard asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 54.**

SR 54, as coauthored, was read at length as follows, adopted upon motion of Senator Howard, and ordered referred for enrollment.

SR 54 — By Howard, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution honoring Leon B. Field; praising his services to Oklahoma; and expressing the affection of the Oklahoma State Senate.

WHEREAS, Leon B. Field was born in St. Augustine County, Texas, in 1902, moving to Grady County, Oklahoma, in 1920, graduating from Chickasha High School in 1920; and

WHEREAS, Leon B. Field enrolled at Panhandle A & M College at Goodwell, Oklahoma, in 1922, thus beginning a long and fruitful association with that institution; and

WHEREAS, Leon B. Field began teaching and coaching at Texhoma, Oklahoma, in 1926, while attending Panhandle, doing so until 1930, at which time he returned to Panhandle to receive his degree, teaching industrial arts and coaching football, basketball, baseball and track; and

WHEREAS, after receiving his bachelor's degree in 1931, he continued to teach and coach at Panhandle until 1935, when he returned to Texhoma as superintendent of schools; and

WHEREAS, his success in every aspect of life was signalled by the fact that his Texhoma team won the High Plains football championship three times; and

WHEREAS, he embarked on a lifelong career in the insurance business in 1941 in Texhoma; and

WHEREAS, his public service career began shortly thereafter, when Governor Robert S. Kerr appointed him to the State Board of Agriculture, a position he held with distinction for three years; and

WHEREAS, Leon B. Field was elected to the House of Representatives of the State of Oklahoma in 1946 and again two years later; and

WHEREAS, Leon B. Field began his most noted life of public service in 1950, when he was elected to the State Senate, in which he continues to serve until this day, having served with distinction as Assistant Majority Floor Leader in 1953 and Majority Floor Leader in 1961 and 1964; and

WHEREAS, Senator Field's 34 years in the Legislature is the longest tenure in the history of Oklahoma, having been estab-

lished by winning every election, four times without opposition, characterized by service in the Senate on virtually every committee, including the Wildlife Committee every single session; and

WHEREAS, Senator Field has been instrumental in passage of the Agricultural Code, Wildlife Code and Insurance Code; and

WHEREAS, Leon B. Field, Dean of the Senate, has announced that this will be his last term in the Senate.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. Leon B. Field, Dean of the Oklahoma Senate, is hereby commended for his more than three decades of gentlemanly and dedicated service to the citizens of Oklahoma in the State Legislature.

SECTION 2. The Senate wishes only the very best fishing and hunting for Senator Leon B. Field in his retirement from public life.

SECTION 3. The Senate expresses its past, present and future affection for its friend, a man who shall always be remembered affectionately as "Mule," a term of endearment that characterizes his stubbornness of character when fighting for those virtues in which he believes.

SPECIAL PRESENTATION

Senator Howard, on behalf of all members of the Senate, addressed Senator Field and presented the distinguished Dean of the Senate with an engraved copy of Enrolled **SR 54** etched on copper, noting his accomplishments in a long and noted political career as a fine Oklahoma statesman.

Senator Field accepted the plaque with gratitude and expressed his deep fondness for each member of the Senate.

Senator Cate presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 310** was called up for consideration.

The **CCR** on **SB 310** was adopted upon motion of Senator Terrill.

SB 310, 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Crow, Howell, Keller and Stipe.—4.

The bill passed.

SB 310, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CHANGE IN CONFEREE

President Pro Tempore Howard announced the following Conferee change on **SB 280:** Remove Senator Lamb and replace with Senator Randle.

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 1138** and **HB 1163** (2nd **CCR**).

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1138** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1138,** entitled:

(Physician Manpower Training Commission — Appropriations — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House accept Engrossed Senate Amendment Nos. 1, 2 and 3.

2. That the following Conference Committee Amendments be adopted:

(a) Page 1, Restore the 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; establishing funding maximum for certain residency and internship positions and providing exemption from restrictions of certain legislation; specifying eligibility requirement for hospital or clinic to receive funds; providing for appointment, duties and compensation of employees; limiting Executive Director's salary; limiting number of employees; limiting expenditures for salaries and wages; providing lapse dates; providing severability; and declaring an emergency."

(b) Page 3, Lines 20-22, by deleting the present Section 9 and inserting in lieu thereof a new Section 9 to read as follows:

"SECTION 9. The residencies and internships supported by Sections 6, 7 and 8 of this act shall be funded at not to exceed Fourteen Thousand Dollars ($14,000.00) per residency or internship position and shall not be subject to the restrictions of Section 697.2 of Title 70 of the Oklahoma Statutes."

(c) Page 3, Section 10, Lines 27-28, by deleting the word "priority" on Line 27 and inserting in lieu thereof the word "special" and by inserting a period (.) after the word positions on Line 28 and striking all remaining language on Line 28.

(d) Page 4, Section 12, Line 9, by deleting the words and figures "Sections 1, 6, 7 and 8" and inserting in lieu thereof the word and figure "Section 1".

(e) Page 4, Section 12, Line 14, by deleting the word and figure "and 5" and inserting in lieu thereof the word and figures ", 5, 6, 7 and 8".

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Murphy, Stephenson, Steward, Weichel, Whorton and Atkins.

Senate Conferees: Cate, Dahl, Johnson, Martin, Randle, Rozell, York, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **HB 1163** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1163,** entitled:

(State Board for Property and Casualty Rates — Appropriation — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House accept Engrossed Senate Amendment No. 1.

2. That Engrossed Senate Amendment No. 1 be amended as follows:

(a) Page 1, Lines 15-22, by amending the Title to read as follows:

"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; designating maximum salaries of Board members; limiting number of employees; 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."

(b) Page 1, Line 26, by restoring the Enacting Clause.

(c) Page 1, Section 1, Lines 31-32, by deleting the words and figures "Two Hundred Ten Thousand Nine Hundred Thirty-five Dollars ($210,935.00)" and by substituting in lieu thereof the words and figures "One Hundred Ninety-four Thousand Nine Hundred Thirty-five Dollars ($194,935.00)".

(d) Page 2, Section 2, Line 5, by deleting the word and figure "nine (9)" and by substituting in lieu thereof the word and figure "eight (8)".

(e) Page 2, Section 2, Line 3, by adding after the period (.) and before the word "The", the following language: "The salary of the Secretary-Member shall not exceed Eighteen Thousand Five Hundred Dollars ($18,500.00), per annum, payable monthly and the salary of the other board member shall not exceed Seventeen Thousand Five Hundred Dollars ($17,500.00), per annum, payable monthly."

(f) Page 2, Section 2, Lines 9-10, by deleting the words and figures "One Hundred Forty-one Thousand Six Hundred Ninety Dollars ($141,690.00)" and by substituting in lieu thereof the words and figures "One Hundred Twenty-eight Thousand Six Hundred Ninety Dollars ($128,690.00)".

(g) Page 2, Section 3, Lines 12-35 and Page 3, Section 3, Lines 1-35 and Page 4, Section 3, Lines 1-21, by deleting Section 3 entirely, renumber the current Section 4 to read "Section 3" and renumber succeeding sections accordingly.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Murphy, Stephenson, Steward, Weichel, Whorton and Atkins.

Senate Conferees: Cate, Dahl, Johnson, Martin, Randle, Rozell, York, Terrill, Tinsley, Vann, Watson and Combs.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1313** was called up for consideration.

The **CCR** on **HB 1313** was adopted upon motion of Senator Terrill.

HB 1313, 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, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Crow, Howell, Keller and Stipe.—4.

The bill passed.

HB 1313, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Boatner presiding.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 243** was read and adopted upon motion of Senator Smith.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 243** by Luton, et al, of the Senate and Elder, et al, of the House, entitled:

An Act relating to insurance *** 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 the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 243** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Luton, Smith, Birdsong, Clifton and Crutcher.

FOR THE HOUSE: Stephenson, Harper and Dunn.

PENDING CONSIDERATION OF CCR

SB 243, 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, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Schuelein, Smith, Taliaferro, Watson, Wolfe, York and Young.—36.

Nay: Cate, Crow, McCune, Nickles, Pierce, Terrill and Vann.—7.

Excused: Howard, Keller, Rozell, Stipe and Tinsley.—5.

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: 37. Nay: 6. Excused: 5.

The emergency passed.

SB 243, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1504** was called up for consideration.

The **CCR** on **HB 1504** was adopted upon motion of Senator Clifton.

HB 1504, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—41.

Excused: Howard, Howell, Keller, Lane, Rozell, Stipe and Tinsley.—7.

The Chair advised the Senate that Senator Lane, having been present in the Chamber during the vote on **HB 1504,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 41. Nay: 1. Excused: 6.

The bill passed.

Senator Lane 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 1504, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 94.**

The above numbered Enrolled Bill was referred to the Governor.

Advising the signing of and returning Enrolled **SCR 31.**

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

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 25** was read.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 25** by McDaniel and Capps of the Senate and Hooper, Johnson (Don), of the House, entitled:

(Waters and Water Rights — Effective Date).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same, under Joint Rule 10(g), and advise that the conferees have been unable to reach agreement.

Respectfully submitted,

FOR THE SENATE: McDaniel, Capps and Tinsley.

FOR THE HOUSE: Hooper, Johnson (Don) and Willis.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 108** was read and adopted upon motion of Senator Crow.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 108,** entitled:

(Oklahoma Department of Public Safety — Appropriations — Amending 47 O.S., Sections 2-130, et al — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 108** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Atkins.

PENDING CONSIDERATION OF CCR

SB 108, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—40.

Nay: Boatner.—1.

Excused: Howard, Howell, Keller, Rozell, Smith, Stipe and Tinsley.—7.

The bill passed.

Senator Boatner 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 108, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 121** was called up for consideration.

Senators Berrong and Field asked to be named coauthors of **SB 121,** which was the order.

The **CCR** on **SB 121** was adopted upon motion of Senator Crow.

SB 121, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—40.

Nay: Lamb.—1.

Excused: Howard, Howell, Keller, Rozell, Smith, Stipe and Tinsley.—7.

The bill and emergency passed.

SB 121, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising that the signing and Fourth Reading of Enrolled **SB 62** has been rescinded; that the vote has been reconsidered by which the Conference Committee Report was adopted; that the Conference Committee Report has been rejected and further conference is requested thereon, naming same Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 124** was called up for consideration.

The **CCR** on **SB 124** was adopted upon motion of Senator Crow.

SB 124, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—42.

Excused: Howard, Howell, Keller, Rozell, Stipe and Tinsley.—6.

The bill and emergency passed.

SB 124, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **CCRs** to Engrossed **HBs 1100** and **1436,** requesting further Conference and naming same Conferees.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1372,** requesting further Conference and naming same Conferees with the following exception: Remove Twidwell and add Davis (Guy).

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 84** was read and adopted upon motion of Senator Crow.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 84,** entitled:

An Act relating to the Oklahoma State Legislature 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 the same with the following recommendations:

1. That the House recede from House Amendment No. 1.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 84** were presented to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Murphy, Stephenson, Steward, Weichel, Whorton and Atkins.

PENDING CONSIDERATION OF CCR

SB 84, as amended in Conference, was read at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Giles, Green, Howell, Johnson, Lane, Luton, McDaniel, Martin, Miller, Porter, Randle, Schuelein, Smith, Taliaferro, Terrill, Wolfe and York.—26.

Nay: Berrong, Birdsong, Crutcher, Dahl, Johnston, Keating, Kilpatrick, Lamb, Landis, McCune, Murphy, Nickles, Pierce, Watson and Young.—15.

Excused: Field, Howard, Keller, Rozell, Stipe, Tinsley and Vann.—7.

The Chair advised the Senate that Senator Field, having been present in the Chamber during the vote on **SB 84,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 26. Nay: 16. Excused: 6.

The bill passed.

Senators Birdsong, Dahl, Landis, Johnston, Crutcher and Field 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 84, together with the Conference Committee Report thereon, was ordered transmitted 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 **HB 1436** was ordered granted, President Pro Tempore Howard appointing the same Senate Conferees.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 176,** requesting further Conference and

naming same Conferees with instructions as follows:

1. That the present Section 4 be deleted from the bill.

2. That the Conferees be instructed to refuse to adopt any Conference Committee Report unless it contains a new Section 4 to read as follows:

"A County Clerk may release over the telephone any information requested from files that are open to public inspection within the county clerk's office. There may be a fee not to exceed Three Dollars ($3.00) for each individual phone request answered over the telephone. The provisions of this section shall also apply to any Uniform Commercial Code Information requested. For the purposes of this act, an 'individual phone request answered,' is defined as the release by telephone of all information pertinent to any one individual. 'Individual' includes husband and wife."

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 214** was read and adopted upon motion of Senator Taliaferro.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 214** by Taliaferro of the Senate and Glover and Hill of the House, entitled:

An Act relating to stream water use; providing for the reservation of unappropriated stream water for agricultural purposes *** effective date.

together with Engrossed House Amendments thereto, 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 accept House Amendments 2 and 3.

2. That the House recede from Amendment 1.

3. That the following Conference Committee amendment be adopted:

a. Amend Page 1, Line 16, after the word "water" by inserting the words "west of the Indian Meridian Line".

Respectfully submitted,

FOR THE SENATE: Taliaferro and Giles.

FOR THE HOUSE: Glover, Kane and Willis.

PENDING CONSIDERATION OF CCR

SB 214, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Taliaferro, Terrill, Watson, Wolfe and York.—40.

Nay: Keating, Luton and Young.—3.

Excused: Keller, Rozell, Stipe, Tinsley and Vann.—5.

The bill passed.

SB 214, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

ANNOUNCEMENT

Senator Crow announced that the members of the General Conference Committee on Appropriations would meet in the President Pro Tempore's office and be shown as excused on this legislative day.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 234** was read and adopted upon motion of Senator Murphy.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 234** by Murphy and Cain of the Senate and McCorkell of the House, entitled:

An Act relating to children *** and stating an effective date.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 234** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Murphy, Cain and Randle.

FOR THE HOUSE: McCorkell, Kerr and Fried.

PENDING CONSIDERATION OF CCR

Senator Lamb presiding.

SB 234, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—41.

Nay: Boatner.—1.

Excused: Johnston, Keller, Porter, Rozell, Stipe and Tinsley.—6.

The bill passed.

SB 234, 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 **HB 1377** and **HB 1505.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1377** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1377,** and Engrossed Senate Amendments thereto, by Deatherage and Draper of the House and Cate and Murphy of the Senate, entitled:

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 291, as amended *** and Sections 4, 8 and 9, Chapter 123, O.S.L. 1972, as last amended *** (74 O.S. Supp. 1978, Sections 291, 500.4, 500.8 and 500.9); regulating travel of state officials and employees under certain provisions of state travel reimbursement act *** and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the Senate recede from Engrossed Amendments Nos. 1 and 2.

2. That the Conference Committee Substitute for Engrossed House Bill No. **1377,** attached, be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1377** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Deatherage, Davis (Guy) and Draper.

FOR THE SENATE: Cate, Crow and Luton.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1505** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1505,** and Engrossed Senate Amendments thereto, by Henry, et al, of the House and Clifton and Cain of the Senate, entitled:

An Act relating to probate procedure; amending 58 O.S. 1971, Sections 382, 384, as amended by Section 2, Chapter 139, O.S.L. 1976, 387, 388, 412 *** and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from Amendment No. 1 and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1505** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Henry, Davis (Frank) and Winn.

FOR THE SENATE: Clifton, Wolfe and Lamb.

MESSAGE FROM THE HOUSE

Advising the Conference Committees on Engrossed **HBs 1436** and **1460** have reported pursuant to Joint Rule 10(g) that the Conferees have been unable to reach an agreement.

GENERAL ORDER

HJR 1036 by Mentzer and Wilson of the House and Wolfe of the Senate was read and considered.

Senator Wolfe asked unanimous consent, which was granted, that further consideration of **HJR 1036** be deferred temporarily.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1138** was called up for consideration.

The **CCR** on **HB 1138** was adopted upon motion of Senator Crow.

HB 1138, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe and Young.—39.

Excused: Howell, Keller, Landis, McDaniel, Porter, Rozell, Stipe, Tinsley and York.—9.

The Chair advised the Senate that Senator Landis, having been present in the Chamber during the vote on **HB 1138,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 39. Nay: 1. Excused: 8.

The bill passed.

Senator Landis 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 1138, 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 215** (2nd **CCR**), as co-authored by Townsend (Emergency failed).

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1163** was called up for consideration.

The **CCR** on **HB 1163** was adopted upon motion of Senator Crow.

HB 1163, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, John-

ston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—42.

Excused: Field, Keller, Porter, Rozell, Stipe and Tinsley.—6.

The bill and emergency passed.

HB 1163, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HJR 1036 was considered further.

Senator Wolfe moved to amend **HJR 1036,** Page 7, Line 9, by adding a new Section 10 to read as follows:

"Section 10. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

, which amendment was declared adopted.

Upon motion of Senator Wolfe, **HJR 1036,** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **HJR 1036,** as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1036 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—43.

Excused: Keller, Porter, Rozell, Stipe and Tinsley.—5.

The resolution and emergency passed.

HJR 1036 was referred for engrossment.

PENDING SENATE ACTION ON HAs

Upon motion of Senator Crow, **HAs** to **SB 118** were rejected and conference requested, said bill to be referred to GCCA.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 118,** and referring same to GCCA.

CHANGE IN CONFEREES

President Pro Tempore Howard announced the following change in conferees on **SB 188:** Remove Senators Stipe and Keller and replace with Senators Wolfe and Birdsong.

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 248** and **SB 299.**

The above numbered Bills as amended in Conference were referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 280** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 280** by Terrill and Clifton of the Senate and Holt, Davis (Guy) and Kelly of the House, entitled:

(Schools — Amending 70 O.S., Section 6-104 — Sick leave — Emergency leave — Business leave).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate concur in engrossed House Amendments 1, 2 and 3.

2. That the following Conference Committee amendments be adopted:

a. Page 1, Section 1, Line 30 by deleting before the word "ten" and after the word "for", the words "not to exceed" and inserting in lieu thereof the following: "the number of days of accumulated sick leave of that teacher. Each teacher shall accumulate sick leave at the rate of".

b. Page 2, Section 1, Line 3 by inserting before the word "Unused" and after the word "noncumulative." and the engrossed House Amendment No. 2, the following: "In those school districts which negotiate in accordance with Section 509.1 et seq. of this title, the number of days of personal business leave to be granted by the school district shall be a negotiable item, notwithstanding the provisions of this section."

c. Restore the Title, as follows:

"An Act relating to schools; amending 70 O.S. 1971, Section 6-104, as last amended by Section 1, Chapter 240, O.S.L. 1977 (70 O.S. Supp. 1978, Section 6-104); reenacting certain provisions for sick leave, emergency leave, sick leave and medical benefits, and jury service; requiring school districts to provide for personal business leave for teachers; specifying maximum number of days per year of sick leave, emergency leave, and personal business leave of certain school personnel, with exceptions; mandating sick leave be accumulative up to maximum numbers of days; and, mandating teacher accumulated sick leave be transferable."

3. Page 2, Line 29 by changing the word and figures "thirty (30)" to the word and figure "sixty (60)".

Respectfully submitted,

FOR THE SENATE: Terrill and Randle.

FOR THE HOUSE: Holt, Abbott and Elder.

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 Lamb presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Keating, acting on behalf of Senator Randle, advised and consented to the confirmation of SID ANDERSON, Tulsa, as a member of the

Libraries Board, to serve an unexpired term ending July 1, 1981. Mr. Anderson succeeds Flossie Winesberry.

The Senate, in executive session, and upon motion of Senator Dahl, advised and consented to the confirmation of BILL JOE CULVER, Pawhuska, as a member of the Oklahoma Conservation Commission, District 3, to serve a 5-year term ending June 30, 1983. Mr. Culver succeeds himself.

The Senate, in executive session, and upon motion of Senator Cummins, advised and consented to the confirmation of PAUL FREEMAN, Broken Arrow, as a member of the War Veterans Commission of Oklahoma, to serve a 3-year term ending July 1, 1981. Mr. Freeman succeeds himself.

The Senate, in executive session, and upon motion of Senator Johnson, advised and consented to the confirmation of GLEN KEY, Poteau, as a member of the Carl Albert Memorial Commission, to serve a 5-year term ending June 16, 1984. Mr. Key succeeds himself.

The Senate, in executive session, and upon motion of Senator Murphy, advised and consented to the confirmation of VERNON LANGLEY, Stillwater, as a member of the Police Pension and Retirement Board, to serve a 3-year term ending July 1, 1981. Mr. Langley succeeds himself.

The Senate, in executive session, and upon motion of Senator Dahl, advised and consented to the confirmation of BYRA McCLELLAN, Guthrie, as a member of the Libraries Board, to serve a 6-year term ending July 1, 1984. Ms. McClellan succeeds Carlotta Fruin.

The Senate, in executive session, and upon motion of Senator Lamb, advised and consented to the confirmation of JOHN B. McMILLEN, Enid, as a member of the State Board of Mental Health, to serve an unexpired term ending December 31, 1981. Mr. McMillen succeeds Katherine Sappington.

The Senate, in executive session, and upon motion of Senator Young, advised and consented to the confirmation of COLEMAN NOLEN, Okemah, as a member of the War Veterans Commission of Oklahoma, to serve a 3-year term ending July 1, 1981. Mr. Nolen succeeds himself.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of MICHAEL C. TURPEN, Muskogee, as Vice Chairman of the Executive Committee of the Crime Commission, to serve at the pleasure of the Governor. This is an original appointment.

The Senate, in executive session, and upon motion of Senator Johnson, advised and consented to the confirmation of PAUL SCROGGINS, Poteau, as a member of the Oklahoma State Mining Board, to serve a 4-year term ending April 19, 1983. Mr. Scroggins succeeds Teddy Parker.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, May 31, 1979, at 10:00 a m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:15 p.m. to meet Thursday, May 31, 1979, at 10:00 a.m.

Eighty-seventh Legislative Day

Thursday, May 31, 1979

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Johnston, Keller, Lane, Porter and Smith.—5.

Senator Crow declared a quorum present.

The remarks of Reverend Scagnelli and the prayer were incorporated into the Journal upon request of Senators Murphy and Cain, as follows:

Of all the New Testament writers, it is St. John who most often uses the words, "truth" and "true." Truth excludes deceit and error; it always implies a correspondence between the visible and the invisible; it has a certain divinity about it, a suggestion of God. The Holy Ghost is the Spirit of Truth. Christ says, "I am the Truth." The faithful disciple loves and practices truth. On the other hand, the devil is the father of lies; whatever is evil and sinful is untrue.

Painters, watchmakers, seamen, astronomers, show how much the faculty of sight may be influenced by training. The power of moral vision, too, may be cultivated; and, also, it may be monstrously abused. A fine character searches for truth eagerly, recognizes it willingly, abides heroically by its consequences. Cowards and liars, who shrink from danger, refuse to face unpleasant truths. These are the kind of persons that we do not trust or respect. We never like to see a child fall under their demoralizing influence.

One's attitude toward truth classes one as noble or ignoble. If I resent being told of my faults, and refuse to look at them; if I do not care to see myself as others see me, if I close my eyes to the fine qualities and good deeds of persons I dislike, I am not a servant of truth. This is a point about which I should examine myself. Am I always loyal to truth in my acknowledgment of my faults, my weakness, my blundering? How fine a training school in the virtue of truth, is the daily practice of honest self-examination. In making that examination I should try hard to be strictly objective, impersonal, realistic: I should strive hard to see myself as God sees me. If I do this, then I shall live and die a true child of God.

O, Heavenly Father, there are no words to describe the grandeur and glory which await those who follow Your holy Will in their daily life. That is why You never tried to tell us what it is like. When we enter into Your glorious Heaven, we too will say with St. Paul that no eye on earth has ever seen, no ear has ever heard, nor has anyone in this world even imagined what You have prepared for Your loyal followers. Yes, no matter what suffering we may endure in this life, these sufferings will never be great enough to earn the smallest joy of Heaven. Grant us the wisdom to keep our eyes on that goal, so that we may never become discouraged or cowardly in life's daily battle. Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Taliaferro introduced his wife, Elaine.

Senator Watson introduced B. J. Matter, M.D., Edmond, as the Doctor of the Day.

SECOND READING

The following was read the second time and referred to the committee indicated.

SB 349 — Public Safety and Penal Affairs.

Senator Crow presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 174** was called up for consideration.

The **CCR** on **SB 174** was adopted upon motion of Senator Stipe.

SB 174, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—35.

Nay: Crutcher, Landis, Pierce, Wolfe and Young.—5.

Excused: Berrong, Cate, Green, Keller, Lane, Porter, Smith and Terrill.—8.

The Chair advised the Senate that Senators Berrong and Green, having been present in the Chamber during the vote on **SB 174,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 35. Nay: 7. Excused: 6.

The bill passed.

Senators Berrong and Green 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.

SB 174, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 38.**

The above numbered Resolution was referred for enrollment.

Senators Lane, Smith and Johnston asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1138, 1163, 1177, 1313** and **1504.**

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 138.**

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conferences was ordered granted on the following bills, President Pro Tempore Howard naming same Senate Conferees: **SBs 62** and **176; HBs 1100** and **1372.**

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 160,** as amended and coauthored, and advising that the House has voted to suspend the provisions of Joint Rule 17 as they relate to **SB 160,** thereby exempting said measure from all cutoff dates in the House.

Authors: Add the following coauthor: Gray of the House.

Amendment No. 1. Amend Page 1, Line 25, after the word ''serve'' and before the word ''ex officio'' by inserting the words ''as an'' and after the word ''ex officio'' by deleting the words ''as a NONVOTING''.

Amendment No. 2. Amend Page 2, Line 17, after the word ''Commission'' and before the word ''shall'' by restoring the stricken words ''excluding the'' and inserting the word ''Governor'' in lieu of the stricken word ''Chairman''.

RESOLUTION

Senator McCune introduced **SR 55.**

Senator McCune asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 55.**

SR 55, as coauthored, was read at length as follows, adopted upon motion of Senator McCune and ordered referred for enrollment.

SR 55 — By McCune, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution praising Ruth Smith for over forty years of service to the State; expressing sadness over her retirement; and directing distribution.

WHEREAS, Ruth Smith will be retiring this year as Chief Clerk for the State Senate; and

WHEREAS, Ruth Smith has devoted over forty years of her life to serving the

state, first for the Oklahoma Tax Commission, then for the State Legislative Council, and finally for the State Senate; and

WHEREAS, through Ruth Smith's unselfish service, state government functioned more efficiently in the interests of the public; and

WHEREAS, Mrs. Smith was able during this period of time to raise two children and be active in community affairs.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. Ruth Smith is hereby praised for her many accomplishments and devoted service to the State of Oklahoma. Her retirement this year will represent a significant loss to the State Legislature, and cause sadness among those who appreciated her work.

SECTION 2. A copy of this Resolution shall be transmitted to Ruth Smith.

SPECIAL PRESENTATION

Senator McCune was recognized and asked unanimous consent, which was granted, that the family of Ruth Smith, her husband, Harvey W. Smith, daughter, Janet Sprouse and son, Douglas N. Smith, be allowed privileges of the floor for a presentation to Mrs. Smith.

Ruth was escorted to the floor to receive a copy of Enrolled Senate Resolution **55** and expressed her gratitude for being so honored.

An orchid corsage was also presented to Ruth.

Senator Luton moved that the Senate stand recessed until 11:00 a.m., and announced that a small reception in the Roy E. Grantham Lounge would be held to further honor Mrs. Smith, which was the order.

The Senate reassembled in its Chamber with Senator Watson presiding.

Senator Luton questioned a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Watson presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 1036 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 111, 215, 248 and **299** and **SJR 38** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 54 and **55** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

CONFERENCE COMMITTEE REPORT

The following 3rd **CCR** on **SB 62** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 62** by Green of the Senate and Sanders of the House, entitled:

An Act relating to corporate and partnership fees *** and providing an effective date; 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 the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 62** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Green, Clifton and Cate.

FOR THE HOUSE: Sanders, Elder and Steward.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1505** was called up for consideration.

The **CCR** on **HB 1505** was adopted upon motion of Senator Clifton.

HB 1505, 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—40.

Nay: Boatner.—1.

Excused: Cate, Field, Howard, Keller, Porter, Stipe and York.—7.

The bill and emergency passed.

HB 1505, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 104** was read and adopted upon motion of Senator Boatner.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 104,** entitled:

(State Department of Health — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 104** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson and Combs.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

PENDING CONSIDERATION OF CCR

SB 104, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howard, Keller, Porter and Stipe.—4.

The bill and emergency passed.

SB 104, 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 **HB 1132; HB 1133; HB 1402,** as coauthored by Johnson (A.V.) and Baughman; and **HB 1493.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1132** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1132,** entitled:

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 *** 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 the same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments Nos. 1, 2, 3, 4, 5 and 6.

2. That the Conference Committee Substitute for Engrossed House Bill No. **1132,** attached, be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1132** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell,

Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1133** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1133,** entitled:

An Act relating to courts; making appropriations to the Office of District Courts and 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 the 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 House Bill **1133** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1133** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1402** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1402,** entitled:

(Elections — Compensation — Amending Sections in Title 26 — Effective date — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the attached Conference Committee Substitute be adopted.

Coauthored by Johnson (A.V.) and Baughman of the House.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1402** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Caldwell, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell,

Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1493** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1493,** and Engrossed Senate Amendments thereto, by Twidwell, Elder, et al, of the House and Murphy, Berrong, Keller and Luton of the Senate, entitled:

An Act relating to children; amending 10 O.S. 1971, Sections 1101, as last amended by Section 1, Chapter 79, O.S.L. 1977, Section 1, Chapter 231, O.S.L. 1978, 1112, as last amended by Section 2, Chapter 231, O.S.L. 1978 (10 O.S. Supp. 1978, Sections 1101, 1104.2 and 1112) and 1118; defining terms; declaring certain persons accused of certain crimes adults *** 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 its amendments 1 through 7, and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Twidwell, Elder and Stephenson.

FOR THE SENATE: Murphy, Schuelein and Johnston.

MESSAGE FROM THE HOUSE

Advising the Conference Committee on Engrossed **HB 1352** has reported pursuant to Joint Rule 10(g) that the Conferees have been unable to reach an agreement.

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 1137.**

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1137,** entitled:

(University Hospital — Appropriation — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

Add the following coauthors: Fried, Riggs and Winn of the House.

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 1137** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Caldwell, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 119** was read.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 119,** entitled:

(State Department of Agriculture — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the attached Conference Committee Substitute for Engrossed Senate Bill No. **119** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 119** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

PENDING SENATE ACTION ON CCR

The **CCR** on **SB 119** was called up for consideration.

Senator Boatner moved adoption of the **CCR** for **SB 119.**

Senator Capps moved as an in lieu motion to reject the **CCR** on **SB 119** and instruct the Senate Conferees to add $250,000.00 for grasshopper control.

Senator Crow moved to table the Capps in lieu motion, which motion to table was declared failed of adoption, the roll call vote thereon being as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Combs, Crow, Cullison, Dahl, Green, Johnson, Kilpatrick, Lane, Luton, Miller, Randle, Rozell, Schuelein, Tinsley, Vann, Watson, Wolfe and York.—22.

Nay: Berrong, Cain, Capps, Crutcher, Cummins, Field, Giles, Howell, Johnston, Keating, Lamb, Landis, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Smith, Taliaferro, Terrill and Young.—22.

Excused: Howard, Keller, Porter and Stipe.—4.

Senator Capps pressed his in lieu motion to reject, which motion was declared failed of adoption, the roll call vote thereon being as follows:

Aye: Capps, Dahl, Field, Howell, Johnston, Landis, McDaniel, Taliaferro, Terrill, Tinsley and Young.—11.

Nay: Berrong, Birdsong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Giles, Green, Howard, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Vann, Watson, Wolfe and York.—33.

Excused: Cate, Keller, Smith and Stipe.—4.

Senator Boatner pressed his motion to adopt the **CCR** on **SB 119,** which motion was declared adopted.

SB 119, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Keller, Smith, Stipe and Terrill.—4.

The bill and emergency passed.

SB 119, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 280** was called up for consideration.

Senator Terrill moved adoption of the **CCR** on **SB 280.**

Senator Howell moved as an in lieu motion to reject the **CCR** on **SB 280** and to return said report for further conference.

Senator Terrill moved to table the Howell motion to reject, which tabling motion was declared failed of adoption, the roll call vote being as follows:

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Howard, Johnston, Kilpatrick, Luton, Murphy, Randle, Terrill, Tinsley, Vann, York and Young.—19.

Nay: Berrong, Boatner, Crow, Crutcher, Dahl, Field, Giles, Green, Howell, Johnson, Keating, Lamb, Landis, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Rozell, Schuelein, Smith, Taliaferro, Watson and Wolfe.—25.

Excused: Keller, Lane, Porter and Stipe.—4.

Senator Howell pressed his motion to reject the **CCR** on **SB 280,** which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Crow, Crutcher, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Lamb, Landis, Lane, McCune, McDaniel, Miller, Nickles, Pierce, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Watson and Wolfe.—27.

Nay: Birdsong, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Howard, Kilpatrick, Luton, Murphy, Randle, Terrill, Vann, York and Young.—17.

Excused: Keller, Martin, Porter and Stipe.—4.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1132** was called up for consideration.

The **CCR** on **HB 1132** was adopted upon motion of Senator Boatner.

HB 1132, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Keller, Porter and Stipe.—3.

The bill and emergency passed.

HB 1132, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1133** was called up for consideration.

The **CCR** on **HB 1133** was adopted upon motion of Senator Boatner.

HB 1133, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Keller, Porter and Stipe.—3.

The bill and emergency passed.

HB 1133, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1137** was called up for consideration.

The **CCR** on **HB 1137** was adopted upon motion of Senator Boatner.

HB 1137, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Johnston, McCune and Nickles.—3.

Excused: Keller, Porter, Randle and Stipe.—4.

The bill passed.

Senator Randle desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42. Nay: 3. Excused: 3.

The emergency passed.

HB 1137, 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 111, 215, 248** and **299.**

The above numbered Enrolled Bills were referred to the Governor.

Senator Lane moved that the Senate stand recessed until 1:05 p.m., which motion prevailed.

The Senate reassembled in its Chamber with Senator Terrill presiding.

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 1402** was called up for consideration.

Senator Cummins asked to be named a coauthor of **HB 1402,** which was the order.

The **CCR** on **HB 1402** was adopted upon motion of Senator Kilpatrick.

HB 1402, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, Wolfe and Young.—40.

Nay: McCune and Nickles.—2.

Excused: Keller, Porter, Smith, Stipe, Tinsley and York.—6.

The bill and emergency passed.

HB 1402, 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 **SJR 38.**

The above numbered Enrolled Resolution was referred to the Governor.

MESSAGES FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 280,** and naming same House Conferees.

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SB 234** (2nd **CCR**) and **SB 310.**

The above numbered Bills as amended in Conference were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 138 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

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 104, 119, 121** and **214.**

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1006** was called up for consideration.

The **CCR** on **HB 1006** was adopted upon motion of Senator Kilpatrick.

HB 1006, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, Wolfe and Young.—38.

Nay: Boatner, Johnson, Landis and Martin.—4.

Excused: Keller, Porter, Smith, Stipe, Tinsley and York.—6.

The bill and emergency passed.

HB 1006, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HB 1443 by Monks, et al, of the House and Crow of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1443** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1443** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1443 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—41.

Nay: McCune.—1.

Excused: Field, Keller, Porter, Smith, Stipe and Tinsley.—6.

The bill and emergency passed.

HB 1443 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1493** was called up for consideration.

The **CCR** on **HB 1493** was adopted upon motion of Senator Murphy.

HB 1493, 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, York and Young.—38.

Nay: Boatner, Cain, McCune and Wolfe.—4.

Excused: Howard, Keller, Porter, Smith, Stipe and Tinsley.—6.

The bill passed.

HB 1493, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the Conference Committee on Engrossed **HB 1438** has reported pursuant to Joint Rule 10(g) that the Conferees have been unable to reach an agreement.

PENDING SENATE ACTION ON CCR

The 3rd **CCR** on **SB 62** was called up for consideration.

POINT OF ORDER

Senator Smith raised a point of order and requested a ruling of the Chair, thereby declaring that the 3rd Conference Committee Report now before the Senate was not in proper form as to deleted or stricken language and new language and requested, further, that the Chair return the bill to make the proper corrections, on which point of order the Chair favorably ruled.

The Chair asked unanimous consent that the Conference Committee Report be laid over temporarily, which was the order.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 109** was read and adopted upon motion of Senator Boatner.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 109,** entitled:

(Motor vehicles and the Department of Public Safety — Amending 47 O.S., Sections 2-102, et al — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 109** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 109** was called up for consideration.

The **CCR** on **SB 109** was adopted upon motion of Senator Boatner.

SB 109, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howard, Keller, Porter and Stipe.—4.

The bill and emergency passed.

SB 109, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

RESOLUTION

Senator Dahl introduced **SR 56.**

Senator Smith asked to be named first coauthor of **SR 56,** which was the order.

Senator Dahl asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 56.**

SR 56, as coauthored, was read at length as follows, adopted upon motion of Senator Dahl, and ordered referred for enrollment.

SR 56 — By Dahl, Smith, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution requesting the Oklahoma Department of Corrections to implement a Scared Straight Program in Oklahoma; and directing distribution.

WHEREAS, the protection of citizen security and safety is one of the main purposes of a civilized state; and

WHEREAS, crimes committed by juveniles have risen at an alarming rate, costing citizens millions of dollars in property damage and loss, and health costs, as well as personal injury, disfigurement and death; and

WHEREAS, an increased concentration on preventing juvenile crime would appear to be an excellent method of slowing the nation's rising crime rate; and

WHEREAS, traditional methods of incarceration are inappropriate for the re-

habilitation of juveniles, and the programs now used for reformation of delinquents have not proven very successful in preventing future crimes; and

WHEREAS, one program which has indicated a low-cost, highly effective means of deterring juveniles from crime is the "Scared Straight" program conducted in Rahway Penitentiary, New Jersey; and

WHEREAS, the "Scared Straight" program involves juveniles being taken to a maximum security prison, and being verbally harassed and abused, and told the raw, unpleasant facts about prison life; and

WHEREAS, this program is run completely by inmates, many of whom are serving life terms of imprisonment; and

WHEREAS, the exposure to the consequences of future criminal action has proven to be successful in deterring further delinquent behavior; and

WHEREAS, Oklahoma should investigate the feasibility of implementing a "Scared Straight" program.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby requests that the Oklahoma Department of Corrections study the feasibility of implementing a "Scared Straight" program for juvenile delinquents in one of Oklahoma's prisons. The Department of Corrections is requested to report to the Criminal Jurisprudence Committee of the Oklahoma Senate when the study is completed.

SECTION 2. A copy of this Resolution shall be dispatched to the Oklahoma Department of Corrections.

RESOLUTION

Senator Boatner introduced **SR 57.**

SR 57 was read at length as follows, adopted upon motion of Senator Boatner and ordered referred for enrollment.

SR 57 — By Boatner.

A Resolution strongly urging the Commissioner of Public Safety to restore certain rules relating to escort vehicles; requesting a report; and directing distribution.

WHEREAS, the Commissioner of Public Safety amended the regulations relating to escorts for oversized and overweight loads; and

WHEREAS, these regulations have been in effect for over a year and have produced unsuitable results; and

WHEREAS, it is the strongly felt desire of the Oklahoma Senate that these rules be rescinded and the prior rules reinstated.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby strongly urges the Commissioner of Public Safety to rescind the regulations relating to escort vehicles for oversized and overweight loads and to restore the previous rules. If the Commissioner of Public Safey refuses to follow this reasonable request, he should state his reasons, in writing, to the President Pro Tempore of the Senate and the Speaker of the House of Representatives by March 1, 1980.

SECTION 2. Copies of this Resolution shall be dispatched to the Commissioner of Public Safety.

Senator Lane moved that the Senate stand recessed.

The Senate reassembled in its Chamber with Senator Smith 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 84** (2nd **CCR**); **SB 108** and **SB 243.**

The above numbered Bills as amended in Conference were referred for enrollment.

RESOLUTION

Senator Smith introduced the following Resolution.

SCR 35 — By Smith of the Senate and Elder of the House.

A Concurrent Resolution terminating the moratorium on insurance rate increases; and directing distribution.

Senator Luton, on behalf of Senator Smith, asked unanimous consent, which was granted, that Representative Henry be shown as principal House author of **SCR 35** and Representative Elder be shown as a coauthor of **SCR 35,** citing the provisions of Rule 8(d).

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 214 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 56 and **57** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING SENATE ACTION ON CCR

The **CCR** on **HB 1377** was called up for consideration.

Senator Cate moved adoption of the **CCR.**

Senators Howell, Watson, York, McCune and Birdsong moved to reject the **CCR** on **HB 1377** and instruct the Committee to delete all provisions for mileage reimbursement for legislators from Oklahoma County, which motion failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Cain, Capps, Combs, Field, Howell, Johnson, Kilpatrick, Lamb, Landis, McCune, McDaniel, Miller, Nickles, Pierce, Randle, Watson and York.—19.

Nay: Boatner, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Keating, Lane, Luton, Martin, Murphy, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Wolfe and Young.—25.

Excused: Keller, Porter, Stipe and Vann.—4.

Senator Cate pressed his motion to adopt the **CCR** on **HB 1377,** which motion was declared adopted.

HB 1377, as amended in Conference, was read at length.

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

Aye: Boatner, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Field, Giles, Green, Howard, Johnson, Johnston, Keating, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Wolfe and Young.—29.

Nay: Berrong, Birdsong, Cain, Capps, Combs, Dahl, Howell, Kilpatrick, Landis, McCune, Nickles, Pierce, Randle, Watson and York.—15.

Excused: Keller, Porter, Stipe and Vann.—4.

The bill passed.

Senators Landis, Dahl, Randle 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: 11. Excused: 4.

The emergency passed.

HB 1377, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Crow presiding.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1405,** 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 **HB 1405** was ordered granted, President Pro Tempore Howard naming same Senate conferees.

REPORT OF ENGROSSED AND ENROLLED BILLS

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

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1372,** requesting further Conference with same Conferees except removing Davis (Guy) and adding Lancaster, with instructions as follows:

HB 1372 shall be amended by striking the title, enacting clause and all language, and inserting in lieu thereof the following:

"An Act relating to motor vehicles; repealing Section 2, Chapter 39, O.S.L. 1974 (47 O.S. Supp. 1978, Section 851) and 47 O.S. 1971, Sections 852 through 861, dealing with motor vehicle inspection; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 2, Chapter 39, O.S.L. 1974 (47 O.S. Supp. 1978, Section 851) and 47 O.S. 1971, Sections 852 through 861, are hereby repealed.

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.''

PENDING CONSIDERATION OF HAs

HAs to **SB 160** were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in **HAs** to **SB 160.**

SB 160, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Cullison, Cummins, Keller, Nickles, Porter and Stipe.—6.

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 1100** (2nd **CCR**).

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **HB 1100** was read and adopted upon motion of Senator Terrill.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was rereferred Engrossed House Bill No. **1100,** and Engrossed Senate Amendments thereto, by Draper of the House and Terrill of the Senate, entitled:

(Professions and Occupations — Amending eleven sections of Title 59 — 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 its amendment and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1100** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Draper, Glover and Stephenson.

FOR THE SENATE: Terrill, Luton and Cummins.

PENDING CONSIDERATION OF CCR

HB 1100, as amended in Conference, was read at length.

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

Aye: Cain, Crow, Dahl, Field, Howell, Keating, Kilpatrick, Landis, Martin, Miller, Murphy, Stipe, Taliaferro and Terrill.—14.

Nay: Berrong, Birdsong, Boatner, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Giles, Green, Johnson, Johnston, Lamb, Luton, McCune, McDaniel, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Tinsley, Vann, Watson, Wolfe, York and Young.—29.

Excused: Cate, Howard, Keller, Lane and Porter.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(c), Senator Terrill moved that the vote be reconsidered whereby **HB 1100** failed of passage.

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 124.**

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 196** was called up for consideration.

The **CCR** on **SB 196** was adopted upon motion of Senator Stipe.

FOURTH READING

SB 196, as amended in Conference, was read at length.

Senator Stipe, having closed final debate, asked that the roll be called.

UNANIMOUS CONSENT REQUEST

Senator Cain asked unanimous consent to be allowed to be heard on debate on **SB 196,** to which request objection was heard.

The Chair ruled that Senator Stipe had closed final debate on **SB 196** and no further arguments would be in order.

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

Aye: Berrong, Birdsong, Boatner, Cate, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Johnston, Kilpatrick, Lane, Luton, McCune, Miller, Murphy, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and Young.—26.

Nay: Cain, Capps, Clifton, Crutcher, Green, Howell, Johnson, Keating, Lamb, Landis, McDaniel, Martin, Nickles, Pierce, Randle, Schuelein, Watson, Wolfe and York.—19.

Excused: Howard, Keller and Porter.—3.

The bill passed.

Senators Capps, Howell, York, Crutcher, McDaniel, Clifton and Schuelein desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 12. Excused: 3.

The emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(c), Senator Nickles moved that the vote be reconsidered whereby **SB 196** and the emergency section passed.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1354,** as amended.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **HB 1100** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—43.

Nay: Johnson and Pierce.—2.

Excused: Birdsong, Keller and Vann.—3.

The Chair advised the Senate that Senator Birdsong, having been present in the Chamber during the vote on the Terrill motion to reconsider, would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 43. Nay: 3. Excused: 2.

Senator Terrill moved that the vote be reconsidered whereby the **CCR** on **HB 1100** was adopted, which motion was declared adopted.

Senator Terrill moved that the **CCR** on **HB 1100** be rejected and further conference requested, President Pro Tempore Howard naming the same Senate Conferees.

MOTION TO RECONSIDER VOTE

Senator Stipe pressed the motion to reconsider the vote whereby **SB 196** passed.

Senator Cate moved to table the Stipe motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cate, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnston, Kilpatrick, Landis, Lane, Luton, Martin, Miller, Murphy, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—33.

Nay: Cain, Capps, Clifton, Crutcher, Green, Johnson, Keating, Lamb, McCune, McDaniel, Nickles, Pierce and Schuelein.—13.

Excused: Keller and Wolfe.—2.

SB 196, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

RESOLUTION

Senator Vann introduced **SR 58.**

SR 58 was read at length as follows, adopted upon motion of Senator Vann and ordered referred for enrollment.

SR 58 — By Vann.
A Resolution disapproving Rules of the Oklahoma State Personnel Board relating to the Merit System; and directing distribution.

WHEREAS, the Oklahoma State Personnel Board submitted rules to the President Pro Tempore of the Senate on May 16, 1979, pertaining to the merit system; and

WHEREAS, such rules adopted by the Oklahoma State Personnel Board do not reflect the intent of the Oklahoma State Senate.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. Section 1021 (2) of the Merit System Rules as adopted by the Oklahoma State Personnel Board and submitted to the President Pro Tempore of the Senate on May 16, 1979, is hereby disapproved by the Oklahoma Senate pursuant to the authority of Section 308 of Title 75 of the Oklahoma Statutes.

SECTION 2. Copies of this Resolution shall be dispatched to the members of the Board, Keith B. Frosco, State Personnel Director, and the Editor of the Oklahoma Gazette.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HJR 1036,** as amended.

Senator Luton moved that the Senate stand recessed until 5:30 p.m., which motion prevailed.

The Senate reassembled in its Chamber with Senator Lamb presiding.

Senator Luton questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **HBs 1006, 1132, 1133, 1137, 1402, 1493** and **1505** and **HJR 1036.**

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 234 and **310** 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 of the removal of Elder as a Conferee on Engrossed **SB 76** and substituting Denman.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 62,** previously considered and deferred, was considered further.

The 3rd **CCR** on **SB 62** was adopted upon motion of Senator Green.

SB 62, as amended in Conference, was read at length.

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

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Keating, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Stipe, Terrill, Tinsley, Vann, Wolfe and York.—31.

Nay: Johnson, Landis, Schuelein, Smith, Taliaferro and Watson.—6.

Excused: Berrong, Boatner, Crow, Field, Howell, Johnston, Keller, Lane, Nickles, Porter and Young.—11.

The bill passed.

Senators Landis and Johnston 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.

SB 62, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 93** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 93,** entitled:

(State Auditor and Inspector — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from House Amendment No. 1.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 93** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, York, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Hopkins, Caldwell, Johnson (Don), Steward, Duke, Whorton and Atkins.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 76** was read.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 76** by Stipe of the Senate and Lawter of the House, entitled:

(Workers' Compensation — Amending 85 O.S., Sections 2.1 and 22 — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 76** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Luton, Birdsong and Wolfe.

FOR THE HOUSE: Denman and Lawter.

PENDING SENATE ACTION ON CCR

The 2nd **CCR** on **SB 76** was called up for consideration.

Senator Stipe moved that the Conference Committee Report on **SB 76** be adopted.

Senator Pierce moved as an in lieu motion that **SB 76** be placed on Special Order for 10:00 a.m., Friday, June 1, 1979.

Senator Luton moved to table the Pierce motion re Special Order, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Smith, Stipe, Tinsley, Vann, Wolfe and York.—35.

Nay: Green, Johnson, Landis, McCune, Miller, Nickles, Pierce, Schuelein, Taliaferro and Watson.—10.

Excused: Keller, Terrill and Young.—3.

Senator Stipe moved that the **CCR** on **SB 76** be adopted, which motion was declared adopted upon a division of the question.

SB 76, 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, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Wolfe, York and Young.—33.

Nay: Berrong, Cain, Capps, Cullison, Green, Johnson, McCune, McDaniel, Miller, Nickles, Pierce, Tinsley and Watson.—13.

Excused: Field and Keller.—2.

The bill and emergency passed.

SB 76, 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 **SBs 214, 234** and **310.**

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 1242** and **1397.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1242** was read and adopted upon motion of Senator York.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1242,** and Engrossed Senate Amendments thereto, by Davis (Don) and Craig-

head of the House and Terrill and York of the Senate, entitled:

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 14-105; modifying provisions concerning loads on motor vehicles by requiring vehicles loaded with certain loose material to have covers over such loads; and providing exceptions.

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 Conference Committee Substitute for Engrossed House Bill No. **1242,** attached, be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1242** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Davis (Don), Murphy and Elder.

FOR THE SENATE: Terrill, York and Taliaferro.

PENDING CONSIDERATION OF CCR

HB 1242, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Boatner, Field and Keller.—3.

The Chair advised the Senate that Senator Boatner, having been present in the Chamber during the vote on **HB 1242,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 45. Nay: 1. Excused: 2.

The bill passed.

Senator Boatner desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 46. Excused: 2.

The emergency passed.

HB 1242, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1397** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Joint Conference Committee on Retirement Laws to whom was referred Engrossed House Bill No. **1397,** and Engrossed Senate Amendments thereto, by Steward, et al, of the House and Clifton, Birdsong, Randle and York of the Senate, entitled:

(Courts — Amending Sections in Title 20 — Operative Date — Emergency).

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1397** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Abbott, Baughman, Davis (Don), Fried and Weichel.

FOR THE SENATE: Young, Nickles, Berrong, Boatner and Crow.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 138.**

The above numbered Enrolled Bill was referred to the Governor.

Senator Murphy presiding.

RESOLUTION

Senators Howard and Lane introduced the following Resolution:

SCR 36 — By Howard and Lane of the Senate and Draper and Dunn of the House.

A Concurrent Resolution providing a recess for the Oklahoma Legislature; granting required consent; and making a permanent record.

SCR 36 was read at length, adopted upon motion of Senator Howard, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Landis, Lane, Luton, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann and Watson.—32.

Nay: Berrong, Capps, Kilpatrick, Lamb, McCune, McDaniel, Martin, Nickles, Pierce, Smith, Wolfe, York and Young.—13.

Excused: Field, Keating and Keller.—3.

SCR 36 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 188** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 188** by Green of the Senate and Sanders of the House, entitled:

An Act relating to workers' compensation; amending 85 O.S. 1971, Section 2b *** and changing location of filing copies of policies.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached conference committee substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 188** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Crutcher, Green, Berrong, Luton, Birdsong and Wolfe.

FOR THE HOUSE: Lawter, Elder, Henry and Sanders.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 193** was read.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 193** by Howell, entitled:

An Act relating to schools and school districts; amending Sections 7, 8 and 15, Chapter 262, O.S.L. 1977 (70 O.S. Supp. 1978, Sections 6-103.3, 6-103.4 and 6-103.11) *** and modifying provisions for preparation of a written report.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same under Joint Rule 10(g), and advise that the conferees have been unable to reach agreement.

Respectfully submitted,

FOR THE SENATE: Howell, Watson and Taliaferro.

FOR THE HOUSE: Abbott, Murphy and Duke.

CONFERENCE COMMITTEE REPORT

The following 3rd **CCR** on **SB 280** was read.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 280** by Terrill and Clifton of the Senate and Holt, Davis (Guy) and Kelly of the House, entitled:

(Schools — Amending 70 O.S., Section 6-104 — Sick leave — Emergency leave — Business leave).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same under Joint Rule 10(g), and advise that the conferees have been unable to reach agreement.

Respectfully submitted,

FOR THE SENATE: Terrill, Howell and Randle.

FOR THE HOUSE: Holt, Abbott and Elder.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 288** was read.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 288** by Randle and Riggs of the House, entitled:

An Act relating to state government; amending 74 O.S. 1971, Section 456 *** 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 the same under Joint Rule 10(g), and advise that the conferees have been unable to reach an agreement.

Respectfully submitted,

FOR THE SENATE: Randle, Schuelein and Johnson.

FOR THE HOUSE: Riggs and Fried.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 40** was read.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 40** by Cate of the Senate and Davis (Don), Sanders and Manar of the House, entitled:

An Act relating to insurance; providing short title *** and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same, under Joint Rule 10(g), and advise that the conferees have been unable to reach agreement.

Respectfully submitted,

FOR THE SENATE: Cate, Lane and Terrill.

FOR THE HOUSE: Davis (Don), Hooper and Kane.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 298** was read.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 298** by Cullison of the Senate and Combs of the House, entitled:

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 *** repealing 19 O.S. 1971, Section 863.19; and providing an effective date.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same, under Joint Rule 10(g), and advise that the conferees have been unable to reach agreement.

Respectfully submitted,

FOR THE SENATE: Cullison, Cummins and Crutcher.

FOR THE HOUSE: Combs, Hopkins and Feddersen.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 176** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 176** by Wolfe of the Senate and Smith of the House, entitled:

An Act relating to counties and county officers; authorizing county clerks to release certain information over the telephone; directing codification; 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 the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 176** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Wolfe, Cummins and Tinsley.

FOR THE HOUSE: Smith, Winn and Steward.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 101** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 101,** entitled:

(Oklahoma Historical Society — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the Conference Committee Substitute attached be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 101** were distributed to all Senators.)

Senate Conferees: Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, York, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Hopkins, Murphy, Johnson (Don), Steward, Duke, Whorton and Atkins.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 95** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 95,** entitled:

(The Department of Economic and Community Affairs — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:
tions:

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 93** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, York, Schuelein,

Stipe, Terrill, Tinsley, Vann, Watson and Combs.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Hopkins, Caldwell, Johnson (Don), Steward, Duke, Whorton and Atkins.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 107** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrosed **SB 107,** entitled:

(Department of Mental Health — Appropriations — Amending 43A O.S., Section 101 — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 107** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, York, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Hopkins, Caldwell, Johnson (Don), Steward, Duke, Whorton and Atkins.

PENDING SENATE ACTION ON CCR

The **CCR** on **HB 1397** was called up for consideration.

Senator Clifton asked unanimous consent, which was granted, that further consideration of **HB 1397** be deferred for this legislative day.

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 Capps, advised and consented to the confirmation of PAUL BRAUN, Hobart, as a member of the Oklahoma State Bureau of Investigation Commission, to serve a 7-year term ending July 1, 1985. Mr. Braun succeeds Michael C. Turpen.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of GARY BRYANT, Edmond, as a member of the Board of Regents of the University of Science and Arts of Oklahoma, to serve a 7-year term ending June 30, 1986. Mr. Bryant succeeds himself.

The Senate, in executive session, and upon motion of Senator Boatner, advised and consented to the confirmation of CLARENCE BURCH, Mill Creek, as a member of the State Board of Agriculture, to serve an unexpired term ending April 26, 1980. Mr. Burch succeeds W. Y. Spence.

The Senate, in executive session, and upon motion of Senator Porter, advised and consented to the confirmation of OPAL DUNLAP, Oklahoma City, as a member of Carl Albert Memorial Commission, to serve a 5-year term ending June 16, 1984. Mrs. Dunlap succeeds Harold Gibson.

The Senate, in executive session, and upon motion of Senator Boatner, advised and consented to the confirmation of ROBERT GARDNER, Durant, as a member of the Oklahoma Indian Affairs Commission, to serve a 3-year term ending August 15, 1981. Mr. Gardner succeeds Dora Schexnider.

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of WILLIAM G. "BILL" JONES, Wilburton, as Chairman of the Court System Committee of the Oklahoma Crime Commission, to serve at the pleasure of the Governor. Mr. Jones succeeds himself.

The Senate, in executive session, and upon motion of Senator Schuelein, advised and consented to the confirmation of BILL G. MELTON, Miami, as a member of the Oklahoma State Bureau of Investigation Commission, to serve a 7-year term ending July 1, 1985. Mr. Melton succeeds Tom Heggy.

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of WARD PADGETT, McAlester, as Chief Mine Inspector, to serve coterminous with the Governor. Mr. Padgett succeeds himself.

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of LORENA RAZOOK, McAlester, as a member of the Board of Regents of Eastern Oklahoma State College, to serve a 7-year term ending June 1, 1985. Ms. Razook succeeds Bob Massengale.

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of JOHN SOKOLOSKY, Wilburton, as a member of the Board of Regents of Eastern Oklahoma State College, to serve a 7-year term ending June 1, 1986. Mr. Sokolosky succeeds himself.

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of CHARLES WINGO, McAlester, as Chairman of the Police Pension and Retirement Board, to serve a 3-year term ending July 1, 1981. Mr. Wingo succeeds himself.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 58 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **HB 1100** and naming same Conferees.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Friday, June 1, 1979, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 7:45 p.m. to meet Friday, June 1, 1979, at 10:00 a.m.

Eighty-eighth Legislative Day

Friday, June 1, 1979

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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Cate, Keller, Nickles, Pierce, Stipe and Terrill.—6.

Senator Luton declared a quorum present.

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

O, Heavenly Father, King of truth, help us to preserve peace and harmony among those around us. Teach us to work and labor for what is right. Let us never listen in silence to what is contrary to Your teachings, or hurtful to our neighbor or our own souls. Yet, show us how to be considerate of other people's feelings and opinions as far as it can be done without compromising Your truth. Grant us the humility to follow advice when necessary. Let us love Your truth more than our own opinions, Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 30, 1979, of Enrolled **SB 117;** on May 31, 1979, of Enrolled **SBs 94, 138, 215** and **SJR 38;** and on June 1, 1979, of Enrolled **SBs 111, 234, 299** and **310.**

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1242, 1354** and **1377.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1397,** previously considered and deferred, was called up for consideration.

Senator Howell asked to be named a coauthor of **HB 1397,** which was the order.

The **CCR** on **HB 1397** was adopted upon motion of Senator Clifton.

HB 1397, 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, Cain, Capps, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—38.

Nay: Crutcher, Landis, Lane and Young.—4.

Excused: Cate, Keller, Nickles, Pierce, Stipe and Terrill.—6.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator Clifton moved to reconsider the vote whereby **HB 1397** passed.

As provided under Rule 19(c), Senator Clifton pressed his motion to reconsider.

Senator Lamb moved to table the Clifton motion to reconsider, which motion to table was declared adopted.

HB 1397, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION ON CCR

SJR 27, and the Committee Report thereon, was called up for consideration.

Upon motion of Senator Lane, the **CCR** on **SJR 27** was deferred.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 110** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed Senate Bill No. **110** by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House, entitled:

An Act relating to the Office of the Oklahoma Military Department and making an appropriation thereto; stating the purpose *** 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 the same with the following recommendations:

1. That the House recede from Engrossed House Amendments Nos. 1 and 2.

2. That the following Special Conference Committee Amendments be adopted:

a. Page 1, Section 1, Lines 23 and 24, by striking the words and figures "Two Million One Hundred Forty-four Thousand Nine Hundred Seventy-nine Dollars ($2,144,979.00)" and by substituting in lieu thereof the words and figures "Two Million One Hundred Fifty-four Thousand Two Hundred Twenty-one Dollars ($2,154,221.00)".

b. Page 2, Section 2, Lines 2 and 3, by striking the words and figures "One Million Two Hundred Thirty-eight Thousand Four Hundred Seventy Dollars ($1,238,470.00)"

and by substituting in lieu thereof the words and figures "One Million Two Hundred Sixty-eight Thousand Four Hundred Seventy Dollars ($1,268,470.00)".

Respectfully submitted,

FOR THE SENATE: Crow and Boatner.

FOR THE HOUSE: Davis (Don), Deatherage and Weichel.

Senators Cate, Pierce, Nickles and Terrill asked to be shown present, which was the order.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 118** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 118,** entitled:

(State Department of Transportation — Amending 69 O.S., Sections 656 and 1509 — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendments Nos. 1, 2 and 3.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 118** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, York, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Hopkins, Caldwell, Johnson (Don), Steward, Duke, Whorton and Atkins.

SPECIAL REPORT

The Report of the Special Langston University Investigation Committee was presented and appropriate comments and review were considered. Senator Rozell, Chairman of the Special Committee, commended the members and expressed his gratitude for the performance in which the Committee functioned.

The Chair announced the Special Report had been submitted and filed with the Secretary of the Senate in compliance with Enrolled Senate Resolution **9.**

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 36 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1443 was correctly engrossed and, together with Engrossed **SAs,** properly signed and ordered returned to the Honorable House.

SBs 84, 104, 108, 119, 121, 124, 160 and **243** 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 1141, 1157** and **1168.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1141** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1141,** entitled:

(State Board of Vocational and Technical Education — Appropriations — Emergency).

together with Engrossed Senate Amendments thereto, 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 Nos. 1 through 5.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1141** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Hopkins, Caldwell, Johnson (Don), Steward, Duke, Whorton and Atkins.

Senate Conferees: Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, York, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1157** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1157,** entitled:

(Corporation Commission — Appropriations — Emergency).

together with Engrossed Senate Amendments thereto, 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 attached Conference Committee Substitute for Engrossed House Bill No. **1157** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1157** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Hopkins, Caldwell, Johnson (Don), Steward, Duke, Whorton and Atkins.

Senate Conferees: Cate, Dahl, Johnson, Kilpatrick, Martin, York, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1168** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1168,** entitled:

(State Officers and Employees — Amending sections in Title 74 — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House accept Engrossed Senate Amendment No. 1.

2. That Engrossed Senate Amendment No. 1 be amended as follows:

a. Page 1, by amending the 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 252, O.S.L. 1978 (74 O.S. Supp. 1978, Section 3601); limiting number of employees for certain agencies and defining employee; limiting expenditures for salaries and wages; amending Section 3, Chapter 126, O.S.L. 1975, as amended by Section 3, Chapter 285, O.S.L. 1976 (74 O.S. Supp. 1978, Section 3603), relating to the State Employment Review Board; providing that the Board shall meet at the call of the Governor; directing codification; providing severability; and declaring an emergency."

b. Page 4, Section 3, Lines 7 through 12: by deleting the present Section 3 and renumbering succeeding sections accordingly.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Hopkins, Caldwell, Johnson (Don), Steward, Duke, Whorton and Atkins.

Senate Conferees: Cate, Dahl, Johnson, Kilpatrick, Martin, York, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 93** was called up for consideration.

The **CCR** on **SB 93** was adopted upon motion of Senator Crow.

SB 93, 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson, Wolfe and York.—41.

Excused: Cate, Howard, Keller, Lane, Stipe, Vann and Young.—7.

The bill and emergency passed.

SB 93, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 95** was called up for consideration.

The **CCR** on **SB 95** was adopted upon motion of Senator Crow.

SB 95, 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson and York.—37.

Nay: Howell, Pierce and Wolfe.—3.

Excused: Cate, Howard, Keller, Lane, Porter, Stipe, Vann and Young.—8.

The bill and emergency passed.

SB 95, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 107** was called up for consideration.

The **CCR** on **SB 107** was adopted upon motion of Senator Crow.

SB 107, 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson, Wolfe and York.—41.

Excused: Cate, Howard, Keller, Lane, Stipe, Vann and Young.—7.

The bill and emergency passed.

SB 107, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 118** was called up for consideration.

The **CCR** on **SB 118** was adopted upon motion of Senator Crow.

SB 118, 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, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Smith.—1.

Excused: Cate, Howard, Keller, Lane, Stipe and Young.—6.

The bill and emergency passed.

SB 118, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING SENATE ACTION ON CCR

The **CCR** on **HB 1168** was called up for consideration.

Senator Crow asked unanimous consent that further consideration of **HB 1168** be deferred temporarily, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1141** was called up for consideration.

The **CCR** on **HB 1141** was adopted upon motion of Senator Crow.

HB 1141, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Howard, Keller, Murphy, Stipe and Terrill.—5.

The Chair advised the Senate that Senators Murphy and Terrill, having been present in the Chamber during the vote on **HB 1141,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 43. Nay: 2. Excused: 5.

The bill passed.

Senators Murphy and Terrill desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45. Excused: 3.

The emergency passed.

UNANIMOUS CONSENT REQUEST

Senator Murphy asked unanimous consent that he be shown voting "aye" on **HB 1141.**

RULING OF THE CHAIR

The Chair ruled that Senator Murphy's unanimous consent request was not in accord with the provisions of Senate Rule 15(d), and further stated that a declaration of vote after the roll had been taken would be in order.

DECLARATION OF VOTE

Senator Pierce asked that the record show had he been present at the time of fourth reading and final passage he would have voted "aye" on the following bills: **SB 93** and **HB 1397.**

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1157** was called up for consideration.

The **CCR** on **HB 1157** was adopted upon motion of Senator Crow, on a division of the question.

HB 1157, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Howard, Keller and Stipe.—3.

The bill and emergency passed.

HB 1157, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

DECLARATION OF VOTES

Senator Vann asked that the record show had he been present at the time of fourth reading and final passage he would have voted aye on the following bills: **SBs 93, 95** and **107.**

Senator Terrill asked that the record reflect had be been present and voting on **HB 1397** he would have voted "aye", which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 84, 104, 108, 119, 121, 124, 160** and **243.**

The above numbered Enrolled Bills were referred to the Governor.

MOTION TO RECONSIDER VOTE

Senator Crow moved that the vote be reconsidered whereby **HB 1141** passed, and, in accordance with Senate Rule 19(c), pressed his motion at this time.

The vote occurring on the Crow motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Excused: Clifton, Keller, Stipe and Young.—4.

HB 1141, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Excused: Clifton, Keller, Stipe and Young.—4.

The bill and emergency passed.

HB 1141, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Luton moved that the Senate stand recessed until 1:00 p.m., which motion prevailed.

The Senate reassembled in its Chamber with Senator Luton presiding.

Senator Watson questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1397.**

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 110** was called up for consideration.

The **CCR** on **SB 110** was adopted upon motion of Senator Crow.

SB 110, 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, Cain, Capps, Cate, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Excused: Clifton, Combs, Field, Keating, Keller, Kilpatrick, Murphy, Porter, Smith, Stipe and Terrill.—11.

The bill and emergency passed.

SB 110, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Cate presiding.

PENDING SENATE ACTION ON CCR

Upon motion of Senator Crow, the **CCR** on **SB 101** was rejected, and further conference requested, said bill to be rereferred to GCCA.

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 107.**

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 176** was called up for consideration.

The 2nd **CCR** on **SB 176** was adopted upon motion of Senator Wolfe.

SB 176, 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, Cain, Capps, Cate, Combs, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley,

Vann, Watson, Wolfe, York and Young.—42.

Nay: Boatner.—1.

Excused: Clifton, Crow, Keller, Smith and Stipe.—5.

The Chair advised the Senate that Senator Smith, having been present in the Chamber during the vote on **SB 176,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 42. Nay: 2. Excused: 4.

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. Nay: 1. Excused: 4.

The emergency passed.

SB 176, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 35.**

The above numbered Resolution was referred for enrollment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for further conference on **HB 1372** was ordered granted, President Pro Tempore Howard naming same Senate Conferees.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1168** was read and adopted upon motion of Senator Crow.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1168,** entitled:

(State officers and employees — amending sections in Title 74 — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House accept Engrossed Senate Amendment No. 1.

2. That Engrossed Senate Amendment No. 1 be amended as follows:

a. Page 1, by amending the 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 252, O.S.L. 1978 (74 O.S. Supp. 1978, Section 3601); limiting number of employees for certain agencies and defining employee; limiting expenditures for salaries and wages; amending Section 3, Chapter 126, O.S.L. 1975, as amended by Section 3, Chapter 285, O.S.L. 1976 (74 O.S. Supp. 1978, Section 3603), relating to the State Employment Review Board; providing that the Board shall meet at the call of the Governor; directing codification; providing severability; and declaring an emergency."

b. Page 4, Section 3, Lines 7 through 12: by deleting the present Section 3 and renumbering succeeding sections accordingly.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Hopkins, Caldwell, Johnson (Don), Steward, Duke, Whorton and Atkins.

Senate Conferees: Cate, Dahl, Johnson, Kilpatrick, Martin, York, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1168, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Boatner.—1.

Excused: Clifton, Howard, Keller and Stipe.—4.

The bill and emergency passed.

HB 1168, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 101,** and rereferring same to GCCA.

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 118.**

The above numbered Bill as amended in Conference was referred for enrollment.

DECLARATION OF VOTES

The following Senators asked that the record show had they been present at the time the votes were taken on the following bills, they would have voted "Aye":

HB 1397 and **SBs 93, 95, 107** and **118:** Senators Cate and Lane.

SB 110: Senators Murphy and Combs.

HB 1397: Senator Nickles.

Senator Lane questioned the presence of a quorum.

The Presiding Officer ordered the roll called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1136.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1136** was read and adopted upon motion of Senator Crow.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1136,** entitled:

(State Regents for Higher Education — Appropriations — Emergency).

together with Engrossed Senate Amendments thereto, 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 Nos. 1 through 8.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1136** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Hopkins, Caldwell, Johnson (Don), Steward, Duke and Whorton.

Senate Conferees: Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, York, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

Senators Berrong and Field asked to be named coauthors of **HB 1136,** which was the order.

HB 1136, 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Clifton, Keller and Stipe.—3.

The bill and emergency passed.

HB 1136, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising that the Conference Committee on Engrossed **HB 1372** has reported pursuant to Joint Rule 10(g) that the Conferees have been unable to reach an agreement.

PENDING SENATE ACTION ON CCR

Upon motion of Senator Green, the **CCR** on **SB 188** was rejected, and further conference requested, President Pro Tempore Howard appointing same Senate Conferees.

SPECIAL COMMITTEE APPOINTMENT

Senator Cate, on behalf of President Pro Tempore Howard, announced the appointment of the following members on the Special Committee on Methadone Maintenance Programs in compliance with Enrolled **HJR 1036:** Senators Martin, Vice Chairman; Johnston, Cullison, Wolfe and Vann.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 107 was correctly enrolled and, after fourth reading, properly signed and ordered

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

Senator Clifton presiding.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SB 62** (3rd **CCR**); and **SB 93,** as coauthored by Poulos.

The above numbered Bills as amended in Conference were referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SJR 27** was read and adopted upon motion of Senator Lane.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SJR 27,** entitled:

(Higher Education — Carl Albert Congressional Research — Appropriation — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment Nos. 1 and 2.

2. That the following Conference Committee Amendment be adopted:

(a) Page 1, Restore the Title to read as follows:

"A Joint Resolution relating to higher education; expressing legislative intent that the State Regents assign a special function to the University of Oklahoma for the establishment of the Carl Albert Congressional Research and Studies Center; making an appropriation therefor; making appropriation nonfiscal; and declaring an emergency."

Senate Conferees: Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Abbott, Duke, Fitzgibbon, Fried, Hopkins, Murphy, Johnson (Don), Steward, Weichel, Whorton and Willis.

PENDING CONSIDERATION OF CCR

SJR 27, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Nickles.—1.

Excused: Boatner, Field, Keller and Stipe.—4.

The Chair advised the Senate that Senator Boatner, having been present in the Chamber during the vote on **SJR 27,** would be shown voting "Nay", in compliance with

Rule 33(b). The vote thereby resulted as follows: Aye: 43. Nay: 2. Excused: 3.

The resolution passed.

Senator Boatner 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.

SJR 27, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 76,** requesting further Conference and naming same Conferees.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 1038** and **1353.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1038** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1038,** and Engrossed Senate Amendments thereto, by Davis (Don), Graves, Taylor and Elder of the House and York of the Senate, entitled:

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1289, as amended by Section 1, Chapter 61, O.S.L. 1976 (12 O.S. Supp. 1978, Section 1289) *** 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 attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1038** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Davis (Don) and Graves.

FOR THE SENATE: York and Clifton.

President Pro Tempore Howard presiding.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1353** was read and adopted upon motion of Senator Boatner.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1353,** and Engrossed Senate Amendments thereto, by Abbott, Wilson, Duckett, Caldwell, Monks and Duke of the House and Boatner of the Senate, entitled:

An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 902, as last amended by Section 1, Chapter 207, O.S.L. 1976 *** 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 the Engrossed Senate Amendment and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1353** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Abbott, Baughman, Davis (Don), Fried and Weichel.

FOR THE SENATE: Young, Nickles, Berrong, Boatner, McCune and Crow.

PENDING CONSIDERATION OF CCR

HB 1353, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—43.

Nay: Kilpatrick.—1.

Excused: Keller, Pierce, Stipe and York.—4.

The bill passed.

Senator Kilpatrick 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.

HB 1353, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

SPECIAL INTRODUCTION

President Pro Tempore Howard recognized Lieutenant Governor Spencer Bernard, President of the Senate, who escorted Governor George Nigh to the President's desk, where an address was presented to the members.

Senator Cate presiding.

Senator Lane questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

PENDING SENATE ACTION ON CCR

The **CCR** on **HB 1038** was called up for consideration.

Senator York moved the adoption of the **CCR** on **HB 1038.**

Senator Cain moved as an in lieu motion to the York motion to reject the **CCR** on **HB 1038** and request further conference.

Senator York moved to table the Cain in lieu motion, which motion to table was

declared adopted, the roll call thereon being as follows:

Aye: Berrong, Capps, Cate, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, McDaniel, Martin, Miller, Nickles, Porter, Randle, Rozell, Smith, Taliaferro, Terrill, Watson and York.—28.

Nay: Birdsong, Cain, Clifton, Combs, Green, Keating, Lane, Luton, McCune, Murphy, Pierce, Schuelein, Tinsley, Vann, Wolfe and Young.—16.

Excused: Boatner, Howard, Keller and Stipe.—4.

Senator York pressed his motion to adopt the **CCR** on **HB 1038,** which motion was declared adopted.

Senator Crow presiding.

HB 1038, 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Porter, Randle, Rozell, Smith, Taliaferro, Terrill, Watson, York and Young.—31.

Nay: Berrong, Birdsong, Boatner, Cain, Clifton, Combs, Green, Keating, Murphy, Pierce, Schuelein, Tinsley, Vann and Wolfe.—14.

Excused: Field, Keller and Stipe.—3.

The bill passed.

HB 1038, 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 91, 95, 109** and **110.**

The above numbered Bills as amended in Conference were referred for enrollment.

Senator Boatner presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 35 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 188,** and naming same House Conferees.

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1384,** and remove Arnold and McCorkell as coauthors.

Senator Smith presiding.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1384** was read and adopted upon motion of Senator Randle.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1384,** and Engrossed Senate Amendments thereto, by Draper, et al, of the House and Randle, et al, of the Senate, entitled:

(Schools — Amending 70 O.S. 1971, Sections 17-105, 17-106, 17-116.1 and 17-116.2 — 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 its Amendment, and that the attached Conference Committee Substitue be adopted.

Remove Arnold and McCorkell of the House as coauthors.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1384** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Abbott, Baughman, Davis (Don), Fried and Weichel.

FOR THE SENATE: Young, Nickles, Berrong, Boatner and McCune.

PENDING CONSIDERATION OF CCR

HB 1384, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Keller, Porter and Stipe.—3.

The bill and emergency passed.

HB 1384, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1443,** as amended.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for further conference on **SB 76** was ordered granted, President Pro Tempore Howard appointing same Senate Conferees.

Senator Lane presiding.

Senator Field questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

Senator Smith presiding.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 107.**

The above numbered Enrolled Bill was referred to the Governor.

Advising the signing of and returning Enrolled **SCR 35.**

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

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 209** was read and adopted upon motion of Senator Cate.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill No. **209** by Vann of the Senate and Davis (Guy) and Murphy of the House, entitled:

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 291, as amended by Section 1, Chapter 90, O.S.L. 1974, and 74 O.S. 1971, Section 456, as last amended by Section 1, Chapter 97, O.S.L. 1977, and Sections 4, 8 and 9, Chapter 123, O.S.L. 1972, as last amended by Sections 1, 2 and 3, Chapter 173, O.S.L. 1976 (74 O.S. Supp. 1978, Sections 291, 456, 500.4, 500.8 and 500.9); providing certain rules related to travel *** 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 the same with the following recommendations:

1. That the House recede from Engrossed House Amendment Nos. 1, 2, 3 and 4.

2. That the attached Conference Committee Substitute be adopted.

Substitute Cate for Vann as Senate author.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 209** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Cate, Vann and Crow.

FOR THE HOUSE: Draper, Deatherage and Davis (Guy).

PENDING CONSIDERATION OF CCR

SB 209, 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, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnston, Lamb, Lane, Luton, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Watson and York.—30.

Nay: Berrong, Capps, Combs, Johnson, Kilpatrick, Landis, McCune, McDaniel, Nickles, Pierce, Wolfe and Young.—12.

Excused: Keating, Keller, Porter, Stipe, Taliaferro and Vann.—6.

The bill passed.

Senators Taliaferro and Landis desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 11. Excused: 5.

The emergency passed.

SB 209, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising that the Conference Committee on Engrossed **HB 1100** has reported pursuant to joint Rule 10(g) that the Conferees have been unable to reach an agreement.

CONFERENCE COMMITTEE REPORT

The following 3rd **CCR** on **SB 76** was read and adopted upon motion of Senator Luton.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 76** by Stipe of the Senate and Lawter of the House, entitled:

(Workers' Compensation — Amending 85 O.S., Sections 2.1 and 22 — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 76** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Luton and Wolfe.

FOR THE HOUSE: Denman and Lawter.

PENDING CONSIDERATION OF CCR

SB 76, 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, Crutcher, Cummins, Dahl, Giles, Howard, Howell, Kilpatrick, Lamb, Landis, Lane, Luton, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—30.

Nay: Berrong, Cain, Capps, Combs, Cullison, Field, Green, Johnson, McCune, Nickles, Pierce and Young.—12.

Excused: Johnston, Keating, Keller, McDaniel, Miller and Stipe.—6.

The Chair advised the Senate that Senators McDaniel and Miller, having been present in the Chamber during the vote on **SB 76,** would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 30. Nay: 14. Excused: 4.

The bill passed.

Senators Combs and Cullison desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 12. Excused: 4.

The emergency passed.

SB 76, 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 1136, 1141, 1157, 1168** and **1443.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 101** was read and adopted upon motion of Senator Crow.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 101,** entitled:

(Oklahoma Historical Society — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the Conference Committee Substitute attached be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 101** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Fitzgibbon, Duke, Hopkins, Caldwell, Atkins, Whorton and Willis.

PENDING CONSIDERATION OF CCR

SB 101, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Nay: Kilpatrick, Pierce and Wolfe.—3.

Excused: Keating, Keller, Lane and Stipe.—4.

The bill and emergency passed.

SB 101, 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 1140.**

Senator Smith presiding.

Senator Green questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 91 and **93** 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 **HB 1140** was read and adopted upon motion of Senator Randle.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1140,** entitled:

(Schools — Appropriations — Amending 70 O.S. 1971, Sections 18-109 and 18-114 — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That that 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 1140** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Fried, Hopkins, Caldwell, Johnson (Don), Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Botatner, Vice-Chairman, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

PENDING CONSIDERATION OF CCR

Senators Berrong, Capps and Field asked to be named coauthors of **HB 1140,** which was the order.

HB 1140, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howell, Keating, Keller and Stipe.—4.

The bill and emergency passed.

HB 1140, 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 **SB 101** (2nd **CCR**) and **SB 209.**

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising that the Conference Committees on Engrossed **HBs 1230** and **1331** have reported pursuant to Joint Rule 10(g) that the Conferees have been unable to reach an agreement.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 120** was read and adopted upon motion of Senator Crow.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 120,** entitled:

(Tourism and Recreation Department — Appropriations — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 120** were distributed to all Senators.)

Senate Conferees: Boatner, Vice-Chairman, Cate, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, York, Terrill, Tinsley, Vann, Watson and Combs.

House Conferees: Davis (Don), Chairman, Barker, Johnson (Don), Dunn, Fitzgibbon, Duke, Hopkins, Caldwell, Atkins, Weichel, Whorton and Willis.

PENDING CONSIDERATION OF CCR

SB 120, 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, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Johnson, Johnston, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—36.

Nay: Combs, Kilpatrick, McCune, Nickles, Pierce, Wolfe and Young.—7.

Excused: Howell, Keating, Keller, Porter and Stipe.—5.

The bill and emergency passed.

SB 120, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Watson presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 62 and **118** 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 and Resolution, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of

Measures as amended: Engrossed **SB 96** (2nd **CCR**); **SB 176** (2nd **CCR**) and **SJR 27.**

The above numbered Bills and Resolution as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 62, 91, 93** and **118.**

The above numbered Enrolled Bills were referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 95, 110 and **176** 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 2nd **CCR** on **SB 188** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill No. **188** by Green of the Senate and Sanders of the House, entitled:

An Act relating to workers' compensation; amending 85 O.S. 1971, Section 2b *** and changing location of filing copies of policies.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all its amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 188** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Green, Berrong, Luton, Crutcher, Birdsong and Wolfe.

FOR THE HOUSE: Twidwell, Henry and Sanders.

EXECUTIVE COMMITTEE — LEGISLATIVE COUNCIL

As provided under 74 O.S. 1971, Section 456, as amended, President Pro Tempore Howard announced the appointment of the following Senators as members of the Executive Committee of the State Legislative Council:

Berrong	Green
Birdsong	Howell
Clifton	Miller
Crutcher	Murphy
Cullison	Taliaferro
Cummins	Vann
Dahl	Young
Giles	

Alternates:

Cain	Landis
Combs	Porter
Johnston	

DECLARATION OF VOTE

Senator Clifton asked that the record show had he been in the Chamber at the time of final passage of **SBs 91, 96, 98, 117, 138, 153, 180** and **215** and **HBs 1134,**

1142, 1144, 1162, 1164, 1165 and **1472** he would have voted "Aye".

Senator Crow questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

DECLARATION OF VOTE

Senator Howell asked that the record show had he been present at the time the votes were taken on final passage of **SB 120** and **HB 1140** he would have voted "Aye", which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 95, 110** and **176.**

The above numbered Enrolled Bills were referred to the Governor.

Senator McCune presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 96, 101, 109, 209 and **SJR 27** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Watson presiding.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1319.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1319** was read and adopted upon motion of Senator Crow.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1319,** entitled:

(Department of Corrections — Supplemental appropriation — Emergency).

together with Engrossed Senate Amendments thereto, 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 attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1319** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fitzgibbon, Duke, Hopkins, Caldwell, Johnson (Don), Steward, Atkins, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, York, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1319, 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, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison,

Dahl, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, York and Young.—34.

Nay: Berrong, Combs, Cummins, Giles, Lamb, Pierce and Watson.—7.

Excused: Field, Keating, Keller, Nickles, Porter, Stipe and Wolfe.—7.

The bill and emergency passed.

HB 1319, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 36.**

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 120.**

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1038** and **1353.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION — VETO OVERRIDE ON SJR 10

Senator McCune moved that **SJR 10** be enacted into law notwithstanding the veto of the Chief Executive, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Giles, Green, Howard, Howell, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Johnson.—1.

Excused: Boatner, Dahl, Field, Keating, Keller, Murphy, Nickles, Porter, Stipe and Wolfe.—10.

In accordance with Section 11, Article VI, of the Constitution, **SJR 10,** together with the Governor's Veto Message thereon, was transmitted to the Honorable House.

Senator McCune presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 120 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 36 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Returning herewith Enrolled Senate Joint Resolution No. **10,** and advising that under the provisions of Section 11, Article VI, of the Constitution of the State of Oklahoma, the House of Representatives has reconsidered and passed said Resolution over the

Governor's Veto by a two-thirds vote of all Members elected to and constituting the House of Representatives, said vote being as follows: Aye: 69. Nay: 14.

Enrolled **SJR 10** was ordered transmitted to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 96, 101, 109, 120, 209** and **SJR 27.**

The above numbered Enrolled Bills and Resolution were referred to the Governor.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1140, 1319** and **1384.**

The above numbered Enrolled bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Advising the signing of and returning Enrolled **SCR 36.**

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

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 1, 1979, of Enrolled **SB 108.**

In accordance with the provisions of Enrolled **SCR 36,** President Pro Tempore Howard moved that, when the clerk's desk is clear, the Senate stand recessed for thirty days, beginning June 2, 1979, and will reconvene on Monday, July 2, 1979, at a time to be designated by the President Pro Tempore, which motion prevailed.

Upon motion of President Pro Tempore Howard, the Senate stood recessed at 8 p.m. to reconvene Monday, July 2, 1979, at a time to be designated by the President Pro Tempore of the Oklahoma State Senate.

Eighty-ninth Legislative Day

Monday, July 2, 1979

In accordance with the provisions of Enrolled **SCR 36,** the Senate reassembled at 10:00 a.m., the time designated by the President Pro Tempore, with Senator Crow presiding.

Roll Call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crtucher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Keating, Smith and Wolfe.—3.

Senator Crow declared a quorum present.

The opening prayer was offered by Senator Johnson.

The Journal for the last legislative day was declared approved.

MESSAGES FROM THE GOVERNOR

Advising approval by him, June 5, 1979, of Enrolled **SBs 62, 84, 91, 93, 95, 96, 104, 107, 109, 110, 119, 121, 124, 160, 176, 209, 214, 243, 248** and **SJR 27,** and on June 7, 1979, of Enrolled **SBs 101, 118** and **120.**

RESOLUTIONS

The following Resolution was introduced by Senator Stipe.

SR 59 — By Stipe.

A Resolution expressing legislative intent that service in the Armed Forces be included in determining the amount of creditable Oklahoma teaching service a member of the Teachers' Retirement System has accumulated; and directing distribution.

Senators Howell and Murphy asked to be named coauthors of **SR 59,** which was the order.

Senator Stipe asked unanimous consent that all other members of the Senate be named coauthors of **SR 59,** which was the order.

Senator Young asked unanimous consent that **SR 59,** giving rise to debate, be laid over for one legislative day, which was the order.

The following Resolution was introduced, adopted upon motion of Senator Randle, read at length as follows, and ordered referred for enrollment.

SR 60 — By Randle.

A Resolution expressing Legislative intent that certain appropriated funds be made available for a certain program; and directing distribution.

WHEREAS, funds were appropriated for New Special Education and Gifted and Talented Programs pursuant to Section 7 of Enrolled House Bill 1140 of the 1st Session of the 37th Legislature; and

WHEREAS, it is the intent of the Senate that a certain amount of those funds be made available for a certain program.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. It is the intent of the Senate of the 1st Session of the 37th Oklahoma Legislature that the sum of Fifty Thousand Dollars ($50,000.00) of the funds allocated for New Special Education and Gifted and Talented Programs in Section 7 of Enrolled House Bill 1140 of the 1st Session of the 37th Legislature be authorized to be made available for the Developmental Centers housed at Childrens' Medical Center and Carnegie Elementary School in Tulsa and that within ninety (90) days after the completion of the funding period for this program, an evaluative report shall be submitted to the Legislature relative to the activities and results of these programs.

SECTION 2. Copies of this Resolution shall be dispatched to the State Board of Education and the Director of Finance for the State Department of Education.

President Pro Tempore Howard moved that the Senate stand recessed until the hour of 11:00 a.m., which motion prevailed.

The Presiding Officer moved that the vote be reconsidered whereby the Senate stood recessed, which motion prevailed.

The Senate reassembled with Senator Crow presiding.

Senator Lane questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1264,** 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 1264** was ordered granted, said bill to be referred to GCCA.

Senator Lane moved that the Senate stand recessed until the hour of 1:00 p.m., which motion prevailed.

The Senate reassembled with Senator Lane presiding.

Senator Rozell questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

Senator Murphy presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 60 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

RESOLUTION

President Pro Tempore Howard introduced **SR 62.**

Senators Stipe, Giles, Landis, Terrill and Nickles asked to be named coauthors of **SR 62,** which was the order.

SR 62, as coauthored, was read at length as follows, adopted upon motion of Senator Howard, and ordered referred for enrollment.

SR 62 — By Howard, Stipe, Giles, Landis, Terrill and Nickles.

A Resolution disapproving certain rules and regulations of the Department of Public Safety; and directing distribution.

WHEREAS, the Commissioner has the delegated responsibility to enact and enforce reasonable regulations relating to traffic and highway safety; and

WHEREAS, due to the national speed limit being set at 55 miles-per-hour, traffic is moving more slowly, making the transportation of oversized and overweight vehicles less dangerous; and

WHEREAS, during this time of a national fuel shortage, every effort should be made to reduce to the absolute minimum the number of vehicles on our roads and highways; and

WHEREAS, proposed rules by the Commissioner of Public Safety would require a flag car to escort an oversized load under certain conditions; and

WHEREAS, implementation of this new rule would increase the consumption of valuable fuel resources without corresponding increase in safety; and

WHEREAS, implementation of this new rule would also dramatically increase the cost to consumers for the transportation of oversized or overweight loads; and

WHEREAS, these regulations, as currently written, do not reflect the current intent of the Oklahoma Senate.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby disapproves the rules and regulations relating to oversized and overweight vehicles and recommends that they not be changed to increase the number of escort vehicles.

SECTION 2. A copy of this Resolution shall be dispatched to the Commissioner of Public Safety and the editor of "The Oklahoma Gazette".

SPECIAL PRESENTATION

Senator Cate, on behalf of the OK-ERA organization, presented President Pro Tempore Howard with a plaque containing two original silver dollars bearing the resemblance of Susan B. Anthony. Senator Cate also noted that members of the OK-ERA group were in attendance in the Senate Gallery. Senator Howard expressed his gratitude to Senator Cate and to the members of the organization.

RESOLUTION

Senator Cate introduced the following Resolution:

SR 61 — By Cate.

A Resolution rescinding Senate Resolution No. 58; and directing distribution.

Senator Dahl asked unanimous consent that **SR 61,** giving rise to debate, be laid

over for this legislative day, to which request objection was heard.

Senator Cate moved that the provisions of Senate Rule 12(2) be suspended, which motion to suspend was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Cain, Cate, Clifton, Combs, Green, Howard, Howell, Johnston, Kilpatrick, McCune, Murphy, Porter, Randle, Stipe, Terrill, Tinsley and York.—18.

Nay: Berrong, Boatner, Capps, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Johnson, Keller, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Nickles, Pierce, Rozell, Schuelein, Taliaferro, Vann, Watson and Young.—27.

Excused: Keating, Smith and Wolfe.—3.

Consideration of **SR 61** was deferred for this legislative day.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 196,** 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 **SB 196** was ordered granted, President Pro Tempore Howard naming same Senate Conferees.

RESOLUTION

Senator Stipe introduced the following Resolution:

SCR 37 — By Stipe.

A Concurrent Resolution declaring Legislative intent with regard to certain statutory language; and directing distribution.

Senator Stipe asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SCR 37.**

Senator McCune asked that his name be removed as a coauthor of **SCR 37,** which was the order.

SCR 37, as coauthored, was read at length, adopted upon motion of Senator Stipe and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of 3rd **CCR** to Engrossed **SB 76,** 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 **SB 76** was ordered granted, President Pro Tempore Howard appointing same Senate Conferees.

MESSAGE FROM THE HOUSE

Advising appointment of members of the House of Representatives to the Executive Committee of the State Legislative Council,

pursuant to 74 O.S. 1971, Section 456, as amended, as follows:

Anderson	Kennedy
Bradley	McIntyre
Craighead	Monks
Glover	Peterson
Harper	Sparkman
Hopkins	Trent
Johnson (A.V.)	Winn
Joiner	

Alternates:

Cowan	Rogers
Gray	Sheppard
Hooper	

CONFERENCE COMMITTEE REPORT

The following 4th **CCR** on **SB 76** was read.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 76** by Stipe of the Senate and Lawter of the House, entitled:

Worker's Compensation — Amending 85 O.S., Sections 2.1 and 22 (Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same.

Pursuant to Rule 10(g), we beg leave to report the conferees are unable to agree.

Respectfully submitted,

FOR THE SENATE: Luton and Birdsong.

FOR THE HOUSE: Denman and Twidwell.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 276** was read and adopted upon motion of Senator Crow.

Mr. President
and
Mr. Speaker

We, your Joint Conference Committee on Retirement Laws, to which was referred Engrossed **SB 276,** and Engrossed House Amendments thereto, by Lane, Johnson, Rozell and Schuelein of the Senate and Abbott of the House, entitled:

(State Government — Amending 74 O.S., Section 914 — 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 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 276** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Young, Nickles, Berrong, Boatner, McCune and Crow.

FOR THE HOUSE: Abbott, Baughman, Davis (Don) and Weichel.

PENDING CONSIDERATION OF CCR

SB 276, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Keating, Smith and Wolfe.—3.

The bill and emergency passed.

SB 276, 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 1264,** as coauthored by Duckett.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1264** was read and adopted upon motion of Senator Cate.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1264,** entitled:

(An Act relating to revenue and taxation — emergency)

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

Coauthored by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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 1264** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward. Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Johnson, Kilpatrick, Martin, Randle, Rozell, Schuelein, Stipe, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1264, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Field, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—44.

Nay: Young.—1.

Excused: Keating, Smith and Wolfe.—3.

The bill and emergency passed.

HB 1264, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION ON CCR

The **CCR** on **SB 188** was called up for consideration.

Upon motion of Senator Green, the **CCR** on **SB 188** was rejected, further conference requested, President Pro Tempore Howard appointing same Senate Conferees.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 37 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 188,** and naming House Conferees.

SPECIAL REPORTS

Senator Randle submitted the Report of the Special Committee on the Correctional System, along with the Minority Report thereto, and asked that the Senate receive said Reports, which was the order.

CONFERENCE COMMITTEE REPORT

The following 3rd **CCR** on **SB 188** was read.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was rereferred Engrossed Senate Bill No. **188,** and Engrossed House Amendments thereto, entitled:

An Act relating to workers' compensation; amending 85 O.S. 1971, Section 2b, as amended by Section 5, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1978, Section 2b); providing for workers' compensation insurance on certain state employees; providing certain guidelines for such coverage; requiring certain provisions remain in effect; and changing location of filing copies of policies.

beg leave to report that we have had the same under consideration and

advise that the Conference Committee could not reach an agreement, pursuant to Rule 10(g).

Respectfully submitted,

FOR THE SENATE: Luton, Birdsong, Green and Berrong.

FOR THE HOUSE: Sanders, Twidwell and Elder.

Senator Lane moved that the Senate stand at ease, which motion was declared adopted.

The Senate reassembled with Senator Lane presiding.

Senator Green questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

Senator Watson presiding.

MESSAGE FROM THE HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 276.**

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 37,** as coauthored by Harbin, Johnson (Don), Davis (Guy), Wilson, Glover, Stephenson and Rogers.

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 1405** (2nd **CCR**).

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **HB 1405** was read and adopted upon motion of Senator York.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was rereferred Engrossed House Bill No. **1405,** and Engrossed Senate Amendments thereto, by Elder of the House and Luton of the Senate, entitled:

An Act relating to motor vehicles; providing for licensing and registration of vehicles *** directing codification; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from its Amendments 1 and 2, and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1405** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Elder, Murphy and Davis (Don).

FOR THE SENATE: Luton and York.

PENDING CONSIDERATION OF CCR

HB 1405, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Field, Giles, Keating, Randle, Smith and Wolfe.—6.

The bill and emergency passed.

HB 1405, 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 1264.**

The above-numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator McCune presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 276 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.

SR 62 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1037.**

HCR 1037 — By Dunn of the House and Lane of the Senate.

A Concurrent Resolution fixing the day of the Sine Die Adjournment of the First Session of the Thirty-Seventh Oklahoma Legislature.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 276.**

The above numbered Enrolled Bill was referred to the Governor.

Advising the signing of and returning Enrolled **SCR 37.**

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

PENDING SENATE ACTION — RESOLUTION

HCR 1037, previously introduced, was called up for consideration.

HCR 1037 was read at length, adopted upon motion of Senator Lane, properly signed and ordered returned to the Honorable House.

Senator Terrill presiding.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1405.**

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

Advising the signing of and transmitting for signature Enrolled **HCR 1037.**

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

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 196** was read.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 196** by Stipe of the Senate and Elder of the House, entitled:

Workers' Compensation — Amending 85 O.S. 1971 §131b ***; Emergency.

together with Engrossed House amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same, under Joint Rule 10(g), and advise that the Conferees have been unable to agree.

Respectfully submitted,

FOR THE SENATE: Stipe and Luton.

FOR THE HOUSE: Elder and Twidwell.

Senator Lane moved that, when the clerk's desk is clear, and pursuant to **HCR 1037,** the Senate of the First Regular Session of the Thirty-seventh Legislature adjourn sine die, which motion prevailed.

The Clerk announced that his desk was clear, whereupon, as provided under the Lane motion and **HCR 1037,** the Senate of the First Regular Session of the Thirty-seventh Legislature, at the time of 6:02 p.m., adjourned sine die.

SENATE COMMITTEES

Thirty-seventh Legislature

RULES COMMITTEE

Terrill, Chairman
Tinsley, Vice Chairman

Birdsong
Boatner
Cate
Crow
Field
Green
Lamb
Lane
Luton
Martin
Rozell
Stipe
York

STANDING COMMITTEES

AGRICULTURE-11

Dahl, Chairman
Capps, Vice Chairman

Boatner
Field
Giles
Landis
McDaniel
Martin
Miller
Taliaferro
Vann

APPROPRIATIONS AND BUDGET-14

Crow, Chairman
Boatner, Vice Chairman

Cate
Crutcher
Kilpatrick
Johnson
McCune
Murphy
Pierce
Randle
Rozell
Stipe
Terrill
Watson

BANKS AND BANKING-14

Boatner, Chairman
Cullison, Vice Chairman

Birdsong
Crutcher
Green
Howell
Keller
Lamb
Porter
Randle
Smith
Terrill
Wolfe
York

BUSINESS, INDUSTRY AND LABOR RELATIONS-9

Kilpatrick, Chairman
Miller, Vice Chairman

Birdsong
Combs
Lane
Nickles
Schuelein
Stipe
York

CONSTITUTIONAL REVISION AND REGULATORY SERVICES-5

Berrong, Chairman
Taliaferro, Vice Chairman

McCune
Pierce
Terrill

COUNTY, STATE AND FEDERAL GOVERNMENT-8

Tinsley, Chairman
Crutcher, Vice Chairman

Birdsong
Cate
Luton
Rozell
Vann
York

CRIMINAL JURISPRUDENCE-7

Murphy, Chairman
Keating, Vice Chairman

Cate
Clifton
Johnston
Stipe
Wolfe

EDUCATION, COMMON-15

Randle, Chairman
Rozell, Vice Chairman

Cain
Capps
Cummins
Field
Howell
Kilpatrick
Lamb
Luton
Martin
Murphy
Terrill
Watson
Young

EDUCATION, HIGHER-9

Rozell, Chairman
Cate, Vice Chairman

Johnston
Lane
Miller
Murphy
Randle
Schuelein
Watson

ELECTIONS AND PRIVILEGES-5

Capps, Chairman
Pierce, Vice Chairman

Lane
Nickles
Tinsley

ENGROSSED AND ENROLLED BILLS-3

McCune, Chairman
Taliaferro, Vice Chairman

Crow

ENVIRONMENTAL AND NATURAL RESOURCES-5

Vann, Chairman
McDaniel, Vice Chairman

Capps
Martin
Nickles

INSURANCE-8

Birdsong, Chairman
Green, Vice Chairman

Berrong
Keller
Luton
Porter
Smith
Young

JUDICIARY-10

Clifton, Chairman
Johnston, Vice Chairman

Cain
Green
Keating
Keller
Lamb
Luton
Wolfe
Young

MUNICIPAL GOVERNMENT-7

Howell, Chairman
Keller, Vice Chairman

Cain
Clifton
Keating
Schuelein
Smith

OIL, GAS AND ENERGY-7

Giles, Chairman
Dahl, Vice Chairman

Cummins
Field
Landis
McDaniel
Pierce

PUBLIC AND MENTAL HEALTH-7

Martin, Chairman
Wolfe, Vice Chairman

Combs
Crow
Crutcher
Johnson
Keating

PUBLIC SAFETY AND PENAL AFFAIRS-8

Schuelein, Chairman
Landis, Vice Chairman

Dahl
Johnson
Johnston
McCune
Porter
Watson

RETIREMENT AND ADMINISTRATION-6

Young, Chairman
Nickles, Vice Chairman

Berrong
Boatner
Crow
McCune

REVENUE AND TAXATION-15

Smith, Chairman
McDaniel, Vice Chairman

Berrong
Cain
Clifton
Combs
Crow
Cullison
Cummins
Giles
Green
Howell
Kilpatrick
Lamb
York

ROADS AND HIGHWAYS-7

Stipe, Chairman
Cummins, Vice Chairman

Cullison
Landis
Miller
Tinsley
Vann

SOCIAL WELFARE-5

Porter, Chairman
Combs, Vice Chairman

Giles
Lane
Taliaferro

WILDLIFE-6

Johnson, Chairman
Field, Vice Chairman

Cullison
Dahl
Taliaferro
Tinsley

INTERIM AND SPECIAL COMMITTEE APPOINTMENTS

EXECUTIVE COMMITTEE, STATE LEGISLATIVE COUNCIL

(74 O.S., § 456)

Representative Daniel D. Draper, Jr., Speaker of the House of Representatives, Chairman
Senator Gene C. Howard, President Pro Tempore of the Senate, Vice Chairman

Senate

Berrong, Ed
Birdsong, Jimmy
Clifton, John L.
Crutcher, Bill J.
Cullison, Robert V.
Cummins, Don
Dahl, John L.
Giles, Ray A.
Green, Warren E.
Howell, James F.
Miller, Robert L.
Murphy, Robert M.
Taliaferro, Paul
Vann, Charles W.
Young, John W.

Senate Alternates
Cain, Bernest
Combs, Mike
Johnston, Jeff
Landis, Kenneth K.
Porter, E. Melvin

House

Anderson, Robert E.
Bradley, W.D.
Craighead, David C.
Glover, Jim R.
Harper, Bob E.
Hopkins, Robert E.
Johnson, A. Visanio
Joiner, Fred
Kennedy, Billy F.
McIntyre, Bernard J.
Monks, John
Peterson, Charles R.
Sparkman, Wiley
Trent, Bob A.
Winn, Wayne

House Alternates
Cowan, Ted M.
Gray, Charles
Hooper, Roy B., Jr.
Rogers, Willie
Sheppard, Ronald Gary

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)

Senator Gene C. Howard, Tulsa, Chairman
Representative Daniel D. Draper, Jr., Stillwater, Vice Chairman

Senate

Birdsong, Jimmy
Dahl, John L.
Luton, John D.
Smith, Finis W.
Watson, Phil

House

Davis, Don
Deatherage, Cleta
Dunn, Vernon
Elder, Charles
Fitzgibbon, Joseph E.
Murphy, Mike
Stephenson, Tom R.

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:
Reverend Wendell Estep, Bethany

Hearing Panel:
Don Porter, Oklahoma City

JOINT LEGISLATIVE ETHICS COMMITTEE

(74 O S., § 1410)

Representative Tom R. Stephenson, Chairman
Senator John L. Dahl, Vice Chairman

Senate	House
Green, Warren E.	Ford, Charles R.
Martin, Ernest D.	Steward, Jerry

THE EDUCATIONAL COMMISSION OF THE STATES

(70 O.S., § 506.1 III A)
(Interstate Compact for Education)

Oklahoma Members

Governor George Nigh
Senator James F. Howell
Representative Jim Fried
E. T. Dunlap, Ed.D., Chancellor, State Regents for Higher Education
Leslie R. Fisher, Ed.D., Superintendent of Public Instruction
Mary Cherry, Tulsa
Obra Hulsey, Ed.D., Ft. Cobb

HEALTH SCIENCES CENTER PLANNING COMMITTEE

(70 O.S., § 3306.15)

Governor George Nigh, Chairman
Lloyd E. Rader, Director, DISRS, Vice Chairman
Joan K. Leavitt, M.D., Commissioner of Health, Secretary
Senator Rodger A. Randle
Representative Don Denman
J. Frank James, M.D., Director of Mental Health
Joe F. Gary, member, Oklahoma State Regents for Higher Education, Durant
Ronald H. White, M.D., member, Board of Regents of the University of Oklahoma, Oklahoma City
James J. Monroe, member, Board of Trustees of the University Hospital, Idabel

LEGISLATIVE LIAISON COMMITTEE ON THE CAPITOL IMPROVEMENT AUTHORITY AND THE STATE BOARD OF PUBLIC AFFAIRS

(73 O.S., § 176)

Senator Warren E. Green, Chairman
Representative Ross Duckett, Vice Chairman

Senate	House
Cate, Lee	Ford, Charles R.
Cullison, Robert V.	Monks, John L.

COMMITTEE ON LEGISLATIVE OVERSIGHT OF PUBLIC TRUSTS

(60 O.S., § 178.1)

Representative Jerry Steward, Chairman
Senator Jim E. Lane, Vice Chairman

Senate	House
Tinsley, Gideon	Lancaster, Bill
Young, John W.	Monlux, Harold D.

SOUTHERN GROWTH POLICIES BOARD

(74 O.S., § 3501, Art. II)

Governor George Nigh
Sam Hammons, Alternate, Office of the Governor
Representative Howard Cotner
Senator John L. Dahl
Robert Sellers, Tulsa
James C. Leake, Muskogee

OKLAHOMA COMMISSIONERS ON UNIFORM STATE LAWS

(74 O.S., § 471)

Bryce Baggett, Oklahoma City
Representative Charles Elder
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	House
Lane, Jim E.	Barker, Jim L.
Randle, Rodger A.	Deatherage, Cleta
Stipe, Gene	Taylor, Stratton
Terrill, Al	Weichel, Jerry

BOARD ON LEGISLATIVE COMPENSATION

(Constitution, Article V, Section 21)

(74 O.S. Supp. 1977, §§ 291.2, 291.3)*

Gubernatorial Appointees

Bob Lee Kidd, Poteau, 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 STUDY OF LAND RECORDS SYSTEMS

HJR 1007, 1979*

Senator John L. Clifton, Chairman
Representative Charles R. Peterson, Vice Chairman

Senate	House
Cain, Bernest	Steward, Jerry

Representing the Real Property Section of the Oklahoma Bar Association:

Joseph H. Rarick, Norman
H. G. Tolbert, Watonga
James G. Hamill, Oklahoma City

Representing the Oklahoma Land Title Association:

John W. Warren, Newkirk
John Cathey, Durant

Representing the Oklahoma County Clerks Association:

Jerry DeWoody, Oklahoma City
Anita Nesbitt, Tulsa

Representing the District Court Clerks of Oklahoma Association:

Ruby Poe, Shawnee
Bobbie Solesbee, Eufaula

Nonlawyers holding real property in rural and urban areas of Oklahoma:

Harry Marton, Stillwater
Leo Jones, Tecumseh

*Directs submission of Final Report to the final meeting of the Executive Committee of the State Legislative Council of the 1979-1980 legislative interim.

SOUTHWEST REGIONAL ENERGY COUNCIL

Senate	House
Crow, Herschal H., Jr.	Morgan, Charlie O.
Lane, Jim E.	Kennedy, Billy F.
Luton, John D.	Wilson, Robert G.
Rozell, Herbert	Davis, Don
Terrill, Al	Hobson, Cal

SPECIAL COMMITTEE ON THE CORRECTIONAL SYSTEM

HJR 1034, 1979*

Representative Carl Twidwell, Chairman
Senator Rodger A. Randle, Vice Chairman

Senate	House
Johnston, Jeff	Sheppard, Ronald G.
Kilpatrick, Don	Smith, Jerry
Landis, Kenneth K.	Steward, Jerry
McCune, John R.	Thompson, Mick

*Directed submission of report and recommendations prior to adjournment of the 1st Session of the 37th Oklahoma Legislature.

SPECIAL COMMITTEE ON INSURANCE COMPANIES

SJR 38, 1979*

Senator John D. Luton, Chairman
Representative Charles Elder, Vice Chairman

Senate	House
Birdsong, Jimmy	Harper, Bob E.
Clifton, John L.	Henry, Robert H.
Crutcher, Bill J.	Johnson, A. Visanio
Smith, Finis W.	Stephenson, Tom R.

*Directs submission of report to the Senate and House of the 2nd Session of the 37th Oklahoma Legislature.

SPECIAL COMMITTEE ON METHADONE MAINTENANCE PROGRAMS

HJR 1036, 1979*

Representative Joan Hastings, Chairman
Senator Ernest D. Martin, Vice Chairman

Senate	House
Cullison, Robert V.	Kane, Robert M.
Johnston, Jeff	Manar, Tom J.
Vann, Charles W.	McIntyre, Bernard J.
Wolfe, Stephen C.	Taylor, Stratton

Nonlegislative Members

Robert McMillin, Oklahoma City
Lynn Carr, Tulsa
Dr. Mason R. Lyons, Tulsa
Dolores Mitchell, Sallisaw
Father Dick Virtue, Norman

*Directs submission of Final Report to the Senate and House on the first day of the 2nd Session of the 37th Oklahoma Legislature.

JOINT COMMITTEE ON RETIREMENT LAWS

(74 O.S., § 452.6)

Representative Lonnie L. Abbott, Chairman
Senator John W. Young, Vice Chairman

Senate	House
Berrong, Ed	Baughman, Marvin L.
Boatner, Roy A.	Camp, George
Crow, Herschal H., Jr.	Davis, Don
McCune, John R.	Fried, Jim
Nickles, Don	Weichel, Jerry

JOINT CONFERENCE COMMITTEE ON REVENUE

Senator Gene Stipe, Chairman
Representative Daniel D. Draper, Jr., Vice Chairman

Senate	House
Crow, Herschal H., Jr.	Davis, Don
Dahl, John L.	Deatherage, Cleta
Rozell, Herbert	Dunn, Vernon
Schuelein, William M.	Fitzgibbon, Joseph E.
Terrill, Al	Fried, Jim
Tinsley, Gideon	Willis, William P.

SENATE AND HOUSE BILLS AND RESOLUTIONS REFERRED TO GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS

SENATE

	Page
SB 84	838; 917
SB 85	838
SB 86	679
SB 87	601, WD p. 609
SB 88	601, WD p. 609; 838
SB 89	601
SB 90	679
SB 91	601
SB 92	601, WD p. 609
SB 93	838
SB 94	838
SB 95	838
SB 96	838; 922
SB 98	628; 874
SB 100	789
SB 101	838; 1059
SB 104	838
SB 106	838
SB 107	838
SB 108	838
SB 109	838
SB 111	838
SB 112	789
SB 116	789
SB 117	838
SB 118	1016
SB 119	679
SB 120	838
SB 121	609
SB 122	789; 874
SB 124	679
SJR 27	861

Total: 32

HOUSE

	Page
HB 1129	717
HB 1130	717
HB 1132	717
HB 1133	717
HB 1134	775
HB 1135	717; 917
HB 1136	717
HB 1137	981
HB 1138	746
HB 1139	746
HB 1140	746
HB 1141	746
HB 1142	696
HB 1144	696
HB 1149	671
HB 1150	671
HB 1154	671
HB 1155	787
HB 1156	717
HB 1157	862
HB 1160	807
HB 1162	717; 917
HB 1163	671; 984
HB 1164	862
HB 1165	671
HB 1166	862
HB 1168	746
HB 1230	717
HB 1264	1078
HB 1319	891
HB 1331	854
HB 1402	671

Total: 32

SENATE BILLS AND RESOLUTIONS REFERRED TO SPECIAL CONFERENCE COMMITTEES

	Page
SB 7	753
SB 17	614
SB 25	575
SB 40	842
SB 62	826; 916; 1021
SB 76	947; 987; 1067; 1080
SB 87	679
SB 99	679
SB 110	717
SB 138	774
SB 139	671, WD p. 899
SB 174	826
SB 176	774; 1021
SB 180	753; 938
SB 188	699; 1062; 1083
SB 193	789
SB 196	947; 1080
SB 209	697
SB 214	845; 944
SB 215	874; 981
SB 217	645
SB 226	842
SB 234	753; 984
SB 243	671
SB 248	845
SB 280	686; 907; 1028
SB 288	717
SB 297	679
SB 298	753
SB 299	692
SB 310	871
SB 329	774
SB 335	845
SJR 9	609
SJR 10	790
SJR 27	842, WD p. 861, to GCCA
SCR 31	942

Total: 37

HOUSE BILLS AND RESOLUTIONS REFERRED TO SPECIAL CONFERENCE COMMITTEES

	Page		Page
HB 1002	790	HB 1341	854
HB 1006	828	HB 1345	808
HB 1038	849	HB 1352	849
HB 1070	769	HB 1356	848
HB 1082	790	HB 1363	828
HB 1100	787; 1021; 1039	HB 1372	891; 1021; 1060
HB 1113	849; 924	HB 1377	718
HB 1177	849	HB 1405	848; 1036
HB 1178	671; 754	HB 1408	854
HB 1180	849	HB 1418	848
HB 1201	771	HB 1436	854; 1011
HB 1227	673	HB 1438	771; 944
HB 1242	891	HB 1439	592
HB 1268	671	HB 1450	828
HB 1274	675	HB 1460	828
HB 1284	807	HB 1472	808
HB 1298	849	HB 1493	771
HB 1309	849	HB 1504	828
HB 1313	808; 943	HB 1505	848
HB 1314	756	HB 1506	790
HB 1328	756	HCR 1008	238

Total: 42

SENATE AND HOUSE BILLS REFERRED TO JOINT CONFERENCE COMMITTEE ON RETIREMENT LAWS

SENATE		HOUSE	
	Page		Page
SB 276	672	HB 1353	756
		HB 1384	848
		HB 1397	848

Total: 4

SENATE AND HOUSE BILLS REFERRED TO JOINT CONFERENCE COMMITTEE ON REVENUE

SENATE		HOUSE	
	Page		Page
SB 178	774	HB 1041	671
		HB 1264	614; 1078
		HB 1484	614

Total: 4

SUMMARY OF LEGISLATIVE ACTION

	Introduced	Enacted or Adopted	Carried Over in Senate to 1980 In Committee	Carried Over in Senate to 1980 On Calendar	Carried over in House to 1980 In Committee	Carried over in House to 1980 On Calendar	Total Carried Over	Dead
Senate Bills	349	130	142	12	53	2	209	10
Senate Joint Resolutions	38	11	21	—	6	—	27	—
Senate Concurrent Resolutions	37	25	—	—	—	—	—	12
Senate Resolutions	62	46	—	—	—	—	—	16

INDEX

DENOTATIONS

CR — Committee Report
CCR — Conference Committee Report
GCCA — General Conference Committee on Appropriations
HA — House Amendment
HB — House Bill
HC — House Conferee
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

SB 1 — By Dahl.
An Act relating to state government; creating an Oklahoma Awards Board . . . providing for certain medals and their bestowal . . . appropriation . . . emergency.
1st Reading 52
2nd Reading 63
CR 164
Considered, passed, referred 173
Engrossed — To House 178

SB 2 — By Dahl.
An Act relating to game and fish; prohibiting the killing of doe deer in certain counties . . . codification.
1st Reading 52
2nd Reading 63

SB 3 — By McDaniel.
An Act relating to state officers and employees; amending 74 O.S. 1971, Section 356.2 . . . duties of the Oklahoma Planning and Resources Board . . . allowing federal golden age passport holders to have certain fees reduced . . . effective date.
1st Reading 52
2nd Reading 63
CR 292
Considered, passed, referred 317
Engrossed — To House 328
Referred for enrollment 672
Enrolled — 4th Reading 683
To Governor 684
Approved April 24, 1979 711

SB 4 — By McDaniel.
An Act relating to fees; amending 28 O.S. 1971, Section 32, as last amended . . . providing for fees of county clerks . . . effective date.
1st Reading 52
2nd Reading 63

SB 5 — By Howell.
An Act relating to schools; amending Section 13, Chapter 294, O.S.L. 1978; providing for minimum revenue guarantee funds . . . emergency.
1st Reading 52
2nd Reading 63

SB 6 — By Howell.
An Act relating to corporations; amending 18 O.S. 1971, Sections 1.2, 1.14, as amended . . . modifying provisions for duration of corporate existence . . . repealing 18 O.S. 1971, Section 1.46.
1st Reading 52
2nd Reading 63
CR 270
Considered, passed, referred 294
Engrossed — To House 305
HAs read, consideration deferred 636
HAs adopted, passed, referred 671
Enrolled — 4th Reading 683
To Governor 684
Approved April 24, 1979 711

SB 7 — By Murphy.
An Act relating to schools; amending 70 O.S. 1971, Section 1-114, as last amended

. . . allowing a credit on nonresident tuition fees for ad valorem tax paid in the school district to which the child is transferred . . . emergency.
1st Reading 53
2nd Reading 63
CR..... 276
Considered, passed, referred 297
Engrossed — To House 305
HAs read, consideration deferred..... 744
HAs rejected, Conference requested 753
SCs appointed 753
Conference granted, HCs named..... 775
CCR read, consideration deferred 901
CCR adopted, passed — To House... 916
Referred for enrollment 933
Enrolled — 4th Reading 942
To Governor 943
Approved May 25, 1979 971

SB 8 — By Murphy of the Senate and Morgan of the House.
An Act relating to public health and safety; amending Section 8, Chapter 137, O.S.L. 1974 (63 O.S. Supp. 1978, Section 2115); recreating the Alcoholism Advisory Council in accordance with Sunset Law . . . emergency.
1st Reading 53
2nd Reading 63
CR..... 158
Considered, passed, referred 180
Engrossed — To House 194

SB 9 — By Murphy of the Senate and Morgan of the House.
An Act relating to public health and safety; amending Section 3, Chapter 169, O.S.L. 1973, as amended . . . (63 O.S. Supp. 1978, Section 2109); recreating the Alcohol Prevention, Training, Treatment and Rehabilitation Authority in accordance with Sunset Law . . . emergency.
1st Reading 53
2nd Reading 63
CR..... 158
Considered, passed, referred 180
Engrossed — To House 194

SB 10 — By Murphy of the Senate and Morgan of the House.
An Act relating to public health and safety; amending Section 2, Chapter 110, O.S.L. 1972 (63 O.S. Supp. 1978, Section 2402); recreating the Oklahoma Commission on the Deaf and Hearing Impaired in accordance with Sunset Law . . . emergency.
1st Reading 53
2nd Reading 63
CR..... 190
Considered, passed, referred 207
Engrossed — To House 212

SB 11 — By Birdsong.
An Act relating to insurance; amending 36 O.S. 1971, Section 624; providing certain insurance companies report certain items to Insurance Commissioner . . . emergency.
1st Reading 53
2nd Reading 63
CR..... 344
Considered, passed, referred 425
Engrossed — To House 443
HAs read, consideration deferred..... 566
HAs adopted, passed, referred 575
Enrolled — 4th Reading 581
To Governor 586
Approved April 6, 1979..... 618

SB 12 — By Schuelein.
An Act relating to schools; providing for certain students to attend state institutions of higher learning without certain monetary charges . . . codification.
1st Reading 53
2nd Reading 63
CR..... 152
Considered, passed, referred 224
Engrossed — To House 238

SB 13 — By Boatner.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1304 and 1305, as amended . . . levy of excise tax on certain sales; providing exceptions including gas and electricity . . . emergency.

1st Reading 53
2nd Reading 63
CR..... 310
Considered, passed, referred 493
Engrossed — To House 507

SB 14 — By Boatner.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 2103 and 2104; levying an excise tax on certain transfers of certain motor vehicles . . . effective date.

1st Reading 53
2nd Reading 63

SB 15 — By Boatner of the Senate and Wiseman of the House.

An Act relating to the militia; amending 44 O.S. 1971, Sections 233.1 through 233.4; changing the name of the Special Armory Board to the Oklahoma Military Property Control Board . . . repealing 44 O.S. 1971, Sections 234.1 and 234.2 . . . emergency.

1st Reading 54
2nd Reading 63
CR..... 126
Considered, passed, referred 148
Engrossed — To House 154

SB 16 — By Boatner of the Senate and Wiseman of the House.

An Act relating to the militia; amending 44 O.S. 1971, Sections 195.2, 195.4, 195.6 and 195.8; providing procedures for making awards and decorations to members of the Oklahoma National Guard and others . . . emergency.

1st Reading 54
2nd Reading 63
CR..... 126
Considered, passed, referred 148
Engrossed — To House 154

SB 17 — By Johnston of the Senate and Morgan of the House.

An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 1705, as last amended . . . expanding powers of the Oklahoma Turnpike Authority to include the power to install a tollgate on the Turner Turnpike at Wellston, Oklahoma.

1st Reading 54
2nd Reading 63
CR..... 292
Considered, passed, referred 371
Engrossed — To House 377
HAs read, consideration deferred 552
HAs rejected, Conference requested 614
SCs appointed 614
Conference granted, HCs named..... 620
CCR read, consideration deferred 910
CCR adopted, passed..... 917
ML..... 917
To House..... 969
Referred for enrollment 977
Enrolled — 4th Reading 981
To Governor..... 983
Approved May 30, 1979 1002

SB 18 — By Clifton.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 51, as last amended . . . punishments for second and subsequent offenses . . . setting minimum terms before parole eligibility . . . effective date.

1st Reading 54
2nd Reading 63
Additional committee assignment 149
CR..... 292

SB 19 — By Landis.

An Act relating to leases; amending 16 O.S. 1971, Section 15; expanding types of leases requiring acknowledgment and recordation; prohibiting abstracters to abstract for a fee certain recorded leases . . . codification.

1st Reading 54
2nd Reading 63
CR..... 176

SB 20 — By Landis.

An Act relating to mental health; amending 43A O.S. 1971, Section 55, as renumbered . . . treatment of individuals alleged

to be persons requiring treatment; and modifying procedure for emergency detention of such individuals by authorizing their detention in the county jail.
1st Reading 54
2nd Reading 63

SB 21 — By Landis.
An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-204; and expanding powers and duties of the county superintendent of health to include medical assistance to inmates of county jails upon request of the county sheriff.
1st Reading 54
2nd Reading 63

SB 22 — By McDaniel of the Senate and Hooper of the House.
An Act relating to waters and water rights; amending Section 1, Chapter 256, O.S.L. 1972 (82 O.S. Supp. 1978, Section 105.1); and defining terms and adding definition of excess or surplus water.
1st Reading 54
2nd Reading 64

SB 23 — By McDaniel of the Senate and Elder of the House.
An Act relating to revenue and taxation; limiting property conveyed in tax deed to real property, including mineral rights of surface owner . . . effective date.
1st Reading 54
2nd Reading 64
CR..... 302; 334
Considered, passed, referred 376
Engrossed — To House 435
HAs read, consideration deferred 646
HAs adopted, passed 673
ML; time extended; referred 673; 708; 727
Enrolled — 4th Reading 731
To Governor 735
Approved May 1, 1979..... 765

SB 24 — By Birdsong.
An Act relating to insurance; amending 36 O.S. 1971, Sections 307, as amended . . . 318 and 619 . . . directing Insurance Commissioner to make certain findings, statements, records . . . effective date.
1st Reading 55
2nd Reading 64

SB 25 — By McDaniel of the Senate and Hooper 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. 1978, Sections 1085.27 and 1085.28) . . . creating the Oklahoma Water Development Authority with its powers, duties, compensation and reimbursement of expenses . . . repealing Sections 22 through 26, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1978, Sections 1085.22 through 1085.26) . . . effective date.
1st Reading 55
2nd Reading 64
CR..... 276
Considered, passed, referred 378
Engrossed — To House 390
HAs read, consideration deferred..... 567
HAs rejected, Conference requested 575
SCs appointed 575
Conference granted, HCs named..... 671
Senate and House conferees added 726; 774
Senate conferee changed 774
CCR read, conferees unable to agree 1008

SB 26 — By Landis.
An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 332.2, 332.7 and 512, as amended . . . modifying provisions for review and recommendations of the Pardon and Parole Board of cases of certain inmates . . . repealing 57 O.S. 1971, Section 332.8 . . . effective date.
1st Reading 55
2nd Reading 64
CR..... 258; 310
Considered 405
Considered, passed, referred 416
Engrossed — To House 435

SB 27 — By Murphy.

An Act relating to schools; providing for contents of loan agreements between lenders and certain students . . . codification.

1st Reading 55
2nd Reading 64
CR..... 251
Considered, passed, referred 265
Engrossed — To House 272
Referred for enrollment 733
Enrolled — 4th Reading 746
To Governor 749
Approved May 1, 1979..... 765

SB 28 — By Keller of the Senate and Twidwell of the House.

An Act relating to children; amending 10 O.S. 1971, Section 1101, as last amended . . . defining terms used in the dependent, delinquent and neglected children's act . . . placing . . . persons under supervision of court . . . emergency.

1st Reading 55
2nd Reading 64
Change in Committee 98

SB 29 — By Boatner of the Senate and Trent of the House.

An Act relating to oil and gas; amending 52 O.S. 1971, Section 296 . . . allowing negotiation for initial damage to surface landowners; requiring minimal damage percentage . . . effective date.

1st Reading 55
2nd Reading 64

SB 30 — By Keller.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1305; as amended . . . exemptions from sales tax; adding prescription drugs as an exemption . . . emergency.

1st Reading 56
2nd Reading 64

SB 31 — By Terrill of the Senate and Murphy of the House.

An Act relating to historical societies and associations; repealing 53 O.S. 1971, Sections 141 through 148, which created the Western Plains Indians Arts and Crafts Commission . . . emergency.

1st Reading 56
2nd Reading 64
CR..... 221
Considered, passed, referred 248
Engrossed — To House 253
Referred for enrollment 716
Enrolled — 4th Reading 731
To Governor 735
Approved May 1, 1979..... 765

SB 32 — By Terrill.

An Act relating to amusements and sports . . . prohibiting blind bidding . . . providing for availability of motion picture exhibitions . . . emergency.

1st Reading 56
2nd Reading 64

SB 33 — By Terrill of the Senate and Murphy of the House.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 1354; recreating the State Board of Examiners of Psychologists in accordance with the Sunset Law . . . emergency.

1st Reading 56
2nd Reading 64
CR..... 324
Considered, passed, referred 347
Engrossed — To House 355
HAs read, consideration deferred..... 697
HAs adopted, passed, referred 714
Enrolled — 4th Reading 731
To Governor 735
Approved May 1, 1979..... 765

SB 34 — By Terrill of the Senate and Murphy of the House.

An Act relating to professions and occupations; amending Section 201, Chapter 121, O.S.L. 1974 (59 O.S. Supp. 1978, Section 858-201); recreating the Oklahoma Real Estate Commission in accordance with the Sunset Law . . . emergency.

1st Reading 56
2nd Reading 64

CR 301
Considered, passed, referred 315
Engrossed — To House 328
Referred for enrollment 725
Enrolled — 4th Reading 731
To Governor 735
Approved May 1, 1979 765

SB 35 — By Terrill.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2355, as amended . . . modifying computation of tax imposed on Oklahoma taxable income of certain single and married individuals . . . effective date.
1st Reading 56
2nd Reading 64

SB 36 — By Kilpatrick of the Senate and Steward of the House.
An Act relating to property; amending 60 O.S. 1971, Section 176, as amended . . . public trusts . . . prohibiting creation of indebtedness; providing exceptions . . . effective date.
1st Reading 56
2nd Reading 64
CR 334

SB 37 — By Pierce.
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 and Oklahoma adjusted gross income.
1st Reading 56
2nd Reading 64

SB 38 — By Martin.
An Act relating to state government; amending Section 2, Chapter 259, O.S.L. 1976 (74 O.S. Supp. 1978, Section 150.2); providing for duties and responsibilities of the Oklahoma State Bureau of Investigation . . . detection of criminal activity.
1st Reading 57
2nd Reading 64
CR 151; 310
Considered 328
Considered, passed, referred 337
Engrossed — To House 348

SB 39 — By Howard of the Senate and Draper of the House.
An Act relating to state government; specifying certain offices and positions of the Corporation Commission as unclassified service of the state . . . emergency.
1st Reading 57
2nd Reading 64
CR 221
Considered, passed, referred 248
Engrossed — To House 253
Referred for enrollment 554
Enrolled — 4th Reading 564
To Governor 572
Approved April 3, 1979 588

SB 40 — By Cate.
An Act relating to insurance . . . creating an Oklahoma Property and Casualty Insurance Guaranty Association; providing for administration, membership and performance of functions . . . emergency.
1st Reading 57
2nd Reading 64
CR 344
Considered, passed, referred 356
Engrossed — To House 366
HAs read, consideration deferred 803
HAs rejected, Conference requested 842
SCs appointed 842
Conference granted, HCs named 876
CCR read, conferees unable to agree 1046

SB 41 — By Keating.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2407 . . . classification of homesteads; increasing the amount of homestead exemption . . . effective date.
1st Reading 57
2nd Reading 64

SB 42 — By Terrill.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as

last amended . . . providing for certain adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income . . . effective date.
1st Reading 57
2nd Reading 64
CR..... 344
Considered, passed, referred 401
Engrossed — To House 416

SB 43 — By Birdsong.
An Act relating to probate procedure; amending 58 O.S. 1971, Section 241, as last amended . . . probate procedures for certain estates and increasing total estate value . . . effective date.
1st Reading 57
2nd Reading 64
CR..... 281; 344
Considered, passed, referred 425
Engrossed — To House 435
Referred for enrollment 582
Enrolled — 4th Reading 588
To Governor 597
Approved April 9, 1979..... 618

SB 44 — By Johnston.
An Act relating to corporations; amending 18 O.S. 1971, Section 1.19 . . . allowing domestic corporation to become general or limited partner . . . codification.
1st Reading 57
2nd Reading 64
CR. 270; 344
Considered, passed, referred 469
Engrossed — To House 475
Referred for enrollment 562
Enrolled — 4th Reading 573
To Governor 577
Approved March 30, 1979..... 580

SB 45 — By Johnston.
An Act relating to the county sheriff; amending 19 O.S. 1971, Sections 180.43, as amended . . . 524, 525 and 541, and 64 O.S. 1971, Section 58.1; increasing payment of mileage expenses to twenty-five cents per mile . . . repealing 28 O.S. 1971, Section 39.4.
1st Reading 57
2nd Reading 64

SB 46 — By Nickles.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1305, as amended . . . exemptions from the sales tax; adding prescription drugs as an exemption . . . emergency.
1st Reading 58
2nd Reading 64

SB 47 — By Nickles.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1305, as amended . . . exemptions from the sales tax, including the sale of certain food products . . . emergency.
1st Reading 58
2nd Reading 64

SB 48 — By Cate.
An Act relating to banks and trust companies . . . setting requirements for bank holding companies . . . providing for registration and reporting by bank holding companies . . . effective date.
1st Reading 58
2nd Reading 64
CR..... 292
Committee allowed to consider and report 337

SB 49 — By Howard of the Senate and Draper of the House.
An Act relating to oil and gas . . . restricting the operation of indefinite price escalator clauses in certain contracts; delaying certain increases in price for one year . . . emergency.
1st Reading 58
2nd Reading 64
CR..... 122; 190
Considered, passed, referred 218
ML; tabled, referred 219; 239
Engrossed — To House 239
HAs read, consideration deferred..... 399
HAs adopted, passed 420
ML; tabled, referred 421; 434

Enrolled — 4th Reading 458
To Governor 458
Approved March 19, 1979 484

SB 50 — By Tinsley.
An Act relating to game and fish; amending Section 5-204, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 5-204); limiting the use of firearms . . . emergency.
1st Reading 61
2nd Reading 68

SB 51 — By Tinsley.
An Act relating to game and fish; amending Sections 7-501 and 7-801, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-501 and 7-801); allowing domesticated pets with certain exceptions; permitting the regulation of importation of exotic wildlife . . . effective date.
1st Reading 61
2nd Reading 68

SB 52 — Tinsley.
An Act relating to game and fish; authorizing the Oklahoma Wildlife Conservation Commission to charge an application fee for participation in certain hunts; defining controlled hunt . . . emergency.
1st Reading 62
2nd Reading 68

SB 53 — By Tinsley.
An Act relating to game and fish; amending Section 4-112, Chapter 17, O.S.L. 1974, as last amended . . . hunting licenses . . . setting fees; deleting attachments to nonresident hunting licenses . . . effective date.
1st Reading 62
2nd Reading 68

SB 54 — By Tinsley.
An Act relating to game and fish; amending Section 6-301, Chapter 17, O.S.L. 1974, as amended . . . (29 O.S. Supp. 1978, Section 6-301); designating certain prohibited means of taking fish . . . regulations concerning limblines and juglines . . . effective date.
1st Reading 62
2nd Reading 68
CR 211
Considered, passed, referred 265
Engrossed — To House 272
Referred for enrollment 544
Enrolled — 4th Reading 550
To Governor 556
Approved March 30, 1979 580

SB 55 — By Taliaferro.
An Act relating to public health and safety; amending 63 O.S. 1971, Section 2-401 as amended . . . dispensing of controlled dangerous substances . . . prohibiting a teacher who has been convicted of engaging in such acts from teaching in this state.
1st Reading 62
2nd Reading 68
CR 168
Considered 224; 246
Considered, passed, referred 247
Engrossed — To House 253
HAs read, consideration deferred 646
HAs adopted, passed, referred 674
Enrolled — 4th Reading 683
To Governor 684
Approved April 24, 1979 711

SB 56 — By Taliaferro.
An Act relating to schools; amending 70 O.S. 1971, Section 9-101, as amended . . . transportation for students who attend public schools; and reducing distance from residence within which transportation may not be paid by state funds.
1st Reading 62
2nd Reading 68
CR 310; 352
Considered, failed 531
ML; adopted, rereferred 532

SB 57 — By Taliaferro.
An Act relating to liens; providing for notice of certain liens to landowners . . . effective date.
1st Reading 62
2nd Reading 68

SB 58 — By Taliaferro.
An Act relating to roads and bridges; amending 69 O.S. 1971, Section 633, as amended . . . providing for construction, development and repair of certain culverts, bridges or other projects by the board of county commissioners . . . providing for labor.
1st Reading 62
2nd Reading 68
CR 292
Considered, passed 467
ML; adopted, votes reconsidered, passed, referred 467; 518
Engrossed — To House 529
HAs read, consideration deferred 647
HAs adopted, passed, referred 674
Enrolled — 4th Reading 683
To Governor 684
Approved April 24, 1979 711

SB 59 — By Kilpatrick.
An Act relating to state government; authorizing the Department of Tourism and Recreation to create a special account . . . codification.
1st Reading 62
2nd Reading 68
CR 251
Considered, passed, referred 533
Engrossed — To House 543
Referred for enrollment 734
Enrolled — 4th Reading 746
To Governor 749
Approved May 1, 1979 765

SB 60 — By Smith of the Senate and Townsend of the House.
An Act relating to insurance; amending 36 O.S. 1971, Sections 312.1, as last amended by Section 1, Chapter 34, and others . . . making appropriations to the Firemen's Relief and Pension Fund and the Police Pension and Retirement System . . . imposing taxes on surplus lines . . . emergency.
1st Reading 62
2nd Reading 68
Change in committee assignment 74
CR 126

SB 61 — By Murphy.
An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-910, as amended . . . construction and operation of sewage disposal systems . . . approval by the State Board of Health.
1st Reading 63
2nd Reading 68
CR 324
Considered, passed, referred 394
Referred for enrollment 742
Enrolled — 4th Reading 752
To Governor 758
Approved May 3, 1979 824

SB 62 — By Green.
An Act relating to corporate and partnership fees; amending 18 O.S. 1971, Sections 1.247, 541, as amended . . . 28 O.S. 1971, Section 111, as amended . . . and 54 O.S. 1971, Section 143; modifying certain fees paid to the Secretary of State for certain filings . . . formation of a limited partnership.
1st Reading 63
2nd Reading 68
CR 324
WD, rereferred 334
CR 334
Considered, passed 454
ML; referred 455; 520
Engrossed — To House 529
HAs read, consideration deferred 745
HAs rejected, Conference requested 826
SCs appointed 826
Conference Granted, HCs named 841
CCR read, consideration deferred 911
CCR rejected, further Conference requested 916
Further Conference granted 916
2nd CCR read, consideration deferred 922
2nd CCR adopted, passed — To House 925
Referred for enrollment 938

Enrolled — 4th Reading 947
To Governor 947
Governor requested to return bill; returned (SCR 34) 988
House requested to rescind 4th Reading and signing and consider bill further 988
Senate rescinded 4th Reading and signing 988
House reconsidered votes, CCR rejected, further Conference requested 1010
Further Conference granted 1021
3rd CCR read, consideration deferred 1022
3rd CCR adopted, passed — To House 1040
Referred for enrollment 1063
Enrolled — 4th Reading 1072
To Governor 1073
Approved June 5, 1979 1077

SB 63 — By York.

An Act relating to motor vehicles . . . prohibiting sale of certain odometer devices; prohibiting the altering, disconnecting or resetting of odometer . . . effective date.

1st Reading 67
2nd Reading 74

SB 64 — By York.

An Act relating to revenue and taxation; amending Section 1, Chapter 203, O.S.L. 1972 (68 O.S. Supp. 1978, Section 1305d); expanding the exemption of certain specified groups from certain sales tax to include the Oklahoma Congress of Parents and Teachers . . . emergency.

1st Reading 68
2nd Reading 74
CR 344
Considered, passed, referred 459
Engrossed — To House 475

SB 65 — By York.

An Act relating to contracts . . . establishing certain implied warranties by certain manufacturers . . . effective date.

1st Reading 68
2nd Reading 74

SB 66 — By Pierce.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2427, as last amended . . . providing for yearly listing and assessment of personal property; fixing a date on which the property is to be valued and assessed . . . effective date.

1st Reading 68
2nd Reading 74

SB 67 — By Pierce.

An Act relating to corporations; recodifying 18 O.S. 1971, Section 451a, which provides certain rights for certain foreign religious and charitable groups . . . emergency.

1st Reading 68
2nd Reading 74

SB 68 — By Pierce.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1757, as last amended . . . procedures for transferring small claims action to a higher court . . . effective date.

1st Reading 68
2nd Reading 74

SB 69 — By Landis.

An Act relating to insurance; amending 36 O.S. 1971, Section 3613 . . . insurance policy to include the conditions for cancellation of an automobile liability insurance policy . . . effective date.

1st Reading 72
2nd Reading 106
CR 237
WD, rereferred 262
CR 302
Considered, passed, referred 526
Engrossed — To House 543

SB 70 — 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 72
2nd Reading 106
CR..... 344
Considered, passed, referred 435
Engrossed — To House 458

SB 71 — By Randle of the Senate and Davis (Don) of the House.
An Act relating to historical societies and associations; amending Section 1, Chapter 182, O.S.L. 1975 (53 O.S. Supp. 1978, Section 47.1); recreating the Will Rogers Memorial Commission in accordance with Sunset Law . . . emergency.
1st Reading 72
2nd Reading 106
CR..... 163
Considered, passed, referred 178
Engrossed — To House 194
Referred for enrollment 686
Enrolled — 4th Reading 699
To Governor 703
Approved April 25, 1979 729

SB 72 — By Randle of the Senate and Davis (Don) of the House.
An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 64.2, as amended . . . recreating the Jim Thorpe Memorial Oklahoma Athletic Hall of Fame Commission in accordance with the Sunset Law . . . emergency.
1st Reading 72
2nd Reading 106
CR..... 163
Considered, passed, referred 201
Engrossed — To House 205

SB 73 — By Randle of the Senate and Davis (Don) of the House.
An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 201; recreating the J. M. Davis Memorial Commission in accordance with the Oklahoma Sunset Law . . . emergency.
1st Reading 72
2nd Reading 106
CR..... 163
Considered, passed, referred 178
Engrossed — To House 194
Referred for enrollment 686
Enrolled — 4th Reading 699
To Governor 703
Approved April 25, 1979 729

SB 74 — By Randle of the Senate and Davis (Don) of the House.
An Act relating to historical societies and associations; repealing 53 O.S. 1971, Sections 21 through 23, which establish Oklahoma Historical Day Committee . . . emergency.
1st Reading 72
2nd Reading 106
CR..... 163
Considered, passed, referred 179
Engrossed — To House 194

SB 75 — By Keller.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1304, and 1305, as amended . . . levying an excise tax upon gross proceeds . . . exempting certain sales of public utilities . . . emergency.
1st Reading 72
2nd Reading 106

SB 76 — By Stipe.
An Act relating to Workers' Compensation; excluding employers, employing two or less employees, from the requirements imposed by the Workers' Compensation Act . . . emergency.
1st Reading 72
2nd Reading 106
CR..... 352
Considered, passed, referred 424
Engrossed — To House 435
HAs read, consideration deferred 754
HAs rejected, Conference requested 947
SCs appointed 980
Conference granted, HCs named..... 976
CCR read, consideration deferred 980

CCR rejected, further Conference requested 987
Further Conference granted 995
Senate conferees changed 995
2nd CCR read, consideration deferred 1041
2nd CCR adopted, passed — To House 1042
2nd CCR rejected, further Conference requested 1064
Further Conference granted 1067
3rd CCR read, adopted, passed — To House 1069
3rd CCR rejected, further Conference requested 1080
Further Conference granted 1080
4th CCR read, conferees unable to agree 1081

SB 77 — By McCune.
An Act relating to motor vehicles . . . Motor Vehicle Pollution Control Systems Act . . . providing coverage of certain vehicles under provisions of act . . . emergency.
1st Reading 72
2nd Reading 106

SB 78 — By McCune.
An Act relating to civil procedure; amending 12 O.S. 1971, Section 1277, as last amended . . . mandating the courts make certain provisions for children in divorce proceedings . . . courts to modify certain orders; changing certain age limitations for payment of child support . . . effective date.
1st Reading 73
2nd Reading 106
CR 121
Considered, passed, referred 128
Engrossed — To House 141
HAs read, consideration deferred 602
HAs adopted, passed, referred 678
Enrolled — 4th Reading 683
To Governor 684
Approved April 24, 1979 711

SB 79 — By McCune.
An Act relating to mental health; repealing 43A O.S. 1971, Sections 341 through 346, dealing with the sterilization of patients and certain criminals.
1st Reading 73
2nd Reading 106
CR 190
WD, rereferred 224
CR 344
Considered, passed, referred 461
Engrossed — To House 475

SB 80 — By McCune.
An Act relating to prisons and reformatories; expanding staff of Pardon and Parole Board . . . codification.
1st Reading 73
2nd Reading 106

SB 81 — By Watson.
An Act relating to schools; amending Section 6, Chapter 271, O.S.L. 1975, as amended . . . (70 O.S. Supp. 1978, Section 697.6); modifying provisions for allocation of appropriated funds to provide for physician manpower distribution in the state.
1st Reading 73
2nd Reading 106
CR 176; 281
Considered, passed, referred 298
Engrossed — To House 305

SB 82 — By Vann of the Senate and Davis (Guy) of the House.
An Act relating to state officers and employees; providing for per day reimbursement in lieu of provisions of State Travel Reimbursement Act. . . emergency.
1st Reading 73
2nd Reading 106
CR 282

SB 83 — By Schuelein.
An Act relating to wills and succession; . . . Death with Dignity Act . . . executing and withdrawing living wills; providing for termination of artificial life-sustaining procedures . . . emergency.

1st Reading 73
2nd Reading 106
CR 126

SB 84 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma State Legislature and making an appropriation thereto . . . emergency.

1st Reading 98
2nd Reading 108
CR 158
Considered, passed, referred 170
Engrossed — To House 178
HAs read, consideration deferred 675
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named 853
CCR read, consideration deferred 901
CCR rejected, further Conference requested 917
Further Conference granted 917
2nd CCR read, adopted, passed — To House 1010
Referred for enrollment 1035
Enrolled — 4th Reading 1053
To Governor 1058
Approved June 5, 1979 1077

SB 85 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma State Legislative Council; making an appropriation thereto . . . emergency.

1st Reading 98
2nd Reading 108
CR 121
Considered, passed, referred 130
Engrossed — To House 141
HAs read, consideration deferred 675
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named 853
CCR read, consideration deferred 911
CCR adopted, passed — To House 917
Referred for enrollment 936
Enrolled — 4th Reading 942
To Governor 943
Approved May 25, 1979 971

SB 86 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Governor and making an appropriation thereto . . . emergency.

1st Reading 99
2nd Reading 108
CR 158
Considered, passed, referred 170
Engrossed — To House 178
HAs read, consideration deferred 610
HAs rejected, Conference requested 679
SCs appointed 679
Conference granted, HCs named 686
CCR read, consideration deferred 857
CCR adopted, passed — To House 871
Referred for enrollment 876
Enrolled — 4th Reading 887
To Governor 890
Approved May 17, 1979 916

SB 87 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Lieutenant Governor and making an appropriation thereto . . . emergency.

1st Reading 99
2nd Reading 108
CR 158
Considered, passed, referred 171
Engrossed — To House 178
HAs read, consideration deferred 593
HAs rejected, Conference requested 601
SCs appointed 601
Votes reconsidered 609
HAs rejected, special Conference requested, conferees named 679
Conference granted, HCs named 685
CCR read, consideration deferred 806

CCR adopted, passed — To House ... 838
Referred for enrollment 857
Enrolled — 4th Reading 869
To Governor 871
Approved May 15, 1979 883

SB 88 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the division of the budget and making an appropriation thereto . . . emergency.

1st Reading 99
2nd Reading 108
CR 121
Considered, passed, referred 130
Engrossed — To House 141
HAs read, consideration deferred 594
HAs rejected, Conference requested 601
SCs appointed 601
Votes reconsidered 609
HAs rejected, Conference requested, conferees named 838
Conference granted, HCs named 853
CCR read, adopted, passed — To House 893
Referred for enrollment 916
Enrolled — 4th Reading 924
To Governor 932
Approved May 25, 1979 971

SB 89 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Secretary of State and making appropriations thereto . . . emergency.

1st Reading 99
2nd Reading 108
CR 211
Considered, passed, referred 243
Engrossed — To House 253
HAs read, consideration deferred 594
HAs rejected, Conference requested 601
SCs appointed 601
Conference granted, HCs named 615
CCR read, consideration deferred 807
CCR adopted, passed — To House ... 839
Referred for enrollment 857
Enrolled — 4th Reading 869
To Governor 871
Approved May 15, 1979 883

SB 90 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Department of Industrial Development and making appropriations thereto . . . emergency.

1st Reading 99
2nd Reading 108
CR 258
Considered, passed, referred 272
Engrossed — To House 278
HAs read, consideration deferred 636
HAs rejected, Conference requested 679
SCs appointed 679
Conference granted, HCs named 686
CCR read, consideration deferred 912
CCR adopted, passed — To House ... 918
Referred for enrollment 936
Enrolled — 4th Reading 942
To Governor 943
Approved May 25, 1979 971

SB 91 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Secretary of the State Election Board and making appropriations thereto . . . emergency.

1st Reading 99
2nd Reading 108
CR 122
Considered, passed, referred 131
Engrossed — To House 141
HAs read, consideration deferred 594
HAs rejected, Conference requested 601
SCs appointed 601
Conference granted, HCs named 615
CCR read, adopted, passed — To House 954
Referred for enrollment 1066
Enrolled — 4th Reading 1071

To Governor 1073
Approved June 5, 1979..... 1077

SB 92 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Board of Equalization and making an appropriation thereto . . . emergency.

1st Reading 100
2nd Reading 108
CR..... 122
Considered, passed, referred 131
Engrossed — To House 141
HAs read, consideration deferred..... 595
HAs, rejected, Conference requested 601
SCs appointed 601
Votes reconsidered..... 609
HAs adopted, passed, referred 715
Enrolled — 4th Reading 731
To Governor 735
Approved May 1, 1979..... 765

SB 93 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the State Auditor and Inspector and making appropriations thereto . . . repealing Section 4, Chapter 230, O.S.L. 1975, as amended . . . (74 O.S. Supp. 1978, Section 219.1) . . . emergency.

1st Reading 100
2nd Reading 108
CR..... 334
Considered, passed, referred 355
Engrossed — To House 366
HAs read, consideration deferred..... 718
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named..... 853
CCR read, consideration deferred 1041
CCR adopted, passed — To House... 1055
Referred for enrollment 1063
Enrolled — 4th Reading 1071
To Governor 1073
Approved June 5, 1979..... 1077

SB 94 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the State Board of Public Affairs and making an appropriation thereto . . . appropriation to the Capitol Cafeteria Revolving Fund; amending 74 O.S. 1971, Section 81b, as last amended . . . emergency.

1st Reading 100
2nd Reading 108
CR..... 222
Considered, passed, referred..... 245
Engrossed — To House 253
HAs read, consideration deferred..... 675
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named..... 853
CCR read, adopted, passed — To House 975
Referred for enrollment 987
Enrolled — 4th Reading 1002
To Governor 1008
Approved May 31, 1979 1051

SB 95 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Department of Economic and Community Affairs . . . emergency.

1st Reading 100
2nd Reading 108
CR..... 324
Considered, passed, referred 338
Engrossed — To House 348
HAs read, consideration deferred..... 688
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named..... 853
CCR read, consideration deferred 1047
CCR adopted, passed — To House... 1056
Referred for enrollment 1066
Enrolled — 4th Reading 1073
To Governor 1074
Approved June 5, 1979..... 1077

SB 96 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Tax Commission and making appropriations thereto . . . emergency.

1st Reading 100
2nd Reading 108
CR 258
Considered, passed, referred 272
Engrossed — To House 278
HAs read, consideration deferred 675
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named 853
CCR read, adopted, passed — To House 894
CCR rejected, further Conference requested 922
Further Conference granted 922
2nd CCR read, adopted, passed — To House 955
Referred for enrollment 1073
Enrolled — 4th Reading 1074
To Governor 1076
Approved June 5, 1979 1077

SB 97 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the State Treasurer and making an appropriation thereto . . . emergency.

1st Reading 100
2nd Reading 108
CR 176
Considered, passed, referred 194
Engrossed — To House 199
Referred for enrollment 597
Enrolled — 4th Reading 602
To Governor 605
Approved April 9, 1979 631

SB 98 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Capitol Improvement Authority and making appropriations thereto . . . emergency.

1st Reading 101
2nd Reading 108
CR 222
Considered, passed, referred 244
Engrossed — To House 253
HAs read, consideration deferred 610
HAs rejected, Conference requested 628
SCs appointed 628
Conference granted, HCs named 628
CCR read, consideration deferred 862
CCR rejected, further Conference requested 874
Further Conference granted 880
2nd CCR read, adopted, passed — To House 956
Referred for enrollment 977
Enrolled — 4th Reading 981
To Governor 982
Approved May 30, 1979 1002

SB 99 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to state officers and employees; making an appropriation to the State Personnel Board . . . amending 74 O.S. 1971, Section 813, as last amended . . . emergency.

1st Reading 101
2nd Reading 108
CR 252
Considered, passed, referred 266
Engrossed — To House 272
HAs read, consideration deferred 636
HAs rejected, Conference requested 679
SCs appointed 679
Conference granted, HCs named 685
CCR read, consideration deferred 858
CCR adopted, passed — To House 868
Referred for enrollment 878
Enrolled — 4th Reading 887
To Governor 890
Approved May 17, 1979 916

SB 100 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Department of Libraries and making appropriations thereto . . . emergency.
1st Reading 101
2nd Reading 108
CR 158
Considered, passed, referred 172
Engrossed — To House 178
HAs read, consideration deferred 676
HAs rejected, Conference requested 789
SCs appointed 789
Conference granted, HCs named 793
CCR read, consideration deferred 863
CCR adopted, passed — To House 868
Referred for enrollment 876
Enrolled — 4th Reading 887
To Governor 890
Approved May 17, 1979 916

SB 101 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Oklahoma Historical Society and making appropriations thereto . . . emergency.
1st Reading 101
2nd Reading 108
CR 258
Considered, passed, referred 272
Engrossed — To House 278
HAs read, consideration deferred 718
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named 853
CCR read, consideration deferred 1047
CCR rejected, further Conference requested 1059
Further Conference granted 1061
2nd CCR read, adopted, passed — To House 1070
Referred for enrollment 1071
Enrolled — 4th Reading 1074
To Governor 1076
Approved June 7, 1979 1077

SB 102 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the J. M. Davis Memorial Commission and making an appropriation thereto . . . emergency.
1st Reading 101
2nd Reading 108
CR 122
Considered, passed, referred 132
Engrossed — To House 141
HAs read, consideration deferred 637
HAs adopted, passed, referred 715
Enrolled — 4th Reading 731
To Governor 735
Approved May 1, 1979 765

SB 103 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Will Rogers Memorial Commission and making appropriations thereto . . . emergency.
1st Reading 101
2nd Reading 108
CR 252
Considered, passed, referred 266
Engrossed — To House 272
HAs read, consideration deferred 602
HAs adopted, passed, referred 716
Enrolled — 4th Reading 731
To Governor 735
Approved May 1, 1979 765

SB 104 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the State Department of Health; making appropriations thereto . . . emergency.
1st Reading 101
2nd Reading 108
CR 292
Considered, passed, referred 316
Engrossed — To House 328
HAs read, consideration deferred 754
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named 853
CCR read, adopted, passed — To House 1023

Referred for enrollment 1031
Enrolled — 4th Reading 1053
To Governor 1058
Approved June 5, 1979..... 1077

SB 105 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Health Planning Commission and making an appropriation thereto . . . emergency.

1st Reading 102
2nd Reading 108
CR..... 252
Considered, passed, referred 266
Engrossed — To House 272
HAs read, consideration deferred..... 676
HAs adopted, passed, referred 716
Enrolled — 4th Reading 731
To Governor 735
Approved May 1, 1979..... 765

SB 106 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Board of Medicolegal Investigations and making appropriations thereto . . . emergency.

1st Reading 102
2nd Reading 108
CR..... 282
Considered, passed, referred 295
Engrossed — To House 305
HAs read, consideration deferred..... 699
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named..... 853
CCR read, consideration deferred 863
CCR adopted, passed — To House... 869
Referred for enrollment 876
Enrolled — 4th Reading 887
To Governor 890
Approved May 17, 1979 916

SB 107 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Department of Mental Health and making appropriations thereto . . . emergency.

1st Reading 102
2nd Reading 108
CR..... 352
Considered, passed, referred 458
Engrossed — To House 475
HAs read, consideration deferred..... 698
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named..... 853
CCR read, consideration deferred 1048
CCR adopted, passed — To House... 1056
Referred for enrollment 1059
Enrolled — 4th Reading 1062
To Governor 1067
Approved June 5, 1979..... 1077

SB 108 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Department of Public Safety; making appropriations thereto . . . amending Section 5, Chapter 270, O.S.L. 1978 (47 O.S. Supp. 1978, Section 2-130) . . . amending 47 O.S. 1971, Sections 14-116, as last amended . . . and 22.5k, as last amended . . . emergency.

1st Reading 102
2nd Reading 108
CR..... 352
Considered, passed, referred 389
ML; referred 390; 449
Engrossed — To House 475
HAs read, consideration deferred..... 677
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named..... 853
CCR read, adopted, passed — To House 1009
Referred for enrollment 1035
Enrolled — 4th Reading 1053
To Governor 1058
Approved June 1, 1979..... 1077

SB 109 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to Motor Vehicles and the Department of Public Safety; amending 47 O.S. 1971, Sections 2-102, 2-104, and others . . . emergency.

1st Reading 102
2nd Reading 108
CR 352
Considered, passed, referred 400
Engrossed — To House 416
HAs read, consideration deferred 677
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named 853
CCR read, adopted, passed — To House 1032
Referred for enrollment 1066
Enrolled — 4th Reading 1074
To Governor 1076
Approved June 5, 1979 1077

SB 110 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Oklahoma Military Department and making an appropriation thereto . . . emergency.

1st Reading 103
2nd Reading 108
CR 176
Considered, passed, referred 195
Engrossed — To House 199
HAs read, consideration deferred 691
HAs adopted, passed 716
Votes reconsidered, HAs rejected, Conference requested 717
SCs appointed 717
Conference granted, HCs named 739
CCR read, consideration deferred 1052
CCR adopted, passed — To House 1059
Referred for enrollment 1066
Enrolled — 4th Reading 1073
To Governor 1074
Approved June 5, 1979 1077

SB 111 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the State Bureau of Investigation and making an appropriation thereto . . . emergency.

1st Reading 103
2nd Reading 108
CR 352
Considered, passed, referred 400
Engrossed — To House 416
HAs read, consideration deferred 688
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named 853
CCR read, consideration deferred 978
CCR adopted, passed — To House 992
Referred for enrollment 1003
Enrolled — 4th Reading 1022
To Governor 1030
Approved June 1, 1979 1051

SB 112 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Crime Commission and making an appropriation thereto . . . emergency.

1st Reading 103
2nd Reading 108
CR 282
Considered, deferred 296
Considered, passed, referred 338
Engrossed — To House 348
HAs read, consideration deferred 718
HAs rejected, Conference requested 789
SCs appointed 789
Conference granted, HCs named 793
CCR read, consideration deferred 828
CCR adopted, passed — To House 839
Referred for enrollment 857
Enrolled — 4th Reading 869
To Governor 871
Approved May 15, 1979 883

SB 113 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of Civil Defense and making an appropriation thereto . . . emergency.
1st Reading 103
2nd Reading 108
CR 122
Considered, passed, referred 132
Engrossed — To House 141
HAs read, consideration deferred 689
HAs adopted, passed, referred 846
Enrolled — 4th Reading 855
To Governor 856
Approved May 15, 1979 883

SB 114 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.
An Act relating to the Council on Law Enforcement Education and Training and making an appropriation thereto . . . emergency.
1st Reading 103
2nd Reading 108
CR 152
Considered, passed, referred 160
Engrossed — To House 165
HAs read, consideration deferred 604
HAs adopted, passed, referred 847
Enrolled — 4th Reading 855
To Governor 856
Approved May 15, 1979 883

SB 115 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.
An Act relating to the Department of Corrections and making appropriations thereto . . . emergency.
1st Reading 104
2nd Reading 108

SB 116 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.
An Act relating to the Office of the Pardon and Parole Board and making an appropriation thereto . . . emergency.
1st Reading 104
2nd Reading 108
CR 158
Considered, passed, referred 172
Engrossed — To House 178
HAs read, consideration deferred 604
HAs rejected, Conference requested 789
SCs appointed 789
Conference granted, HCs named 793
CCR read, adopted, passed — To House 869
Referred for enrollment 876
Enrolled — 4th Reading 887
To Governor 890
Approved May 17, 1979 916

SB 117 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.
An Act relating to the Bureau of Narcotics and Dangerous Drugs Control and making appropriations thereto . . . emergency.
1st Reading 104
2nd Reading 108
CR 158
Considered, passed, referred 173
Engrossed — To House 178
HAs read, consideration deferred 689
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named 853
CCR read, adopted, passed — To House 958
Referred for enrollment 977
Enrolled — 4th Reading 981
To Governor 982
Approved May 30, 1979 1051

SB 118 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.
An Act relating to the State Department of Transportation; making an appropriation thereto . . . amending Section 11, Chapter 274, O.S.L. 1978 (69 O.S. Supp. 1978, Section 1509) . . . emergency.
1st Reading 104
2nd Reading 108

Exempted from cutoff dates 339
CR..... 802
Considered, passed, referred 824
Engrossed — To House 841
HAs read, consideration deferred..... 925
HAs rejected, Conference requested 1016
SCs appointed 1016
Conference granted, HCs named..... 1016
CCR read, consideration deferred 1053
CCR adopted, passed — To House ... 1056
Referred for enrollment 1061
Enrolled — 4th Reading 1072
To Governor 1073
Approved June 7, 1979..... 1077

SB 119 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the State Department of Agriculture and making appropriations thereto . . . emergency.

1st Reading 104
2nd Reading 108
CR..... 324
Considered, passed, referred 339
Engrossed — To House 348
HAs read, consideration deferred..... 637
HAs rejected, Conference requested 679
SCs appointed 679
Conference granted, HCs named..... 686
CCR read, adopted, passed — To House 1027
Referred for enrollment 1031
Enrolled — 4th Reading 1053
To Governor 1058
Approved June 5, 1979..... 1077

SB 120 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Tourism and Recreation Department and making appropriations thereto . . . emergency.

1st Reading 105
2nd Reading 108
CR..... 334
Considered, passed, referred 355
Engrossed — To House 366
HAs read, consideration deferred..... 718
HAs rejected, Conference requested 838
SCs appointed 838
Conference granted, HCs named..... 853
CCR read, adopted, passed — To House 1072
Referred for enrollment 1075
Enrolled — 4th Reading 1075
To Governor 1076
Approved June 7, 1979..... 1077

SB 121 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Conservation Commission and making appropriations thereto . . . emergency.

1st Reading 105
2nd Reading 108
CR..... 152
Considered, passed, referred 160
Engrossed — To House 165
HAs read, consideration deferred..... 603
HAs rejected, Conference requested 609
SCs appointed 609
Conference granted, HCs named..... 609
CCR read, consideration deferred 996
CCR adopted, passed — To House ... 1009
Referred for enrollment 1031
Enrolled — 4th Reading 1053
To Governor 1058
Approved June 5, 1979..... 1077

SB 122 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Water Resources Board and making appropriations thereto . . . emergency.

1st Reading 105
2nd Reading 108
CR..... 211
Considered, passed, referred 244
Engrossed — To House 253
HAs read, consideration deferred..... 690

HAs rejected. Conference requested 789
SCs appointed 789
Conference granted. HCs named..... 793
CCR read. consideration deferred 864
CCR rejected. further Conference requested 874
Further Conference granted..... 880
2nd CCR read. adopted. passed — To House 895
Referred for enrollment 916
Enrolled — 4th Reading 924
To Governor 932
Approved May 25. 1979 971

SB 123 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Department of Pollution Control and making an appropriation thereto . . . emergency.
1st Reading 105
2nd Reading 108
CR..... 251
Considered. passed. referred 267
Engrossed — To House 272
HAs read. consideration deferred..... 605
HAs adopted. passed. referred 847
Enrolled — 4th Reading 855
To Governor 856
Approved May 15. 1979 883

SB 124 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act making an appropriation from designated state funds to pay unpaid claims. warrants and vouchers cancelled by statute . . . emergency.
1st Reading 105
2nd Reading 108
CR..... 252
Considered. passed. referred 267
Engrossed — To House 272
HAs read. consideration deferred..... 637
HAs rejected. Conference requested 679
SCs appointed 679
Conference granted. HCs named..... 686
CCR read. consideration deferred 996
CCR adopted. passed — To House... 1010
Referred for enrollment 1038
Enrolled — 4th Reading 1053
To Governor 1058
Approved June 5. 1979..... 1077

SB 125 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma State Regents for Higher Education and the State Department of Mental Health . . . reappropriation of unexpended balances of appropriations previously made . . . emergency.
1st Reading 105
2nd Reading 108
CR..... 252
Considered. passed. referred 268
Engrossed — To House 272
Referred for enrollment 626
Enrolled — 4th Reading 636
To Governor 638
Approved April 16. 1979 661

SB 126 — By Keller.

An Act relating to crimes and punishments; prohibiting public demonstrations by certain persons . . . emergency.
1st Reading 105
2nd Reading 108

SB 127 — By Berrong.

An Act relating to torts; amending 76 O.S. 1971. Section 5. as amended . . . Good Samaritan Act; providing liability for willful acts or acts of negligence; providing for emergency care of an individual . . . emergency.
1st Reading 108
2nd Reading 111
CR..... 126
Considered. passed. referred 179
Engrossed — To House 194
Referred for enrollment 544
Enrolled — 4th Reading 550
To Governor 556
Approved March 30. 1979..... 580

SB 128 — By Young.
An Act relating to property; amending 80 O.S. 1971, Section 1; granting consent of the State of Oklahoma for acquisition of land for certain purposes . . . emergency.
1st Reading 108
2nd Reading 111
CR 158; 276
Considered, passed, referred 286
Engrossed — To House 295

SB 129 — By McCune.
An Act relating to intoxicating beverages; amending 37 O.S. 1971, Section 8, as last amended . . . modifying provisions for approval and utilization of certain public inebriate alternative programs.
1st Reading 110
2nd Reading 118
CR 221; 310
Considered, passed, referred 440
Engrossed — To House 458
HAs read, consideration deferred 675
HAs adopted, passed, referred 697
Enrolled — 4th Reading 707
To Governor 709
Approved April 25, 1979 729

SB 130 — By Smith.
An Act relating to public finance; amending 62 O.S. 1971, Section 41.8; providing for appropriation of all federal funds . . . expanding requirements for claims for payment from State Treasury . . . severability.
1st Reading 110
2nd Reading 119

SB 131 — By Smith.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 2702 and 2704; authorizing certain contractual agreements for collection of certain taxes . . . limitations on the agreed percentage amount to be allowed the Oklahoma Tax Commission for certain services . . . emergency.
1st Reading 110
2nd Reading 119
CR 310; 324
Considered, passed, referred 507
Engrossed — To House 527
Referred for enrollment 746
Enrolled — 4th Reading 752
To Governor 758
Approved May 3, 1979 824

SB 132 — By Smith.
An Act relating to counties and county officers; amending 19 O.S. 1971, Section 682; providing certain duties of certain county officers . . . requiring certain earned interest to be paid into certain funds . . . emergency.
1st Reading 110
2nd Reading 119
CR 252
Considered, failed 264

SB 133 — By Smith.
An Act relating to cities and towns; amending Section 49-122, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 49-122) . . . deduction from salary of fire department members . . . deposit of funds in the Firemen's Relief and Pension Fund . . . emergency.
1st Reading 110
2nd Reading 119

SB 134 — By Randle.
An Act relating to schools; amending 70 O.S. 1971, Section 16-102, as last amended . . . meetings of the State Textbook Committee . . . selection of textbooks . . . emergency.
1st Reading 110
2nd Reading 119
CR 158
WD, rereferred 214
CR 334
Considered, passed, referred 436
Engrossed — To House 458
Referred for enrollment 666
Enrolled — 4th Reading 673
To Governor 679
Approved April 23, 1979 711

SB 135 — By Randle.
An Act relating to cities and towns . . . creating the Oklahoma Historic Preservation Act . . . providing for acquisition of historic properties . . . emergency.
1st Reading 110
2nd Reading 119
CR..... 352

SB 136 — By Randle of the Senate and Murphy of the House.
An Act relating to the Oklahoma Arts and Humanities Council; amending 53 O.S. 1971, Section 163, and Section 5, Chapter 9, O.S.L. 1977 (74 O.S. Supp. 1978, Section 3905); renaming [as] . . . the State Arts Council of Oklahoma . . . termination of certain agencies.
1st Reading 111
2nd Reading 119
CR..... 221
Considered, passed, referred 245
Engrossed — To House 253
Referred for enrollment 724
Enrolled — 4th Reading 731
To Governor 735
Approved April 27, 1979 751

SB 137 — By Randle.
An Act relating to civil procedure; amending 12 O.S. 1971, Sections 706.2, 968 and 971; expanding purpose of cash deposit with the court clerk to include the staying of execution . . . final determinations by the appellate court.
1st Reading 115
2nd Reading 123

SB 138 — By Stipe of the Senate and Harbin of the House.
An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 507, 510, as last amended . . . and Section 4, Chapter 221, O.S.L. 1973 (57 O.S. Supp. 1978, Section 528); providing the status, powers and duties of the Director of the Department of Corrections . . . emergency.
1st Reading 116
2nd Reading 123
CR..... 344
Considered, passed, referred 423
Engrossed — To House 443
HAs read, consideration deferred 718
HAs rejected, Conference requested 774
SCs appointed 774
Conference granted, HCs named..... 793
CCR read, adopted, passed — To House 965
Referred for enrollment 1021
Enrolled — 4th Reading 1031
To Governor 1044
Approved May 31, 1979 1051

SB 139 — By Dahl of the Senate and Weichel of House.
An Act relating to agriculture, providing for the Interstate Compact on Agricultural Grain Marketing . . . emergency.
1st Reading 116
2nd Reading 123
CR..... 282; 352
Considered, passed, referred 431
Engrossed — To House 458
HAs read, consideration deferred 656
HAs rejected, Conference requested 671
SCs appointed 671
Conference granted, HCs named..... 685
Request for Conference withdrawn ... 899
Request granted by House 903

SB 140 — By Capps.
An Act relating to wills and succession; amending Section 3, Chapter 158, O.S.L. 1973 (84 O.S. Supp. 1978, Section 24); providing for time for filing disclaimer of interests passing by will . . . effective date.
1st Reading 116
2nd Reading 123
CR..... 151
WD, rereferred 159
CR..... 164
Considered, passed, referred 173
Engrossed — To House 178
Referred for enrollment 554
Enrolled — 4th Reading 564

To Governor 572
Approved April 3, 1979 588

SB 141 — By Capps.
An Act relating to waters and water rights; amending Section 18, Chapter 256, O.S.L. 1972 (82 O.S. Supp. 1978, Section 105.18); providing for notice of loss of certain water rights . . . prohibiting revival of rights.
1st Reading 116
2nd Reading 123
CR 203
Considered, passed, referred 213
Engrossed — To House 224
Referred for enrollment 746
Enrolled — 4th Reading 752
To Governor 758
Approved May 3, 1979 824

SB 142 — By Martin and Boatner.
An Act relating to motor vehicles; repealing Section 2, Chapter 39, O.S.L. 1974 (47 O.S. Supp. 1978, Section 851) and 47 O.S. 1971, Sections 852 through 861, which provide for the mechanical inspection of motor vehicles . . . emergency.
1st Reading 116
2nd Reading 123

SB 143 — By Martin of the Senate and Atkins of the House.
An Act relating to children; prescribing certification as to immunization of a child against certain diseases as a condition for his initial admission in a day care center . . . emergency.
1st Reading 116
2nd Reading 123
CR 222
Considered, passed, referred 263
Engrossed — To House 272
Referred for enrollment 753
Enrolled — 4th Reading 768
To Governor 774
Approved May 3, 1979 824

SB 144 — By McCune.
An Act relating to mental health; amending 43A O.S. 1971, Section 61; providing procedures for treatment of mentally ill prisoners; authorizing outpatient treatment . . . effective date.
1st Reading 116
2nd Reading 123
CR 222; 344
Considered, passed, referred 441
Engrossed — To House 458
Referred for enrollment 703
Enrolled — 4th Reading 707
To Governor 709
Approved April 25, 1979 729

SB 145 — By Lane.
An Act relating to cities and towns . . . creating the Oklahoma Historic Preservation Act . . . providing for acquisition of historic properties . . . emergency.
1st Reading 117
2nd Reading 123

SB 146 — By Tinsley.
An Act relating to counties and county officers; providing for retirement of sheriffs and their deputies; providing for the keeping and bearing of firearms . . . codification.
1st Reading 117
2nd Reading 123
CR 282; 344
Considered, passed, referred 530
Engrossed — To House 543
Referred for enrollment 709
Enrolled — 4th Reading 714
To Governor 717
Approved April 25, 1979 729

SB 147 — By Lane.
An Act relating to property; amending Section 13, Chapter 222, O.S.L. 1976 (60 O.S. Supp. 1978, Section 178.6); exempting public trusts from certain provisions of law . . . prohibiting certain acts by cities and counties.
1st Reading 117
2nd Reading 123
CR 324
Considered, passed, referred 535
Engrossed — To House 543

SB 148 — By Tinsley.
An Act relating to counties and county officers; amending 19 O.S. 1971, Section 180.65, as last amended . . . additional personnel for local law enforcement . . . county commissioners to recommend certain funds and establish certain personnel levels . . . effective date.
1st Reading 117
2nd Reading 123
CR 324
Considered, passed, referred 438
Engrossed — To House 458
HAs read, consideration deferred 552
HAs adopted, passed, referred 568
Enrolled — 4th Reading 573
To Governor 577
Approved April 3, 1979 588

SB 149 — By Smith of the Senate and Davis (Don) of the House.
An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 1401, 1402, 1403 and 1404 . . . increasing certain punishments upon conviction of certain crimes of arson . . . emergency.
1st Reading 117
2nd Reading 123
CR 221
Considered, passed, referred 246
Engrossed — To House 253
HAs read, consideration deferred 769
HAs adopted, passed, referred 842
Enrolled — 4th Reading 855
To Governor 856
Approved May 15, 1979 883

SB 150 — By Smith of the Senate and Townsend and Thompson (Mick) of the House.
An Act relating to revenue and taxation; amending 37 O.S. 1971, Section 163.3, and 68 O.S. 1971, Sections 1303, as last amended . . . and 1305, as amended . . . removing nonintoxicating beverages tax-exemption . . . apportionment of certain revenues.
1st Reading 117
2nd Reading 123
Change in committee assignment 132
CR 168; 270
Considered, passed, referred 382
Engrossed — To House 390

SB 151 — By Smith.
An Act relating to the Oklahoma Conservation Commission and making an appropriation thereto for improvement and rechannelization at Berryhill Creek in Tulsa County . . . emergency.
1st Reading 117
2nd Reading 123

SB 152 — By Lane.
An Act relating to public lands; amending 64 O.S. 1971, Section 52, as last amended . . . rules and regulations for investments in farm mortgages by the Department of the Commissioners of the Land Office . . . persons not eligible for loans.
1st Reading 118
2nd Reading 123
CR 190
Considered, passed, referred 208
Engrossed — To House 212

SB 153 — By Randle.
An Act relating to employment security; amending 40 O.S. 1971, Section 220, as last amended . . . creating the Oklahoma Employment Security Commission; providing for qualifications of membership . . . alternative members and their compensation . . . emergency.
1st Reading 118
2nd Reading 123
CR 282; 334
Considered, passed, referred 460
Engrossed — To House 475
HAs read, consideration deferred 769
HAs adopted, passed, referred 968
Enrolled — 4th Reading 974
To Governor 977
Approved May 30, 1979 1002

SB 154 — By Kilpatrick.
An Act relating to cities and towns; amending Section 43-101, Chapter 256,

O.S.L. 1977 (11 O.S. Supp. 1978, Section 43-101) . . . adding specific power to enact zoning ordinances relating to the sale of nonintoxicating beverages . . . effective date.
1st Reading 122
2nd Reading 127

SB 155 — By Birdsong.
An Act relating to insurance; amending 36 O.S. 1971, Sections 331, as last amended . . . Section 5, Chapter 45, O.S.L. 1978 (36 O.S. Supp. 1978, Section 33.1), and 333; creating the State Board for Property and Casualty Rates; providing membership, tenure . . . transferring certain items to the State Board for Property and Casualty Rates . . . emergency.
1st Reading 122
2nd Reading 127

SB 156 — By Birdsong.
An Act relating to insurance; amending 36 O.S. 1971, Section 1004; providing for filing of certain requests relating to rates with State Board of Property and Casualty Rates . . . prohibiting certain acts.
1st Reading 122
2nd Reading 127

SB 157 — By Boatner.
An Act relating to revenue and taxation . . . authorizing a county excise tax on the gross receipts from sales or services on which an excise tax is levied by the State of Oklahoma . . . board of county commissioners to levy an excise tax earmarked for funding the sheriff's office . . . codification.
1st Reading 122
2nd Reading 127
CR..... 310

SB 158 — By Watson.
An Act relating to public health and safety; amending Sections 1 and 2, Chapter 180, O.S.L. 1977 (63 O.S. Supp. 1977, Sections 1-707a and 1-707b); requiring administrators of certain institutions to adopt written criteria for granting hospital staff privileges . . . to include licensed podiatrists . . .
1st Reading 122
2nd Reading 128
CR..... 334
Considered, passed, referred 455
ML; referred 455; 520
Engrossed — To House 527
Referred for enrollment 753
Enrolled — 4th Reading 768
To Governor 774
Approved May 3, 1979..... 824

SB 159 — By Boatner.
An Act relating to state officers; amending 51 O.S. 1971, Section 10, as amended . . . Governor to fill vacancies in state offices . . . Legislature to approve appointments to fill certain vacated elective offices . . . board of county commissioners to fill vacancies in county offices . . . special elections . . . effective date.
1st Reading 123
2nd Reading 128

SB 160 — By Lane.
An Act relating to state government; amending Section 1, Chapter 153, O.S.L. 1972 (74 O.S. Supp. 1978, Section 2001); creating the Oklahoma Industrial Development Commission . . . emergency.
1st Reading 123
2nd Reading 128
CR..... 190
WD, rereferred 206
CR..... 324
Considered, passed, referred 476
Engrossed — To House 490
HAs read, consideration deferred..... 1021
HAs adopted, passed, referred 1037
Enrolled — 4th Reading 1053
To Governor 1058
Approved June 5, 1979..... 1077

SB 161 — By Wolfe of the Senate and Steward of the House.
An Act relating to civil procedure; prohibiting the application of the doctrine of

forum non conveniens for intrastate change of venue . . . effective date.
1st Reading 126
2nd Reading 137
CR..... 190; 324
Considered, passed, referred 477
ML; referred 478; 537
Engrossed — To House 543

SB 162 — By Wolfe.
An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 1403, 1503, and others . . . defining certain crimes and increasing the monetary limitations . . . effective date.
1st Reading 126
2nd Reading 137
CR..... 221
Considered, passed, referred 264
Engrossed — To House 272

SB 163 — By Wolfe.
An Act relating to civil procedure; amending 12 O.S. 1971, Section 667; providing procedures for granting continuances under certain circumstances . . . effective date.
1st Reading 126
2nd Reading 137

SB 164 — By Wolfe.
An Act relating to torts; amending Section 1, Chapter 44, O.S.L. 1976 (76 O.S. Supp. 1978, Section 17) and Section 3, Chapter 44, O.S.L. 1976, as amended . . . (76 O.S. Supp. 1978, Section 19); providing for reporting procedures of medical malpractice claims . . . effective date.
1st Reading 126
2nd Reading 137
CR..... 222; 302
Considered, passed, referred 321
Engrossed — To House 328
HAs read, consideration deferred 573
HAs adopted, passed, referred 633
Enrolled — 4th Reading 644
To Governor 651
Approved April 17, 1979 669

SB 165 — By Wolfe.
An Act relating to fees; providing for fees collected by court clerks to process passports . . . effective date.
1st Reading 126
2nd Reading 137
CR..... 164
Considered 195
Considered, WD, rereferred 206
CR..... 258
Considered, passed, referred 287
Engrossed — To House 295

SB 166 — By Wolfe.
An Act relating to civil procedure; amending 12 O.S. 1971, Section 727; providing interest on judgments of courts . . . effective date.
1st Reading 126
2nd Reading 137
CR..... 237
Considered, passed, referred 468
Engrossed — To House 475
Referred for enrollment 601
Enrolled — 4th Reading 610
To Governor 616
Approved April 10, 1979 642

SB 167 — By Wolfe.
An Act relating to insurance; repealing 36 O.S. 1971, Section 110, as amended . . . relating to exemptions of certain types of insurers from the Oklahoma Insurance Code . . . effective date.
1st Reading 126
2nd Reading 137

SB 168 — By Wolfe.
An Act relating to crimes and punishments . . . certain recordkeeping by second-hand dealers; requiring separate maintenance of certain personal property for a period of ten days . . . codification.
1st Reading 126
2nd Reading 137

SB 169 — By Wolfe.
An Act relating to amateur radio operators; amending 47 O.S. 1971, Sections 251,

253, 254 and 255; providing for technician class license holders to qualify for certain special identification rights.
1st Reading 127
2nd Reading 137
CR..... 334
Considered, passed, referred 449
Engrossed — To House 458
Referred for enrollment 670
Enrolled — 4th Reading 683
To Governor 684
Approved April 24, 1979 711

SB 170 — By Schuelein.
An Act relating to soldiers and sailors; amending Sections 3 and 4, Chapter 181, O.S.L. 1974 (72 O.S. Supp. 1978, Sections 303 and 304); providing for eligibility of veteran under provision of Oklahoma G. I. Bill . . . emergency.
1st Reading 127
2nd Reading 137
CR..... 211
Considered, passed, referred 261
Engrossed — To House 272
Referred for enrollment 672
Enrolled — 4th Reading 683
To Governor 684
Approved April 24, 1979 711

SB 171 — By Wolfe.
An Act relating to professions and occupations . . . establishing an act for midwifery . . . licensure under the purview of the Oklahoma Board of Nurse Registration and Nursing Education . . . effective date.
1st Reading 127
2nd Reading 137

SB 172 — By Wolfe.
An Act relating to motor vehicles; creating the Oklahoma Automotive Repair Act . . . codification.
1st Reading 127
2nd Reading 137

SB 173 — By Wolfe.
An Act relating to fees for service of process upon the Secretary of State; amending 36 O.S. 1971, Section 6103 and 47 O.S. 1971, Section 394 . . . providing for suit against nonresident motorists by service of process upon the Secretary of State, and paying a fee of Three Dollars.
1st Reading 127
2nd Reading 137

SB 174 — By Stipe.
An Act relating to the Oklahoma Tax Commission; amending Sections 4, 5 and 6 of Enrolled House Bill No. 1548 of the 2nd Session of the 36th Oklahoma Legislature; authorizing payments for services of State Auditor and Inspector and limiting amount to be paid . . . amending 68 O.S. 1971, Section 102.1, and others . . . setting salary of certain officers of the Oklahoma Tax Commission . . . exempting certain agencies from the Data Processing Planning and Management Act . . . emergency.
1st Reading 136
2nd Reading 147
CR..... 176
Considered, passed, referred 195
Engrossed — To House 199
HAs read, consideration deferred 783
HAs rejected, Conference requested 826
SCs appointed 826
Conference granted, HCs named..... 878
CCR read, consideration deferred 997
CCR adopted, passed — To House ... 1020

SB 175 — By Dahl.
An Act relating to the Department of Corrections; amending (Sections of Titles 22, 47 and 57) . . . Director of the Department of Corrections to hire certain employees . . . exempting certain employees from the Merit System . . . maximum payroll level . . . monthly reports to Legislative Council . . . repealing Section 20, Chapter 5, 1st Ex. Sess., O.S.L. 1977 (57 O.S. Supp. 1978, Section 554) . . . emergency.
1st Reading 136
2nd Reading 147
Change in committee assignment 157

CR 158
Considered, passed, referred 165
Engrossed — To House 166

SB 176 — By Wolfe and Keating.
An Act relating to counties and county officers; authorizing county clerks to release certain information over the telephone . . . emergency.
1st Reading 145
2nd Reading 153
CR 190
Considered, deferred 207
Considered, passed, referred 214
Engrossed — To House 224
HAs read, consideration deferred 730
HAs rejected, Conference requested 774
SCs appointed 774
Conference granted, HCs named 793
CCR read, consideration deferred 968
CCR adopted, passed — To House ... 994
CCR rejected, further Conference requested 1011
Further Conference granted 1021
2nd CCR read, consideration deferred 1046
2nd CCR adopted, passed — To House 1059
Referred for enrollment 1073
Enrolled — 4th Reading 1073
To Governor 1074
Approved June 5, 1979 1077

SB 177 — By Landis.
An Act relating to public health and safety; providing for certain nursing home costs . . . codification.
1st Reading 145
2nd Reading 153

SB 178 — By Stipe.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended . . . adjustments to arrive at Oklahoma taxable income . . . deleting provision that certain dividends or earnings . . . are included in taxable income of certain savings and loan associations . . . emergency.
1st Reading 145
2nd Reading 153
CR 310
Considered, passed, referred 328
Engrossed — To House 337
HAs read, consideration deferred 656
HAs rejected, Conference requested 774
SCs appointed 774
Conference granted, HCs named 785
CCR read, conferees unable to agree 997

SB 179 — By York of the Senate and Denman of the House.
An Act relating to nonintoxicating beverages; requiring application for a permit from the governing body of certain municipalities in order to sell nonintoxicating beverages . . . effective date.
1st Reading 145
2nd Reading 153
Change in committee assignments 321
CR 334
Considered, passed, referred 366
Engrossed — To House 377

SB 180 — By York of the Senate and Sanders of the House.
An Act relating to schools; amending Section 1, Chapter 216, O.S.L. 1972 (70 O.S. Supp. 1978, Section 5-107A); providing for membership, elections . . . of boards of education of independent school districts . . . effective date.
1st Reading 146
2nd Reading 153
CR 352
Considered, passed, referred 445
Engrossed — To House 466
HAs read, consideration deferred 730
HAs rejected, Conference requested 753
SCs appointed 753
Conference granted, HCs named 775
CCR read, consideration deferred 886
CCR adopted, passed — To House ... 904
CCR rejected, further Conference requested 933

Further Conference granted..... 938
2nd CCR read, adopted, passed — To House..... 953
Referred for enrollment..... 977
Enrolled — 4th Reading..... 981
To Governor..... 982
Approved May 30, 1979..... 1002

SB 181 — By Green.

An Act relating to corporations; repealing 18 O.S. 1971, Section 816, which relates to annual certificates filed by professional corporations by the Secretary of State . . . emergency.

1st Reading..... 146
2nd Reading..... 153
CR..... 301
Considered, passed, referred..... 348
Engrossed — To House..... 355
Referred for enrollment..... 562
Enrolled — 4th Reading..... 575
To Governor..... 577
Approved March 30, 1979..... 580

SB 182 — By Nickles.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 809, as last amended . . . providing for estate tax exemption for certain persons . . . emergency.

1st Reading..... 146
2nd Reading..... 153
CR..... 344
Considered, passed, referred..... 475
Engrossed — To House..... 490

SB 183 — By Smith of the Senate and Riggs of the House.

An Act relating to schools; amending 70 O.S. 1971, Section 18-109, as last amended . . . providing certain financing formulas for support of the various common school districts . . . per pupil minimum and for certain apportionment on a per pupil basis . . . special education flat grants . . . emergency.

1st Reading..... 146
2nd Reading..... 153
CR..... 270; 282
Considered, passed, referred..... 320
Engrossed — To House..... 328

SB 184 — By Watson.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 145 . . . renewal of a license to practice podiatry . . . continuing education in order to have a license renewed . . . codification.

1st Reading..... 146
2nd Reading..... 153
CR..... 334
Considered, passed, referred..... 447
Engrossed — To House..... 458
Referred for enrollment..... 655
Enrolled — 4th Reading..... 663
To Governor..... 665
Approved April 20, 1979..... 705

SB 185 — By Luton.

An Act relating to crimes and punishments; defining the offense of solicitation to commit a crime . . . codification.

1st Reading..... 146
2nd Reading..... 153

SB 186 — By Luton.

An Act relating to state government; amending 74 O.S. 1971, Section 832, as last amended . . . certification of persons in the classified service modifying power . . . to appoint persons to positions within the classified service . . . emergency.

1st Reading..... 146
2nd Reading..... 153
CR..... 324
Considered, passed, referred..... 421
Engrossed — To House..... 435
Referred for enrollment..... 672
Enrolled — 4th Reading..... 683
To Governor..... 684
Approved April 24, 1979..... 711

SB 187 — By Porter.

An Act relating to schools; amending 70 O.S. 1971, Sections 3412 and 3416 . . . providing for a Langston University Agricultural experiment Station . . . establishing a Board of Regents of Langston University . . . effective date.

1st Reading 152
2nd Reading 158

SB 188 — By Green.
An Act relating to workers' compensation; amending 85 O.S. 1971, Section 2b, as amended . . . workers' compensation insurance on certain state employees . . . location of filing copies of policies . . . deleting certain outdated provisions.
1st Reading 152
2nd Reading 158
CR..... 302
Considered, passed, referred 327
ML; referred 328; 350
Engrossed — To House 355
HAs read, consideration deferred..... 691
HAs rejected, Conference requested 699
SCs appointed 699
Conference granted, HCs named..... 708
House conferees added 756
Senate conferees added..... 774
Senate alternate conferee added..... 788
House alternate conferee added 803
Senate conferees changed..... 803; 1016
CCR read, consideration deferred 1044
CCR rejected, further Conference requested 1062
Further Conference granted..... 1066
2nd CCR read, consideration deferred..... 1073
2nd CCR rejected, further Conference requested 1083
Further Conference granted..... 1083
3rd CCR read, conferees unable to agree 1083

SB 189 — By Stipe of the Senate and Holden of the House.
An Act relating to professions and occupations; amending 59 O.S. 1971, Section 61; recreating the State Board of Barber Examiners in accordance with Sunset Law . . . emergency.
1st Reading 152
2nd Reading 158
CR..... 270
Considered, passed, referred 278
Engrossed — To House 286

SB 190 — By Stipe of the Senate and Holden of the House.
An Act relating to professions and occupations; amending 59 O.S. 1971, Section 742; recreating the State Dry Cleaners' Board in accordance with Sunset Law . . . emergency.
1st Reading 152
2nd Reading 158
CR..... 270
Considered, passed, referred 279
Engrossed — To House 286

SB 191 — By Stipe of the Senate and Holden of the House.
An Act relating to professions and occupations; amending 59 O.S. 1971, Section 199.2; recreating the State Board of Cosmetology in accordance with Sunset Law . . . emergency.
1st Reading 152
2nd Reading 158
CR..... 270
Considered, passed, referred 279
Engrossed — To House 286

SB 192 — By Keating.
An Act relating to liens; amending 42 O.S. 1971, Sections 141, as amended . . . and 143 as last amended . . . providing for mechanics' and materialmen's liens . . . assent to lien in writing . . . priority of lien . . . filing enforceability and constructive notice . . . effective date.
1st Reading 152
2nd Reading 158
CR..... 352
Considered, passed, referred 506
Engrossed — To House 527

SB 193 — By Howell.
An Act relating to schools and school districts; amending Sections 7, 8 and 15, Chapter 262, O.S.L. 1977 (70 O.S. Supp. 1978, Sections 6-103.3, 6-103.4 and 6-103.11) . . . specifying procedure for dismissal or nonreemployment of a teacher . . . written report.
1st Reading 152

2nd Reading 158
CR..... 352
Considered, passed, referred 403
Engrossed — To House 416
HAs read, consideration deferred..... 730
HAs rejected, Conference requested 789
SCs appointed 789
Conference granted, HCs named..... 803
CCR read, conferees unable to agree 1045

SB 194 — By McCune.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 509, as amended . . . unprofessional conduct of certain persons engaged in the medical professions . . . failure to inform certain patients or persons of the amount of certain fees . . . effective date.

1st Reading 158
2nd Reading 164
CR..... 302
Considered, passed, referred 529
Engrossed — To House 543

SB 195 — By Keating.

An Act relating to the Commercial Code; amending 12A O.S. 1971, Section 9-407 . . . information by a filing officer; expanding manner of requesting certain information . . . certain fees.

1st Reading 158
2nd Reading 164

SB 196 — By Stipe.

An Act relating to workers' compensation; amending 85 O.S. 1971, Section 131b; providing for a State Insurance Fund Commissioner . . . emergency.

1st Reading 158
2nd Reading 164
CR..... 237
Considered, passed, referred 245
Engrossed — To House 253
HAs read, consideration deferred..... 697
HAs rejected, Conference requested 947
SCs appointed 980
Conference granted, HCs named..... 976
CCR read, consideration deferred 998
CCR adopted, passed — To House... 1038
ML; tabled — To House 1038; 1039
CCR rejected, further Conference requested 1080
Further Conference granted..... 1080
2nd CCR read, conferees unable to agree 1085

SB 197 — By Howell.

An Act relating to labor; prohibiting the accrual of employment benefit rights under certain conditions; providing for determination of such rights . . . codification.

1st Reading 164
2nd Reading 169

SB 198 — By Keating.

An Act relating to professions and occupations; creating an Oklahoma Board of Security Agents . . . effective date.

1st Reading 164
2nd Reading 169

SB 199 — By Martin of the Senate and Duke of the House.

An Act relating to counties and county officers; making certain sections of statute applicable only to road improvement districts . . . emergency.

1st Reading 164
2nd Reading 169
Change in committee assignment..... 194
CR..... 190
Considered, passed 205
ML; adopted, votes reconsidered, passed, referred 206; 217
Engrossed — To House 224
Referred for enrollment 554
Enrolled — 4th Reading 564
To Governor..... 572
Approved April 3, 1979..... 588

SB 200 — By Keating.

An Act relating to mortgages . . . requiring copy of certain title protection document and notice be mailed by certain mortgages to certain buyers . . . effective date.

1st Reading 168
2nd Reading 177
CR..... 237
Considered, failed 278
ML; time extended..... 278; 305
Motions adopted, passed, referred.... 322
Considered further, passed, referred 357
Engrossed — To House 366
HAs read, consideration deferred..... 783
HAs adopted, passed, referred 843
Enrolled — 4th Reading 855
To Governor 856
Approved May 15, 1979 883

SB 201 — By Vann and Howard of the Senate and Dunn of the House.

An Act relating to state government; providing for life insurance benefits for certain retirees under the Oklahoma Retirement System . . . emergency.

1st Reading 168
2nd Reading 177
CR..... 237; 282
Considered, passed, referred 297
Engrossed — To House 305
HAs read, consideration deferred..... 664
HAs adopted, passed 673
ML; tabled, referred 674; 686
Enrolled — 4th Reading 699
To Governor 703
Approved April 25, 1979 729

SB 202 — By Cate.

An Act relating to public buildings and public works; amending Section 2, Chapter 298, O.S.L. 1974, as last amended . . . Section 1 Chapter 74, O.S.L. 1977, and Section 31, Chapter 298, O.S.L. 1974 (61 O.S. Supp. 1978, Sections 102 and 131) . . . competitive bidding act; prohibiting splitting of contracts . . . effective date.

1st Reading 168
2nd Reading 177

SB 203 — By Lane of the Senate and Townsend of the House.

An Act relating to elections . . . contributions to political parties by designation on income tax returns; creating an Oklahoma Campaign Finance Fund . . . emergency.

1st Reading 168
2nd Reading 177

SB 204 — By Tinsley of the Senate and Duckett and Feddersen of the House.

An Act relating to saltwater de-icing; amending 47 O.S. 1971, Section 177.3 and Section 7-401, Chapter 17, O.S.L. 1974 . . . Corporation Commission to adopt certain rules . . . dispersal of certain substances on public highways . . . codification.

1st Reading 168
2nd Reading 177
CR..... 334
WD, rereferred 476

SB 205 — By Tinsley.

An Act relating to schools; amending 70 O.S. 1971, Section 1-114, as last amended . . . minimum age for school attendance, changing the first month for eligibility . . . transfers.

1st Reading 168
2nd Reading 177
CR..... 276
Considered, passed 298
ML; referred 299; 332
Engrossed — To House 337
Referred for enrollment 726
Enrolled — 4th Reading 731
To Governor 735
Approved April 26, 1979 741

SB 206 — By Howard.

An Act relating to the Corporation Commission; confirming jurisdiction on . . . to implement and enforce the Federal Natural Gas Policy Act of 1978 . . . emergency.

1st Reading 176
2nd Reading 193

SB 207 — By Luton.

An Act relating to civil procedure; providing for depositions of parties to a civil action; requiring notice; specifying contents of the notice . . . codification.

1st Reading 176
2nd Reading 193
CR..... 344
Considered, passed, referred 435
Engrossed — To House 458
HAs read, consideration deferred 719
HAs adopted, passed, referred 844
Enrolled — 4th Reading 855
To Governor 856
Approved May 15, 1979 883

SB 208 — By Nickles.

An Act relating to workers' compensation; amending 85 O.S. 1971, Section 2, as last amended . . . and Sections 2b and 3, as amended . . . returning mandatory workers' compensation to hazardous occupations only . . . repealing Section 4, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1978, Section 2.1) . . . emergency.

1st Reading 176
2nd Reading 193
Change in committee assignment 212
CR..... 292

SB 209 — By Vann of the Senate and Davis (Guy) of the House.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 291, as amended . . . and others . . . rules related to travel . . . reimbursement of mileage, food and lodging . . . increases; increasing mileage reimbursement for state legislators . . . emergency.

1st Reading 176
2nd Reading 193
CR..... 302; 352
Considered, passed, referred 399
Engrossed — To House 416
HAs read, consideration deferred 677
HAs rejected, Conference requested 697
SCs appointed 697
Conference granted, HCs named..... 710
CCR read, adopted, passed — To House 1068
Referred for enrollment 1071
Enrolled — 4th Reading 1074
To Governor 1076
Approved June 5, 1979..... 1077

SB 210 — By Crow.

An Act relating to schools; amending 70 O.S. 1971, Section 17-105, as last amended . . . eligibility for retirement benefits . . . method of computation of benefits . . . effective date.

1st Reading 176
2nd Reading 193
CR..... 310

SB 211 — By Boatner.

An Act relating to game and fish . . . Lake Texoma fishing licenses . . . requirements for act to be effective; repealing Sections 1, 2 and 3, H.J.R. No. 1003, O.S.L. 1975 (29 O.S. Supp. 1978, Sections 4-125, 4-126 and 4-127) . . . effective date.

1st Reading 176
2nd Reading 193
CR..... 334
Considered, passed, referred 398
Engrossed — To House 416
HAs read, consideration deferred 707
HAs adopted, passed, referred 742
Enrolled — 4th Reading 752
To Governor 758
Approved May 3, 1979..... 824

SB 212 — By Stipe.

An Act relating to elections; amending Section 7-109, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1978, Section 7-109) . . . disclosure of vote . . . evidence on how ballot was cast . . . effective date.

1st Reading 190
2nd Reading 198
CR..... 252
Considered, passed, referred 262
Engrossed — To House 272
Referred for enrollment 605
Enrolled — 4th Reading 610
To Governor 616
Approved April 10, 1979 642

SB 213 — By Dahl.

An Act relating to schools; amending 70 O.S. 1971, Section 1-109, as amended . . . requiring certain number of days, weeks and months in certain school year . . . emergency.

1st Reading 191
2nd Reading 198

SB 214 — By Taliaferro.
An Act relating to stream water use . . . reservation of unappropriated stream water for agricultural purposes . . . codification.
1st Reading 191
2nd Reading 198
CR 282; 352
Considered, failed 467
ML; adopted, passed, referred 468; 517
Engrossed — To House 527
HAs read, consideration deferred 825
HAs rejected, Conference requested 845
SCs appointed 845
Conference granted, HCs named 878
CCR read, consideration deferred 912
CCR adopted, passed — To House ... 923
CCR rejected, further Conference requested 944
Further Conference granted 944
2nd CCR read, adopted, passed — To House 1012
Referred for enrollment 1031
Enrolled — 4th Reading 1035
To Governor 1042
Approved June 5, 1979 1077

SB 215 — By Murphy.
An Act relating to waters and water rights . . . creating a Water Resources Fund; authorizing the Water Resources Board to issue investment certifications . . . emergency.
1st Reading 191
2nd Reading 198
CR 344
Considered, passed, referred 397
Engrossed — To House 416
HAs read, consideration deferred 860
HAs rejected, Conference requested 874
SCs appointed 924
Conference granted, HCs named 933
CCR read, consideration deferred 966
CCR adopted, passed — To House ... 967
CCR rejected, further Conference requested 977
Further Conference granted 981
2nd CCR read, consideration deferred 988
2nd CCR adopted, passed — To House 990
Referred for enrollment 1015
Enrolled — 4th Reading 1022
To Governor 1030
Approved May 31, 1979 1051

SB 216 — By Wolfe of the Senate and Smith of the House.
An Act relating to torts; providing a cause of action for certain damages to patients of certain medical practitioners . . . degree of skill and learning . . . certain medical practitioners . . . expert medical witnesses . . . emergency.
1st Reading 191
2nd Reading 198

SB 217 — By Wolfe.
An Act relating to banks and trust companies . . . defining . . . restricting the release of financial records . . . codification.
1st Reading 191
2nd Reading 198
CR 292
Considered, passed, referred 319
Engrossed — To House 328
HAs read, consideration deferred 625
HAs rejected, Conference requested 645
SCs appointed 645
Conference granted, HCs named 663
CCR read, consideration deferred 851
CCR adopted, passed — To House ... 857
Referred for enrollment 878
Enrolled — 4th Reading 887
To Governor 890
Approved May 17, 1979 916

SB 218 — By Terrill.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 501, as amended . . . exempting taxicab operators

having taxicab exemption permits from payment of certain gasoline taxes . . . emergency.
1st Reading 191
2nd Reading 198
CR..... 334
Considered, failed 403
ML; adopted, passed, referred .. 403; 478
Engrossed — To House 490

SB 219 — By Keller.
An Act relating to insurance; providing vehicle casualty insurance for automobiles; limiting premium increases for payments made under the terms of coverage . . . effective date.
1st Reading 191
2nd Reading 198

SB 220 — By Keller.
An Act relating to schools; amending Section 1, Chapter 1, O.S.L. 1977, as amended . . . (70 O.S. Supp. 1978, Section 3218) . . . Regents for Higher Education to recommend student fees and tuition that may be collected . . . maximum amount of tuition for nonresident alien students . . . emergency.
1st Reading 191
2nd Reading 198
CR..... 344
WD, rereferred 535

SB 221 — By Johnston of the Senate and Morgan of the House.
An Act relating to public health and safety . . . use of imitation dairy products in a restaurant . . . notice to customers . . . effective date.
1st Reading 192
2nd Reading 198
CR..... 282
Considered, passed, referred 474
ML; tabled, referred 475; 532
Engrossed — To House 543

SB 222 — By Keller.
An Act relating to schools; amending 70 O.S. 1971, Section 3-104, as last amended . . . modifying provisions regarding the classification, inspection, supervision and accreditation of certain schools.
1st Reading 192
2nd Reading 198

SB 223 — By Lamb.
An Act relating to game and fish; amending Section 4-201, Chapter 17, O.S.L. 1974, as last amended . . . (29 O.S. Supp. 1978, Section 4-201) . . . fishing and hunting licenses . . . setting fees . . . emergency.
1st Reading 192
2nd Reading 198

SB 224 — By Stipe.
An Act relating to motor vehicles; amending 47 O.S. 1971, Section 11-801, as amended . . . speed restrictions on limited access highways and other roads . . . repealing Sections 1, as amended . . . and 2 and 3, Chapter 3, O.S.L. 1974 (47 O.S. Supp. 1978, Sections 11-801a) through 11-801c) . . . emergency.
1st Reading 192
2nd Reading 198

SB 225 — By Crutcher.
An Act relating to counties and county officers; amending 19 O.S. 1971, Section 901.16; specifying requisites for bonds of fire protection districts . . . emergency.
1st Reading 204
2nd Reading 212
CR..... 292; 344
Considered, passed, referred 443
Engrossed — To House 458
HAs read, consideration deferred 719
HAs adopted, passed, referred 854
Enrolled — 4th Reading 869
To Governor 871
Approved May 15, 1979 883

SB 226 — By Smith of the Senate and Hopkins of the House.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 50001, as last amended . . . reenacting provisions for

certain tax levy . . . salaries for State Fire Marshal and Assistant State Fire Marshal . . . emergency.
1st Reading 204
2nd Reading 212
CR..... 302; 334
Considered, passed, referred 369
Engrossed — To House 377
HAs read, consideration deferred 575
HAs rejected, Conference requested 842
SCs appointed 842
Conference granted, HCs named..... 855
CCR read, consideration deferred 902
CCR adopted, passed — To House ... 908
Referred for enrollment 933
Enrolled — 4th Reading 942
To Governor 943
Approved May 25, 1979 971

SB 227 — By Smith.
An Act relating to revenue and taxation; authorizing the governing bodies of certain municipalities to levy a certain tax . . . tax imposed to be deducted from certain local sales tax imposed . . . repealing Section 1, Chapter 113, O.S.L. 1977 (68 O.S. Supp. 1978, Section 1402a) . . . emergency.
1st Reading 204
2nd Reading 212
CR..... 310; 334
Considered, passed, referred 369
Engrossed — To House 377

SB 228 — By Howell.
An Act relating to officers; providing for liability of a school district and certain employees for student athletic injuries . . . codification.
1st Reading 204
2nd Reading 212
CR..... 302; 344
Considered, passed, referred 444
Engrossed — To House 458

SB 229 — By Capps.
An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 22.3 and 22.5 1, as last amended . . . providing for registration of certain vehicles . . . emergency.
1st Reading 204
2nd Reading 212
Change in Committee assignment 285
CR..... 310
Considered, passed, referred 349
Engrossed — To House 355
Referred for enrollment 601
Enrolled — 4th Reading 610
To Governor 616
Approved April 10, 1979 642

SB 230 — By Keller.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1304, and 1305, as amended . . . levying an excise tax . . . exempting certain sales of groceries, drugs and public utilities from the excise tax . . . emergency.
1st Reading 212
2nd Reading 223

SB 231 — By Terrill of the Senate and Elder of the House.
An Act relating to the Consumer Credit Code; providing for adjustment of the dollar amounts used in the Code . . . emergency.
1st Reading 212
2nd Reading 223
CR..... 352
Considered, passed 456
ML; tabled 458; 491
Engrossed — To House 507
HAs read, consideration deferred..... 691
HAs adopted, bill failed..... 703
ML; adopted, passed, referred .. 703; 715
Enrolled — 4th Reading 724
To Governor 726
Approved April 25, 1979 729

SB 232 — By York
An Act relating to professions and occupations . . . qualification of foreign medical school students for licensure to practice medicine . . . study in approved hospitals . . . codification.
1st Reading 212
2nd Reading 223

SB 233 — By Crutcher.
An Act relating to game and fish; amending Section 7-204, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-204); making certain wildlife property of the state . . . effective date.
1st Reading 222
2nd Reading 237
CR 324
Considered, passed, referred 517
ML; WD 517; 527
Referred 537
Engrossed — To House 543

SB 234 — By Murphy.
An Act relating to children; amending 10 O.S. 1971, Section 1101, as last amended . . . and Section 1116, as amended . . . modifying definitions of terms to include repeated absence from school in certain circumstances in the definition of deprived . . . effective date.
1st Reading 222
2nd Reading 237
Change in committee assignment 253
CR 334
Considered, passed, referred 417
Engrossed — To House 435
HAs read, consideration deferred 744
HAs rejected, Conference requested 753
SCs appointed 753
Conference granted, HCs named 775
CCR read, consideration deferred 967
CCR adopted, passed— To House 974
CCR rejected, further Conference requested 984
Further Conference granted 984
2nd CCR read, adopted, passed — To House 1013
Referred for enrollment 1030
Enrolled — 4th Reading 1040
To Governor 1042
Approved June 1, 1979 1051

SB 235 — By Murphy.
An Act relating to the financing of residential housing and creating the Oklahoma Housing Finance Authority . . . emergency.
1st Reading 222
2nd Reading 237

SB 236 — By Smith.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2457, as last amended . . . reenacting the provisions creating county boards of equalization and county excise boards . . . resolution of certain conflicts of appointments or appointees by the Oklahoma Tax Commission . . . emergency.
1st Reading 222
2nd Reading 237
CR 302
Considered, passed, referred 316
Engrossed — To House 328
HAs read, consideration deferred 573
HAs adopted, passed, referred 843
Enrolled — 4th Reading 855
To Governor 856
Approved May 15, 1979 883

SB 237 — By Young.
An Act relating to public health and safety; repealing . . . (63 O.S. Supp. 1978, Sections 2651 through 2656 and 2651.1); abolishing procedures relating to certificates of need for offering and development of new institutional health services . . . emergency.
1st Reading 222
2nd Reading 237
CR 344
Considered, passed, referred 532
Engrossed — To House 543

SB 238 — By Luton.
An Act relating to courts; imposing certain residency requirements on candidates for the office of District Judge . . . codification.
1st Reading 237
2nd Reading 243
CR 282
Considered, deferred 296
Considered, passed, referred 318
Engrossed — To House 328
HAs read, consideration deferred 699

HAs adopted, passed, referred 844
Enrolled — 4th Reading 855
To Governor 856
Approved May 15, 1979 883

SB 239 — By Keller.

An Act relating to cities and towns; amending Section 45-104, Chapter 256, O.S.L. 1977, as amended . . . (11 O.S. Supp. 1978, Section 45-104) . . . governing body to approve or disapprove any plans, plats or replats of land . . . rural land not served by water and sewer facilities.

1st Reading 242
2nd Reading 252

SB 240 — By Murphy.

An Act relating to oil and gas . . . removal of equipment . . . and other obstacles from certain land within six months after abandonment of an oil or gas well . . . emergency.

1st Reading 242
2nd Reading 252
CR 324
Considered, passed, referred 442
ML; referred 443; 498
Engrossed — To House 507

SB 241 — By Luton and Rozell.

An Act relating to schools; amending 70 O.S. 1971, Section 1-109, as amended . . . allowing five days for certain professional meetings and an additional five days for inclement weather . . . emergency.

1st Reading 242
2nd Reading 252

SB 242 — By Howell.

An Act relating to schools . . . relationships between members of the board of education of a school district and teachers employed within the school district . . . codification.

1st Reading 242
2nd Reading 252
CR 352; 352
Considered, failed 444
ML; adopted, passed, referred .. 445; 468
Engrossed — To House 476
HAs read, consideration deferred 698
HAs adopted, passed, referred 903
Enrolled — 4th Reading 907
To Governor 910
Approved May 17, 1979 916

SB 243 — By Luton, Smith, Birdsong, Clifton and Crutcher of the Senate and Elder, et al, of the House.

An Act relating to insurance; amending 36 O.S. 1971, Section 332 . . . State Board for Property and Casualty Rates; empowering the Board to employ certain technicians . . . for certain examinations or investigations . . . emergency.

1st Reading 242
2nd Reading 252
WD, to Calendar 286
Considered, passed, referred 296
Engrossed — To House 305
HAs read, consideration deferred 611
HAs rejected, Conference requested 671
SCs appointed 671
Conference granted, HCs named 684
Senate Conferees added 739
House Conferees changed 753
Request for Conference withdrawn ... 789
Request for withdrawal refused by House; Senate rescinded request to withdraw 807
CCR read, adopted, passed — To House 1007
Referred for enrollment 1035
Enrolled — 4th Reading 1053
To Governor 1058
Approved June 5, 1979 1077

SB 244 — By Smith.

An Act relating to professions and occupations; amending Section 15, Chapter 104, O.S.L. 1978 (59 O.S. Supp. 1978, Section 1638) . . . Oklahoma Welding Act; and increasing the exemptions to include certain weld test facilities approved by Oklahoma Department of Labor.

1st Reading 242
2nd Reading 252

CR 302
Considered, passed, referred 317
Engrossed — To House 328
HAs read, consideration deferred 647
HAs adopted, passed, referred 845
Enrolled — 4th Reading 855
To Governor 861
Approved May 15, 1979 883

SB 245 — By Martin of the Senate and Duke of the House.

An Act relating to waters and water rights; amending Section 9, Chapter 248, O.S.L. 1972 (82 O.S. Supp. 1978, Section 1020.9) . . . approval of an application for a permit to take and use ground water.
1st Reading 252
2nd Reading 260
CR 324
Considered, passed, referred 433
Engrossed — To House 458

SB 246 — By Smith.

An Act relating to banks and banking; amending 6 O.S. 1971, Sections 201, as last amended and others . . . reenacting provisions establishing a Banking Department, Banking Commissioner, Banking Board . . . placing certain employees under the Merit System . . . codification.
1st Reading 258
2nd Reading 270
CR 344
Considered, passed 510
ML; failed, referred 516; 536
Engrossed — To House 543

SB 247 — By Boatner.

An Act relating to public corporations . . . creating the Oklahoma Home Development and Assistance Program and its Board of Directors . . . codification.
1st Reading 259
2nd Reading 270
Change in committee assignment 331
Committee allowed to consider and report 341

SB 248 — By Luton.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 501, as amended and others . . . tax on diesel fuel . . . date for payment of a certain tax . . . emergency.
1st Reading 270
2nd Reading 277
CR 344
Considered, passed, referred 421
Engrossed — To House 443
HAs read, consideration deferred 783
HAs rejected, Conference requested 845
SCs appointed 845
Conference granted, HCs named 855
CCR read, consideration deferred 980
CCR adopted, passed — To House 992
Referred for enrollment 1016
Enrolled — 4th Reading 1022
To Governor 1030
Approved June 5, 1979 1077

SB 249 — By Johnson of the Senate and Townsend of the House.

An Act relating to game and fish; providing a waterfowl hunting stamp . . . issuance of the stamp . . . contest to determine artwork . . . emergency.
1st Reading 270
2nd Reading 277
CR 324
Considered, passed, referred 490
Engrossed — To House 507

SB 250 — By Lane.

An Act relating to motor vehicles; providing for the use and release of traffic violations . . . assessment of traffic violation points . . . codification.
1st Reading 276
2nd Reading 284
CR 344
Considered, failed 396
ML; adopted, votes reconsidered 397; 417
WD, rereferred 532

SB 251 — By Rozell.
An Act relating to public health and safety; amending 63 O.S. 1971, Section 808; providing regulations for mufflers on motorboats . . . emergency.
1st Reading 276
2nd Reading 285
CR..... 310
Considered, passed, referred 348
Engrossed — To House 355
HAs read, consideration deferred 804
HAs adopted, passed, referred 848
Enrolled — 4th Reading 855
To Governor 861
Approved May 15, 1979 883

SB 252 — By Birdsong.
An Act relating to criminal procedure; amending 22 O.S. 1971, Section 1325, as amended . . . permitting the disposition of certain property in the possession of a sheriff . . . effective date.
1st Reading 276
2nd Reading 285
CR..... 324
Considered, passed, referred 424
Engrossed — To House 435
Referred for enrollment 671
Enrolled — 4th Reading 683
To Governor 684
Approved April 24, 1979 711

SB 253 — By Boatner.
An Act relating to public lands; directing the Commissioners of the Land Office to adopt rules . . . to implement the provisions of Section 6 of Article XI of the Oklahoma Constitution . . . codification.
1st Reading 276
2nd Reading 285
CR..... 334
Considered, passed, referred 396
Engrossed — To House 416

SB 254 — By Boatner of the Senate and Barker of the House.
An Act relating to the Banking Department; amending 6 O.S. 1971, Sections 201 as last amended and others . . . establishing the Banking Department . . . appointment of additional Banking Department officers . . . depositing fees in the General Revenue Fund.
1st Reading 276
2nd Reading 285
CR..... 352; 352
Considered, passed, referred 493
Engrossed — To House 507
HAs read, consideration deferred 783
HAs adopted, passed, referred 844
Enrolled — 4th Reading 855
To Governor 861
Approved May 15, 1979 883

SB 255 — By Taliaferro.
An Act relating to civil procedure; amending Section 1, Chapter 74, O.S.L. 1976, as amended . . . (12 O.S. Supp. 1978, Section 158.1); and modifying provisions for service and return of process in civil cases by private process services.
1st Reading 276
2nd Reading 285
CR..... 324
WD, rereferred 534

SB 256 — By Taliaferro of the Senate and Willis of the House.
An Act relating to the Corporation Commission; amending 17 O.S. 1971, Section 158.27; modifying certain powers and jurisdiction of the Corporation Commission; exempting certain cooperatives . . . stating procedures therefor.
1st Reading 276
2nd Reading 285
CR..... 352
WD, rereferred 532

SB 257 — By Randle of the Senate and Cleveland of the House.
An Act relating to public health and safety . . . creating an emergency telephone communication system . . . coordination of system by the Department of Public Safety . . . emergency.
1st Reading 277
2nd Reading 285

CR..... 324
Considered, passed, referred 395
Engrossed — To House 416
HAs read, consideration deferred..... 691
HAs adopted, passed, referred 855
Enrolled — 4th Reading 869
To Governor 871
Approved May 16, 1979 893

SB 258 — By York.
An Act relating to elections; amending Section 3-106, Chapter 153, O.S.L. 1974, as amended . . . (26 O.S. Supp. 1978, Section 3-106); providing for the purchase of automated mechanical or electronic voting machines or devices . . . repealing Section 3; Chapter 57, O.S.L. 1978 (26 O.S. Supp. 1978, Section 9-120) . . . emergency.
1st Reading 277
2nd Reading 285
CR..... 324
WD, rereferred 813

SB 259 — By Howell.
An Act relating to cities and towns; providing for the elimination of town wards under certain conditions . . . codification.
1st Reading 277
2nd Reading 285

SB 260 — By Howell.
An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 421; and increasing penalty for conspiracy.
1st Reading 277
2nd Reading 285
CR..... 334
Considered, passed, referred 395
Engrossed — To House 416
HAs read, consideration deferred..... 804
HAs adopted, passed, referred 854
Enrolled — 4th Reading 874
To Governor 874
Approved May 15, 1979 883

SB 261 — By Terrill.
An Act relating to schools; amending 70 O.S. 1971, Section 6-123, as amended . . . creating a Professional Standards Board . . . appointment of members.
1st Reading 277
2nd Reading 285
CR..... 344
Considered, passed, referred 476
Engrossed — To House 490

SB 262 — By Nickles.
An Act relating to children; amending 10 O.S. 1971, Section 60.6, as last amended . . . requiring the consent of the parents before a child is adopted . . . effective date.
1st Reading 277
2nd Reading 285

SB 263 — By Nickles of the Senate and Milacek of the House.
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 277
2nd Reading 285
CR..... 324
Considered 494
Considered,passed, referred 519
Engrossed — To House 527

SB 264 — By Landis.
An Act relating to public health and safety; amending Section 7, Chapter 257, O.S.L. 1974 (63 O.S. Supp. 1978, Section 2457); modifying requirements for certain inspections of certain manufactured homes . . . ex-officio Board members to take certain actions.
1st Reading 282
2nd Reading 293
Change in committee assignment 322
CR..... 334
Considered, failed 436
ML..... 438

SB 265 — By Young.
An Act relating to cities and towns; amending Section 49-120, Chapter 256, O.S.L. 1977, as amended . . . (11 O.S.

Supp. 1978, Section 49-120) . . . distribution of tax for benefit of Municipal Firemen's Relief and Pension Funds . . . repealing Sections 49-120, 49-121 and 49-133, Chapter 256, O.S.L. 1977 . . . emergency.
1st Reading 282
2nd Reading 293
CR..... 310
Considered, passed, referred 422
Engrossed — To House 435

SB 266 — By Young.
An Act relating to motor vehicles; amending 47 O.S. 1971, Section 2-305, as amended . . . retirement and certain benefits available under the Retirement and Pension Fund of the Department of Public Safety . . . emergency.
1st Reading 282
2nd Reading 293
CR..... 310
Considered, passed, referred 422
Engrossed — To House 435

SB 267 — By Howell.
An Act relating to elections; modifying manner of election of Governor and Lieutenant Governor; providing for joint filing of a declaration of candidacy . . . emergency.
1st Reading 282
2nd Reading 293

SB 268 — By Clifton.
An Act relating to children; amending 10 O.S. 1971, Sections 57, 60.17 and 60.18; mandating certain court records, files and information . . . be confidential . . . effective date.
1st Reading 282
2nd Reading 293

SB 269 — By Terrill.
An Act relating to public health and safety; amending Section 5, Chapter 217, O.S.L. 1973, as amended . . . (63 O.S. Supp. 1978, Section 1-112); creating the Oklahoma Health Planning Commission . . . creating Revolving Fund.
1st Reading 283
2nd Reading 293

SB 270 — By Terrill.
An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-317, as amended . . . physician in attendance at time of death sign death certificate . . . emergency.
1st Reading 283
2nd Reading 293
CR..... 334
Considered, passed, referred 479
Engrossed — To House 490
Referred for enrollment 703
Enrolled — 4th Reading 707
To Governor 709
Approved April 25, 1979 729

SB 271 — By Terrill of the Senate and Atkins of the House.
An Act relating to public health and safety; amending 63 O.S. 1971, Sections 938 and 944, as amended . . . deaths which must be investigated . . . conditions under which an autopsy must be performed . . . emergency.
1st Reading 283
2nd Reading 293
CR..... 344
Considered, failed 481

SB 272 — By Terrill.
An Act relating to the Corporation Commission; amending Section 18 of Article IX of the Oklahoma Constitution . . . prohibiting the construction of certain facilities . . . emergency.
1st Reading 283
2nd Reading 293

SB 273 — By Terrill.
An Act relating to insurance; prescribing educational requirements for certain insurance agents . . . emergency.
1st Reading 283
2nd Reading 293

Change in committee assignment 305
CR..... 344
Considered, failed 480
ML: adopted, passed, referred 481; 528
Engrossed — To House 544

SB 274 — By Lane.

An Act relating to public health and safety; amending 63 O.S. 1971, Sections 950 and 951, as amended . . . Chief Medical Examiner to transport autopsy subjects . . . payment of transportation services . . . emergency.

1st Reading 283
2nd Reading 293

SB 275 — By Lane.

An Act relating to state government; amending 74 O.S. 1971, Sections 914 and 917, as last amended . . . conditions for retirement under Oklahoma Public Employees Retirement System . . . emergency.

1st Reading 283
2nd Reading 293

SB 276 — By Lane.

An Act relating to state government; amending 74 O.S. 1971, Sections 914 and 917, as last amended . . . conditions for retirement under Oklahoma Public Employees Retirement System . . . emergency.

1st Reading 284
2nd Reading 293
CR..... 334
Considered, passed, referred 479
Engrossed — To House 490
HAs read, consideration deferred 626
HAs rejected, Conference requested 672
SCs appointed 672
Conference granted, HCs named..... 685
CCR read, adopted, passed — To House 1081
Referred for enrollment 1084
Enrolled — 4th Reading 1085
To Governor 1085

Approved July 5, 1979

SB 277 — By Randle of the Senate and Draper of the House.

An Act relating to schools; amending 70 O.S. 1971, Section 17-105, as last amended and others . . . expanding age for maximum retirement and for the making of contributions . . . emergency.

1st Reading 284
2nd Reading 293

SB 278 — By Young.

An Act relating to cities and towns; providing procedures and qualifications for Police Pension and Retirement Systems; amending Section 50-114, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 50-114); specifying conditions for service pensions for police officers and their spouses under certain conditions . . . emergency.

1st Reading 284
2nd Reading 293
CR..... 310
Considered, passed, referred 422
Engrossed — To House 435

SB 279 — By Terrill.

An Act relating to schools; amending 70 O.S. 1971, Section 6-104, as last amended . . . sick leave; modifying provisions for emergency leave . . . personal business leave . . . non-teaching personnel.

1st Reading 284
2nd Reading 293

SB 280 — By Terrill.

An Act relating to schools; amending 70 O.S. 1971, Section 6-104, as last amended . . . sick leave; providing for emergency leave . . . non-teaching personnel.

1st Reading 284
2nd Reading 293
CR..... 352
Considered, passed, referred 404
Engrossed — To House 416
HAs read, consideration deferred 638
HAs rejected, Conference requested 686
SCs appointed 686

Conference granted, HCs named..... 708
CCR read, consideration deferred 902
CCR rejected, further Conference requested 907
Further Conference granted..... 912
Senate conferee changed 1004
2nd CCR read, consideration deferred..... 1017
2nd CCR rejected, further Conference requested 1028
Further Conference granted..... 1030
3rd CCR read, conferees unable to agree 1045

SB 281 — By Cummins.
An Act relating to game and fish; amending Section 7-401, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-401); declaring certain substances shall not be deposited, thrown, placed or permitted in certain waters . . . emergency.
1st Reading 292
2nd Reading 303

SB 282 — By Keller.
An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 301 and 302; modifying provisions pertaining to the prevention or disturbance of legislative meetings . . . emergency.
1st Reading 292
2nd Reading 303
CR..... 334
Considered, passed, referred 531
Engrossed — To House 544

SB 283 — By Crow.
An Act relating to waters and water rights; ratifying the Red River Compact . . . creating the Red River Compact Commission . . . emergency.
1st Reading 292
2nd Reading 303
CR..... 344
WD, rereferred 534

SB 284 — By McCune.
An Act relating to schools; amending 70 O.S. 1971, Section 16-102, as last amended . . . procedures for adoption of textbooks . . . Textbook Committee to request certain textbooks . . . Textbook Committee to consider certain textbooks.
1st Reading 292
2nd Reading 304

SB 285 — By Randle of the Senate and Morgan of the House.
An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 581, 584 and 588 . . . expanding requirements for issuance of a certificate to practice optometry . . . effective date.
1st Reading 293
2nd Reading 304
CR..... 324
Considered, passed, referred 340
Engrossed — To House 348

SB 286 — By York.
An Act relating to insurance; prohibiting accident and health insurance contracts that exclude coverage for chiropractic treatment . . . emergency.
1st Reading 293
2nd Reading 304

SB 287 — By Keating.
An Act relating to civil procedure; amending Section 1, Chapter 74, O.S.L. 1976, as amended . . . (12 O.S. Supp. 1978, Section 158.1); authorizing the licensing of private process servers . . . effective date.
1st Reading 293
2nd Reading 304
CR..... 352
Considered,passed, referred..... 395
Engrossed — To House 416
HAs read, consideration deferred..... 804
HAs adopted, passed, referred 855
Enrolled — 4th Reading 874
To Governor 874
Approved May 16, 1979 893

SB 288 — By Randle.
An Act relating to state government; amending 74 O.S. 1971, Section 456, as

last amended . . . creating the Executive Committee of the State Legislative Council; reducing membership . . . emergency.
1st Reading 302
2nd Reading 313
CR 344
Considered, passed, referred 507
Engrossed — To House 527
HAs read, consideration deferred 707
HAs rejected, Conference requested 717
SCs appointed 717
Conference granted, HCs named 739
CCR read, conferees unable to agree 1045

SB 289 — By Combs.
An Act relating to public health and safety . . . creating an Advisory Council on Youth Camp Safety . . . youth camp safety standards . . . emergency.
1st Reading 302
2nd Reading 313
CR 334
Considered, failed 516
ML; adopted, passed, referred 517; 519
Engrossed — To House 527

SB 290 — By Martin.
An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 64; allowing certain fines for certain crimes . . . effective date.
1st Reading 302
2nd Reading 313

SB 291 — By Howell.
An Act relating to professions and occupations . . . certification of animal technicians by the State Board of Veterinary Examiners . . . effective date.
1st Reading 302
2nd Reading 313

SB 292 — By McCune.
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 . . . resident and nonresident estate and trust having Oklahoma taxable income shall file an Oklahoma tax return . . . emergency.
1st Reading 302
2nd Reading 313

SB 293 — By York.
An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.1, as last amended . . . defining terms; and providing an effective date.
1st Reading 303
2nd Reading 313
CR 360

SB 294 — By Cummins.
An Act relating to public health and safety; amending Sections 2, 4 and others . . . Sections 2752, 2754 and others . . . duties for the Controlled Industrial Waste Management Division . . . disapproval of out of state controlled industrial waste . . . emergency.
1st Reading 303
2nd Reading 313
CR 334
Considered, passed, referred 447
ML; referred 448; 498
Engrossed — To House 507

SB 295 — By Smith.
An Act relating to state government; amending Section 4, Chapter 111, O.S.L. 1975 (74 O.S. Supp. 1978, Section 1524); modifying duties and powers of the Director of the Department of Economic and Community Affairs . . . employees under the Merit System of Personnel Administration.
1st Reading 303
2nd Reading 313
CR 334
Considered, passed, referred 368
Engrossed — To House 377
HAs read, consideration deferred 804
HAs adopted, passed, referred 843
Enrolled — 4th Reading 855
To Governor 861
Approved May 15, 1979 883

SB 296 — By Smith.
An Act relating to the Archives and Records Commission; amending 74 O.S. 1971, Section 564, as last amended . . . providing for its powers, duties and personnel, including State Auditor and Inspector, exempting the Oklahoma Tax Commission . . . emergency.
1st Reading 303
2nd Reading 313
CR 334
Considered, passed, referred 368
Engrossed — To House 377
Referred for enrollment 562
Enrolled — 4th Reading 575
To Governor 577
Approved March 30, 1979 580

SB 297 — By Wolfe.
An Act relating to insurance; amending 36 O.S. 1971, Section 3636, as amended . . . specifying uninsured motorist coverage provisions . . . emergency.
1st Reading 303
2nd Reading 313
CR 344
Considered, passed, referred 370
Engrossed — To House 377
HAs read, consideration deferred 647
HAs rejected, Conference requested 679
SCs appointed 679
Conference granted, HCs named 684
CCR read, consideration deferred 723
CCR adopted, passed — To House 856
Referred for enrollment 869
Enrolled — 4th Reading 876
To Governor 880
Approved May 16, 1979 893

SB 298 — By Cullison.
An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 863.2 and others . . . for city-county planning commissions for certain counties . . . certain building and fire codes; repealing 19 O.S. 1971, Section 863.19 . . . effective date.
1st Reading 303
2nd Reading 313
CR 334
Considered, passed, referred 441
Engrossed — To House 458
HAs read, consideration deferred 746
HAs rejected, Conference requested 753
SCs appointed 753
Conference granted, HCs named 775
CCR read, conferees unable to agree 1046

SB 299 — By Johnson and Crutcher.
An Act relating to mines and mining; amending 45 O.S. 1971, Section 723, as amended and others . . . permits for coal mining; providing procedures for permit applications; requiring bonds . . . repealing Section 22, Chapter 10, O.S.L. 1978 (45 O.S. Supp. 1978, Section 762) . . . emergency.
1st Reading 310
2nd Reading 326
CR 352
Considered, passed, referred 425
Engrossed — To House 447
HAs read, consideration deferred 678
HAs rejected, Conference requested 692
SCs appointed 692
Conference granted, HCs named 708
CCR read, consideration deferred 932
CCR adopted, passed — To House 988
Referred for enrollment 1016
Enrolled — 4th Reading 1022
To Governor 1030
Approved June 1, 1979 1051

SB 300 — By Randle.
An Act relating to cities and towns . . . requiring preparation of a municipal budget; specifying the budget's contents . . . effective date.
1st Reading 311
2nd Reading 326
CR 352
Considered, passed, referred 401
Engrossed — To House 416
HAs read, consideration deferred 647

HAs adopted, passed, referred 692
Enrolled — 4th Reading 699
To Governor 703
Approved April 25, 1979 729

SB 301 — By Cain.
An Act relating to state government; amending Sections 4 and 5, Chapter 256, O.S.L. 1978 (74 O.S. Supp. 1978, Sections 4004 and 4005); requiring registration of certain lobbyists . . . requiring certain reports . . . preservation of certain materials.
1st Reading 311
2nd Reading 326

SB 302 — By Combs.
An Act relating to landlord and tenant; prohibiting certain actions by a landlord; protecting tenant actions . . . effective date.
1st Reading 311
2nd Reading 326
CR 452
WD, rereferred 528

SB 303 — By Martin.
An Act relating to public and mental health; amending 63 O.S. 1971, Sections 1-1118, 1-1119 and 1-1201; requiring the licensing of certain persons [sellers of food] . . . emergency.
1st Reading 311
2nd Reading 326

SB 304 — By Howell.
An Act relating to intoxicating beverages; amending 37 O.S. 1971, Sections 507 and 527, as amended . . . creating the Oklahoma Alcoholic Beverage Control Board . . . reducing grounds for denial of certain licenses.
1st Reading 311
2nd Reading 326

SB 305 — By Howell.
An Act relating to courts; amending 20 O.S. 1971, Sections 1202, as last amended . . . Section 11, Chapter 55, O.S.L. 1975 (20 O.S. Supp. 1978, Sections 1202 and 1224); modifying provisions for certain transfers to the Law Library Fund . . . emergency.
1st Reading 311
2nd Reading 326
CR 352
Considered, passed, referred 461
Engrossed — To House 476
HAs read, consideration deferred 676
HAs adopted, passed, referred 697
Enrolled — 4th Reading 707
To Governor 709
Approved April 25, 1979 729

SB 306 — By Terrill.
An Act relating to public utilities . . . establishing the Oklahoma Public Utilities Commission . . . transferring certain powers . . . Corporation Commission . . . emergency.
1st Reading 311
2nd Reading 326

SB 307 — By Terrill.
An Act relating to public utilities; amending Section 34 of Article IX of the Oklahoma Constitution . . . creating an Oklahoma Public Utility Control Board and an Oklahoma Public Utility Control Board Nominating Committee . . . emergency.
1st Reading 312
2nd Reading 326

SB 308 — By Lane.
An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.15a, as last amended . . . requiring licenses for certain vendors of motor vehicles . . . in-transit plates for certain businesses . . . expiration date of plates.
1st Reading 312
2nd Reading 326

SB 309 — By York.
An Act relating to civil procedure . . . providing for conciliation courts . . . providing for divorce and separate maintenance proceedings . . . effective date.
1st Reading 312
2nd Reading 326

CR 352
WD, rereferred 469

SB 310 — By Terrill and Watson.
An Act relating to the Physician Manpower Training Commission; providing for physician services at correctional facilities . . . codification.
1st Reading 312
2nd Reading 326
CR 344
Considered, passed, referred 367
Engrossed — To House 377
HAs read, consideration deferred 826
HAs rejected, Conference requested 871
SCs appointed 871
Conference granted, HCs named 871
CCR read, consideration deferred 998
CCR adopted, passed — To House ... 1004
Referred for enrollment 1030
Enrolled — 4th Reading 1040
To Governor 1042
Approved June 1, 1979 1051

SB 311 — By Martin.
An Act relating to criminal procedure; amending 22 O.S. 1971, Section 1271; modifying provisions for assignment of defense counsel in criminal cases in certain counties . . . effective date.
1st Reading 324
2nd Reading 335

SB 312 — By Keating.
An Act relating to state government; amending Section 3, Chapter 208, O.S.L. 1976 (74 O.S. Supp. 1978, Section 20h); providing conditions for payment of litigation costs in legal defense of certain state employees . . . purchase of insurance . . . emergency.
1st Reading 324
2nd Reading 335

SB 313 — By Vann of the Senate and Townsend of the House.
An Act relating to public health and safety; amending 63 O.S. 1971, Sections 2252, 2253 and others . . . creating the Solid Waste Management Advisory Committee . . . emergency.
1st Reading 324
2nd Reading 335
CR 344; 344
Considered, passed, referred 527
Engrossed — To House 544

SB 314 — By Rozell of the Senate and Robinson of the House.
An Act relating to professions and occupations; amending 59 O.S. 1971, Section 587; providing for fees, salaries and expenses of Board of Optometry . . . deleting certain outdated language . . . emergency.
1st Reading 325
2nd Reading 335
CR 387
Considered, passed, referred 459
Engrossed — To House 476

SB 315 — By Lamb.
An Act relating to courts; amending Section 9, Chapter 293, O.S.L. 1975, as amended . . . (20 O.S. Supp. 1978, Section 1226); authorizing the use of certain funds for county law libraries with certain limitations . . . emergency.
1st Reading 325
2nd Reading 335
CR 352
Considered, passed, referred 462
Engrossed — To House 476
Referred for enrollment 709
Enrolled — 4th Reading 714
To Governor 717
Approved April 25, 1979 729

SB 316 — By Lamb.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 803, as last amended . . . and providing estate tax rates for all transfers of a decedent's net estate.
1st Reading 325
2nd Reading 335

SB 317 — By Lamb.
An Act relating to public buildings and public works; amending Sections 2, Chapter 298, O.S.L. 1974, as last amended . . . and 31 . . . (61 O.S. Supp. 1978, Sections 102 and 131); increasing the dollar amount of contracts under the Public Competitive Bidding Act of 1974 . . . contract splitting . . . emergency.
1st Reading 325
2nd Reading 335
CR 344
Considered, passed, referred 402
Engrossed — To House 416
Referred for enrollment 554
Enrolled — 4th Reading 564
To Governor 572
Approved April 3, 1979 588

SB 318 — By Lamb.
An Act relating to labor; amending 40 O.S. 1971, Section 217, as amended . . . providing for contributions and payments under terms of Oklahoma Employment Security Act . . . repealing 40 O.S. 1971, Section 217.1 . . . emergency.
1st Reading 325
2nd Reading 335

SB 319 — By McDaniel.
An Act relating to state government; amending 74 O.S. 1971, Sections 356.1 through 356.13, 356.16 through 356.18 and 356.21 through 356.24; and changing certain statutory references from Oklahoma Planning and Resources Board to Oklahoma Tourism and Recreation Commission.
1st Reading 325
2nd Reading 335
CR 344
Considered, passed, referred 394
Engrossed — To House 416
HAs read, consideration deferred 707
HAs adopted, passed, referred 845
Enrolled — 4th Reading 855
To Governor 861
Governor requested to return bill; returned (SCR 29) 880
House requested to rescind 4th Reading and signing 891
House granted request 900
Senate rescinded 4th Reading and signing, reconsidered votes whereby bill passed and HAs were adopted 900

SB 320 — By Keating.
An Act relating to state government; providing for certain statutory defenses to actions against public officers and employees . . . defenses for actions against state officers and employees . . . emergency.
1st Reading 325
2nd Reading 335

SB 321 — By Terrill of the Senate and Twidwell of the House.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1501, 1503 and 1511 . . . prescribing amounts for a certain license tax . . . special license [coin operated music and amusement devices] . . . effective date.
1st Reading 326
2nd Reading 335
CR 344
Considered, failed 492
ML; failed 492; 533

SB 322 — By Howard.
An Act relating to poor persons; amending 56 O.S. 1971, Section 189a, as amended . . . assistance to boards of county commissioners in furnishing quarters and other facilities for local units of the Department of Public Welfare . . . emergency.
1st Reading 335
2nd Reading 345
CR 387
Considered, passed, referred 469
Engrossed — To House 476

SB 323 — By Howard.
An Act relating to poor persons; amending 56 O.S. 1971, Section 26.16 . . . assistance and emergency relief to certain

persons having catastrophic medical or living expenses . . . emergency.
1st Reading 335
2nd Reading 345
CR..... 387
Considered, passed, referred 470
Engrossed — To House 476

SB 324 — By Martin.
An Act relating to schools; providing procedures for recall of certain elected school board officials; authorizing a special election . . . effective date.
1st Reading 335
2nd Reading 345

SB 325 — By Boatner.
An Act relating to oil and gas; clarifying the contractual relationship between petroleum products suppliers or . . . distributors and petroleum products dealers . . . codification.
1st Reading 335
2nd Reading 345

SB 326 — By Wolfe.
An Act relating to civil procedure; amending Section 1, Chapter 245, O.S.L. 1978 (12 O.S. Supp. 1978, Section 13); providing procedures for class actions including method for determining members of class . . . effective date.
1st Reading 335
2nd Reading 345

SB 327 — By Terrill.
An Act relating to public utilities . . . establishing the Oklahoma Public Utilities Commission . . . transferring certain powers . . . Corporation Commission . . . emergency.
1st Reading 344
2nd Reading 354

SB 328 — By Cate.
An Act relating to banks and trust companies . . . setting requirements for bank holding companies . . . repealing 6 O.S. 1971, Sections 415, 501, as amended . . . and 502 . . . effective date.
1st Reading 344
2nd Reading 354

SB 329 — By Stipe.
An Act relating to schools; amending 70 O.S. 1971, Section 14-108, as amended . . . providing for the creation, organization and operation of vocational-technical area school districts . . . designate a county treasurer as treasurer of the school district.
1st Reading 352
2nd Reading 360
CR..... 500
Considered, passed, referred 534
Engrossed — To House 544
Exempted from cutoff dates 592
HAs read, consideration deferred 699
HAs rejected, Conference requested 774
SCs appointed 774
Conference granted, HCs named..... 793
CCR read, consideration deferred 859
CCR adopted, passed — To House 866
Referred for enrollment 878
Enrolled — 4th Reading 887
To Governor 890
Approved May 17, 1979 916

SB 330 — By Martin.
An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-1708 . . . purchase of malpractice insurance for certain personnel of the State Department of Health . . . effective date.
1st Reading 353
2nd Reading 360

SB 331 — By Taliaferro.
An Act relating to game and fish . . . providing for nongame wildlife; providing for endangered species . . . repealing Sections 2-109 and 2-135, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Sections 2-109 and 2-135) . . . effective date.
1st Reading 353
2nd Reading 360

SB 332 — By Clifton.
An Act relating to civil procedure; authorizing class actions; specifying conditions under which class actions may be filed . . . repealing Sections 1 through 6, Chapter 245, O.S.L. 1978 (12 O.S. Supp. 1978, Sections 13 through 18) and 12 O.S. 1971, Section 233 . . . effective date.
1st Reading 353
2nd Reading 360
CR, with change of author 374
Considered, passed, referred 529
Engrossed — To House 544

SB 333 — By Randle.
An Act relating to cities and towns . . . specifying procedure for municipal financing of public utilities . . . effective date.
1st Reading 353
2nd Reading 360

SB 334 — By Randle.
An Act relating to cities and towns . . . formation of a joint utility agency . . . representatives of member municipalities . . . jurisdiction of the Corporation Commission . . . effective date.
1st Reading 353
2nd Reading 360

SB 335 — By Murphy.
An Act relating to criminal procedure; providing pretrial diversion programs; requiring assistance to district attorneys . . . effective date.
1st Reading 353
2nd Reading 360
CR 374
Considered, passed, referred 503
Engrossed — To House 527
Exempted from cutoff dates 655
HAs read, consideration deferred 826
HAs rejected, Conference requested 845
SCs appointed 845
Conference granted, HCs named 855
CCR read, consideration deferred 944
CCR adopted, passed — To House 948
Referred for enrollment 977
Enrolled — 4th Reading 981
To Governor 982
Approved May 30, 1979 1002

SB 336 — By Terrill.
An Act relating to open meetings; amending Section 4, Chapter 214, O.S.L. 1977 (25 O.S. Supp. 1978, Section 304); modifying definitions . . . emergency.
1st Reading 360
2nd Reading 374

SB 337 — By Terrill.
An Act relating to children; amending 10 O.S. 1971, Section 1207, as amended . . . modifying provisions for salary of the director of the Juvenile Bureau . . . budgetary procedures.
1st Reading 360
2nd Reading 374

SB 338 — By Birdsong.
An Act relating to soldiers and sailors; amending 72 O.S. 1971, Section 63.2, as amended . . . and providing for the membership, bond and term of office for the War Veterans Commission.
1st Reading 360
2nd Reading 374

SB 339 — By Terrill.
An Act relating to children; amending 10 O.S. 1971, Section 1112, as last amended . . . modifying provisions for juvenile procedures for children charged with certain offenses.
1st Reading 430
2nd Reading 452

SB 340 — By McDaniel of the Senate and Abbott of the House.
An Act relating to crimes and punishments; prohibiting the rental of personal property with the intent to defraud the owner . . . prima facie proof . . . codification.

1st Reading 484
2nd Reading 500

SB 341 — By Dahl of the Senate and Holden of the House.
An Act relating to waters and water rights; prohibiting removal of certain water from basin of origin under certain circumstances . . . emergency.
1st Reading 484
2nd Reading 500

SB 342 — By Boatner.
An Act relating to labor; amending 40 O.S. 1971, Section 217, as amended . . . employer contribution to the fund established by the Oklahoma Employment Security Commission . . . providing for employee's benefit wages . . . repealing 40 O.S. 1971, Section 217.1 . . . emergency.
1st Reading 522
2nd Reading 540

SB 343 — By Terrill.
An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 1727; providing for apportionment of motor fuel taxes on fuels consumed on turnpikes . . . emergency.
Exempted from cutoff dates 630
1st Reading 631
2nd Reading 642

SB 344 — By Cate of the Senate and Deatherage of the House.
An Act relating to intoxicating liquors; amending 37 O.S. 1971, Section 163.11, as amended . . . and Section 9, Chapter 221, O.S.L. 1972 (37 O.S. Supp. 1978, Section 245) . . . annual retail permits from district court clerk to sell certain nonintoxicating beverages . . . changing certain age limitations for persons to whom certain beverages may be sold . . . emergency.
Exempted from cutoff dates 745
1st Reading 752
2nd Reading 766
CR 782
Considered 828
Rereferred 832

SB 345 — By Capps.
An Act relating to insurance; amending 36 O.S. 1971, Section 4101, as last amended . . . reenacting requirements for certain classes of insurance . . . increasing certain maximum amounts of insurance on the life of a debtor.
1st Reading 866
2nd Reading 874

SB 346 — By Dahl of the Senate and Weichel of the House.
An Act relating to agriculture; amending Sections 9 and and 10, Chapter 164, O.S.L. 1973 (2 O.S. Supp. 1978, Sections 1509 and 1510); providing certain assessments for the Sheep and Wool Utilization, Research and Market Development Commission . . . increasing assessment.
1st Reading 873
2nd Reading 883

SB 347 — By Keating.
An Act relating to cities and towns; amending Section 28-102, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 28-102); permitting original jurisdiction; permitting trial by jury in certain circumstances . . . effective date.
1st Reading 923
2nd Reading 937

SB 348 — By Cullison.
An Act relating to torts . . . establishing a statute of limitations; providing defenses and presumptions; providing sellers exemption . . . codification.
1st Reading 946
2nd Reading 972

SB 349 — By Schuelein.
An Act relating to criminal procedure; providing for reimbursement of certain costs by a convicted defendant . . . time and method of payment of fines . . . provisions in event of nonpayment . . . repealing 22 O.S. 1971, Section 983 . . . effective date.
1st Reading 1001
2nd Reading 1020

SENATE JOINT RESOLUTIONS

SJR 1 — By Howell.

A Joint Resolution relating to the naming of the Oklahoma State Bureau of Investigation building, as The Carl H. Tyler Building . . . distribution.

1st Reading 58
2nd Reading 64
CR..... 126
Considered, passed, referred 155
Engrossed — To House 158
Referred for enrollment 580
Enrolled — 4th Reading 588
To Governor 597
Approved April 9, 1979..... 618

SJR 2 — By Cate.

A Joint Resolution urging the Supreme Court to encourage the use of probation and restitution in certain crimes . . . distribution.

1st Reading 58
2nd Reading 64
CR..... 108
Considered, passed, referred 112
Engrossed — To House 120

SJR 3 — By Keller of the Senate and Sanders of the House.

A Joint Resolution . . . budget of the United States; requesting appropriate action by the Congress . . . total of all Federal appropriations may not exceed the total of all estimated federal revenues . . . distribution.

1st Reading 58
2nd Reading 64

SJR 4 — By McDaniel.

A Joint Resolution . . . amendment to Article XXIII of the Oklahoma Constitution . . . defining excess or surplus water . . . filing.

1st Reading 58
2nd Reading 64

SJR 5 — By Tinsley.

A Joint Resolution relating to game and fish . . . extend for 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.

1st Reading 63
2nd Reading 68

SJR 6 — By McCune.

A Joint Resolution . . . 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 . . . filing.

1st Reading 73
2nd Reading 106
CR..... 241; 334
Considered, passed, referred 463
Engrossed — To House 479

SJR 7 — By Smith.

A Joint Resolution providing for a comprehensive full-scale investigation of the insurance industry; creating a special committee to conduct said investigation . . . emergency.

1st Reading 73
2nd Reading 106
CR 107
Considered, passed, referred 113
Engrossed — To House 120
Referred for enrollment 162
Enrolled — 4th Reading 165
To Governor 166
Approved January 31, 1979 203

SJR 8 — By Clifton and Cate of the Senate and Steward and Deatherage of the House.

A Joint Resolution authorizing the State Supreme Court to expend certain monies from the State Judicial Fund . . . emergency.

1st Reading 74
2nd Reading 106
CR 122; 222
Considered, failed 253
ML; time extended 254; 280
ML adopted, passed, referred 287
Engrossed — To House 295
HAs read, consideration deferred 613
HAs adopted, passed, referred 633
Enrolled — 4th Reading 644
To Governor 651
Approved April 17, 1979 669

SJR 9 — By Howard of the Senate and Draper of the House.

A Joint Resolution providing for a state employee salary program and an effective date; specifying limits on salary increases . . . amending 74 O.S. 1971, Section 284, as last amended . . . pertaining to a minimum salary; directing development of a salary schedule; repealing Section 4, Chapter 179, O.S.L. 1978 (74 O.S. Supp. 1978, Section 828.10) . . . emergency.

1st Reading 106
2nd Reading 108
Change in committee assignment 119
CR 241
Considered, passed, referred 256
Engrossed — To House 261
HAs read, consideration deferred 605
HAs rejected, Conference requested 609
SCs appointed 609
Conference granted, HCs named 619
CCR read, consideration deferred 788
CCR adopted, passed — To House 841
Referred for enrollment 860
Enrolled — 4th Reading 869
To Governor 871
Approved May 15, 1979 883

SJR 10 — By McCune.

A Joint Resolution relating to sentencing; providing for weekend incarceration of felons . . . distribution.

1st Reading 108
2nd Reading 111
CR 310
Considered, passed, referred 466
Engrossed — To House 475
HAs read, consideration deferred 719
HAs rejected, Conference requested 790
SCs appointed 790
Conference granted, HCs named 803
CCR read, consideration deferred 858
CCR adopted, passed — To House 887
Referred for enrollment 900
Enrolled — 4th Reading 907
To Governor 910
Vetoed May 23, 1979 945
Veto overridden — To House 1075
Action by House, overridden 1075
To Secretary of State 1076

SJR 11 — By Dahl of the Senate and Trent and Vaughn of the House.

A Joint Resolution authorizing maximum security units . . . authorizing medium security units at the State Reformatory.

1st Reading 118
2nd Reading 123

SJR 12 — By Taliaferro.

A Joint Resolution authorizing Billy Wayne Brantley to bring suit against the State . . . by reason of an unmarked gravel pile on the roadway one mile south of Sterling . . . payment of any judgment . . .

out of the State Highway Maintenance and Construction Fund . . . emergency.
1st Reading 118
2nd Reading 123
CR..... 292
Considered, passed, referred 318
Engrossed — To House 328
Referred for enrollment 753
Enrolled — 4th Reading 771
To Governor..... 774
Approved May 3, 1979..... 824

SJR 13 — By Vann of the Senate and Dunn of the House.
A Joint Resolution . . . 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 . . . be elected at nonpartisan elections . . . special election.
1st Reading 118
2nd Reading 123
CR..... 237

SJR 14 — By Smith of the Senate and Townsend and Thompson (Mick) of the House.
A Joint Resolution . . . amendment to Article X of the Oklahoma Constitution . . . bond issue for capital improvements for the correctional institutions . . . next statewide election.
1st Reading 118
2nd Reading — To Calendar 123

SJR 15 — By Smith of the Senate and Wiseman of the House.
A Joint Resolution . . . amendment to Section 11A of Article V of the Oklahoma Constitution; mandating the apportionment of the Legislature . . . Apportionment Commission; altering membership of said commission . . . next statewide election.
1st Reading 146
2nd Reading 153
CR..... 237
Considered, passed, referred 254
Engrossed — To House 261

SJR 16 — By Porter.
A Joint Resolution providing for a comprehensive full-scale investigation of the Board of Regents for Oklahoma Agricultural and Mechanical Colleges and its relationship to Langston University . . . emergency.
1st Reading 147
2nd Reading 153
Change in committee assignment 159

SJR 17 — By Young.
A Joint Resolution directing the Oklahoma Turnpike Authority and Transportation Commission to have public restrooms installed along . . . highways . . . distribution.
1st Reading 147
2nd Reading 153
CR..... 292
Considered, passed, referred 305
Engrossed — To House 315
HAs read, consideration deferred..... 769
HAs adopted, passed, referred 875
Enrolled — 4th Reading 887
To Governor..... 890
Approved May 21, 1979 916

SJR 18 — By Howard of the Senate and Draper of the House.
A Joint Resolution ratifying the amendment to the Constitution of the United States extending equal rights for men and women . . . distribution.
1st Reading 153
2nd Reading 158
Change in committee assignment 306

SJR 19 — By Stipe.
A Joint Resolution relating to assistance payments; requesting increases in payments under certain welfare programs . . . emergency.
1st Reading 153
2nd Reading 158

SJR 20 — By Terrill.
A Joint Resolution relating to health insurance companies; requiring the Insurance Commissioner to prepare, transmit

and file an annual statement . . . distribution.
1st Reading 168
2nd Reading 177
CR..... 241
WD, rereferred 492

SJR 21 — By Luton.
A Joint Resolution proclaiming the salute to the flag of the State of Oklahoma . . . codification.
1st Reading 177
2nd Reading 193

SJR 22 — By Taliaferro of the Senate and Hooper and Davis (Don) of the House.
A Joint Resolution . . . amendment to the Constitution of the State of Oklahoma by adding a new section to Article III . . . equality of rights under the law not be denied or abridged on account of sex . . . filing.
1st Reading 192
2nd Reading 198

SJR 23 — By Smith of the Senate and Davis (Don) of the House.
A Joint Resolution . . . amendment to Section 26 of Article X of the Oklahoma Constitution; allowing political subdivisions of the state to become indebted . . . next statewide election.
1st Reading 192
2nd Reading 198
CR..... 334
WD, rereferred 477

SJR 24 — By Watson.
A Joint Resolution relating to extending the quail hunting season through February 28, 1979.
1st Reading 192
2nd Reading 198
CR..... 211
Considered, advanced 227
Engrossed 238
Referred to committee 238

SJR 25 — By Howell.
A Joint Resolution . . . amendment to Section 10 of Article VI of the Oklahoma Constitution; directing the Legislature to create a State Pardon and Parole Board . . . specifying powers of the Board and the Governor . . . filing.
1st Reading 242
2nd Reading 252

SJR 26 — By Clifton.
A Joint Resolution . . . amendments to the Oklahoma Constitution to provide for statewide funding of common schools; amending Article X, Section 9 . . . by eliminating an ad valorem tax allocation for school district purposes . . . adding a new section to be designated Section 9D authorizing the Legislature to enact laws for funding common schools on a statewide basis . . . filing.
1st Reading 270
2nd Reading 278

SJR 27 — By Stipe, Smith, Lane, Cate and Cain of the Senate and Murphy of the House.
A Joint Resolution relating to higher education . . . State Regents assign a special function to the University . . . establishment of the Carl Albert Congressional Research and Studies Center . . . appropriation . . . emergency.
1st Reading 277
2nd Reading 285
CR..... 324
Exempted from cutoff dates 339
WD, rereferred 349
CR..... 588
Considered, passed, referred 609
Engrossed — To House 618
HAs read, consideration deferred 769
HAs rejected, Conference requested 842
SCs appointed 842
House requests Senate rescind naming of Conferees, refer to GCCA 861
Conference granted 861
CCR read, adopted, passed — To House 1063
Referred for enrollment 1073

Enrolled — 4th Reading 1074
To Governor 1076
Approved June 5, 1979 1077

SJR 28 — By Terrill.
An Act relating to public utilities . . . establishing the Oklahoma Public Utilities Commission . . . providing for election of members from districts . . . transferring certain powers, duties and responsibilities of Corporation Commission . . . emergency.
1st Reading 284
2nd Reading 293

SJR 29 — By Randle.
A Joint Resolution . . . amendment to Article X of the Oklahoma Constitution by adding a new Section 27B; providing for the indebtedness of certain political subdivisions for financing public utilities . . . special election.
1st Reading 312
2nd Reading 326

SJR 30 — By Randle.
A Joint Resolution . . . amendment to the Oklahoma Constitution by adding a new section to Article X to be designated 27C; providing for the indebtedness of certain political subdivisions; allowing road, street and highway improvements . . . filing.
1st Reading 313
2nd Reading 326

SJR 31 — By Terrill.
A Joint Resolution . . . amendment to Section 9 of Article X of the Oklahoma Constitution; providing for levy and collection of ad valorem taxes; specifying millage for school purposes . . . eliminating requirement that voters at an election to approve a local support levy must be ad valorem taxpaying voters . . . filing.
1st Reading 313
2nd Reading 326

SJR 32 — By Stipe.
A Joint Resolution directing the sale of certain land . . . distribution.
Exempted from cutoff dates 339
1st Reading 345
2nd Reading 354
CR 360
Considered, passed, referred 404
Engrossed — To House 416
HAs read, consideration deferred 657
HAs adopted, passed, referred 687
Enrolled — 4th Reading 699
To Governor 703
Approved April 25, 1979 729

SJR 33 — By Cate of the Senate and Deatherage of the House.
A Joint Resolution creating a special committee to study the Oklahoma juvenile and criminal justice systems . . . feasibility of the creation of a Youthful Offender System . . . emergency.
1st Reading 540
Exempted from cutoff dates 548
2nd Reading — To Calendar 548
Considered, passed, referred 564
Engrossed — To House 573

SJR 34 — By Terrill.
A Joint Resolution creating a Special Committee to study the Oklahoma Criminal Justice System; providing for scope of investigation . . . emergency.
Exempted from cutoff dates 630
1st Reading 631
2nd Reading 642
CR 751
Considered, passed, referred 767
Engrossed — To House 784

SJR 35 — By Crow.
A Joint Resolution . . . proposed act relating to the Cigarette Stamp Tax Law; levying an additional tax on cigarettes; providing financial support for the Oklahoma Cancer Center . . . filing.
1st Reading 670
2nd Reading 682

SJR 36 — By Johnston and Howard.
A Joint Resolution directing approval of the Oklahoma State Board of Regents plan

to open upper division clinical bases in certain cities as facilities of Langston University.
Exempted from cutoff dates 682
1st Reading 682
Motion to send direct to Calendar failed 695
2nd Reading 696
CR 696
Considered, passed, referred 720
Engrossed — To House 731

SJR 37 — By Stipe of the Senate and Harbin of the House.

A Joint Resolution making an appropriation to the Department of Tourism and Recreation for repair or replacement of certain equipment at Arrowhead Lodge . . . emergency.
Exempted from cutoff dates 663
1st Reading 712
2nd Reading 730
CR 742
Considered, passed, referred 758
Engrossed — To House 771
HAs read, passed, referred 842
Referred for enrollment 842
Enrolled — 4th Reading 845
To Governor 849
Approved May 9, 1979 853

SJR 38 — By Smith, Luton, Crutcher, Birdsong and Clifton of the Senate and Elder, et al, of the House.

A Joint Resolution providing for a comprehensive full-scale investigation of the insurance industry; recreating a special committee to conduct said investigation . . . emergency.
Exempted from cutoff dates 946
1st Reading 946
2nd Reading — To Calendar 972
Considered, referred 981
Engrossed — To House 981
Referred for enrollment 1020
Enrolled — 4th Reading 1022
To Governor 1030
Approved May 31, 1979 1051

SENATE CONCURRENT RESOLUTIONS

SCR 1 — By Dahl, Terrill, Clifton, McCune and Young of the Senate and Brunton, et al, of the House.

A Concurrent Resolution memorializing the outstanding performance of members of the Oklahoma Highway Patrol in the apprehension of two Oklahoma prison escapees . . . distribution.

Introduced 64
Adopted, referred 65
Engrossed — To House 69
Referred for enrollment 123
Enrolled — To House 128
To Secretary of State 128

SCR 2 — By Smith of the Senate and Twidwell of the House.

A Concurrent Resolution resolving the conflicts in the motor vehicle code created by the provisions of 47 O.S. 1971, Sections 22.1, as last amended . . . 22.2, as last amended and others . . . distribution.

Introduced 68
Adopted, referred 74
Engrossed — To House 106
Referred for enrollment 179
Enrolled — To House 194
To Secretary of State 196

SCR 3 — By Dahl of the Senate and Weichel of the House.

A Concurrent Resolution petitioning Congress to reset agricultural loan levels and to pass a beef import bill . . . distribution.

Introduced 119
Adopted, referred 120
Engrossed — To House 124
Referred for enrollment 128
Enrolled — To House 141
To Secretary of State 166

SCR 4 — By York and Kilpatrick of the Senate and Briscoe, et al, of the House.

A Concurrent Resolution delaying election to form an area vocational school district in Oklahoma County . . . emergency.

Introduced 148
Adopted, referred 161
Engrossed — To House 165
Referred for enrollment 254
Enrolled — To House 261
To Secretary of State 263

SCR 5 — By Tinsley of the Senate and Feddersen and Duckett of the House.

A Concurrent Resolution memorializing Congress to investigate the Federal Bureau of Prisons . . . Reformatory at El Reno . . . distribution.

Introduced 181
Adopted, referred 181
Engrossed — To House 194
Referred for enrollment 195
Enrolled — To House 196
To Secretary of State 196

SCR 6 — By Luton of the Senate and Smith of the House.

A Concurrent Resolution expressing legislative intent on the fees for the services of process . . . distribution.

Introduced 181
Adopted, referred 181
Engrossed — To House 194
Referred for enrollment 262
Enrolled — To House 272
To Secretary of State 273

SCR 7 — By Crow of the Senate and Davis (Don) of the House.

A Concurrent Resolution . . . Health Planning Commission and others . . . to assist the Oklahoma Department of Energy in the development of a plan for Oklahoma's participation in a federal school and hospital energy audit program . . . distribution.

Introduced 183
Adopted, referred 194
Engrossed — To House 199
Referred for enrollment 357
Enrolled — To House 366
To Secretary of State 371

SCR 8 — By Johnson of the Senate and Mentzer of the House.

A Concurrent Resolution praising Guy C. Thompson; expressing condolences to his family; and directing distribution.

Introduced 199
Adopted, referred 199
Engrossed — To House 201

SCR 9 — By Luton of the Senate and Monks of the House.

A Concurrent Resolution . . . designating July 14, 1979, as "Oklahoma P.O.W. — M.I.A. Recognition Day" . . . distribution.

Introduced 209
Adopted, referred 209
Engrossed — To House 212
Referred for enrollment 227
Enrolled — To House 238
To Secretary of State 239

SCR 10 — By Luton.

A Concurrent Resolution declaring legislative intent to exempt gross receipts from the conduct of bingo games by qualifying charitable organizations from sales tax.

Introduced 256
Adopted, referred 260
Engrossed — To House 272

SCR 11 — By McDaniel, Lane and Capps.

A Concurrent Resolution expressing intent of the Legislature that foundation program aid . . . funds not be withheld on the basis of class size . . . first through the sixth grades . . . distribution.

Introduced 268
Adopted, referred 271
Engrossed — To House 278
Referred for enrollment 581
Enrolled — To House 588
To Secretary of State 597

SCR 12 — By Smith.

A Concurrent Resolution expressing intent of the Legislature; allowing sale of certain goods for delivery . . . in certain foreign countries not to be subject to certain sales tax . . . distribution.

Introduced 273
Adopted, referred 285
Engrossed — To House 295
Referred for enrollment 438
Enrolled — To House 458
To Secretary of State 459

SCR 13 — By Luton, Smith, Clifton, Birdsong and Crutcher of the Senate and Elder, et al, of the House.

A Concurrent Resolution strongly urging the Insurance Commissioner and the State Board for Property and Casualty Rates to not increase rates for a certain period of time . . . distribution.

Introduced 288
Adopted, referred 289
Engrossed — To House 295
Referred for enrollment 314
Enrolled — To House 328
To Secretary of State 331

SCR 14 — By Terrill, Howell and Combs.

A Concurrent Resolution memorializing Congress to continue to appropriate the full

amount of impact aid funds for eligible Oklahoma school district . . . distribution.
Introduced..... 306
Adopted, referred 306
Engrossed — To House 315
Referred for enrollment 357
Enrolled — To House 366
To Secretary of State 371

SCR 15 — By Stipe of the Senate and Peterson of the House.
A Concurrent Resolution praising Judge Kirksey Nix; expressing condolence; and directing distribution.
Introduced..... 314
Adopted, referred 314
Engrossed — To House 321

SCR 16 — By Tinsley and Lane of the Senate and Townsend of the House.
A Concurrent Resolution urging the Congress of the United States to raise the maximum speed limit . . . distribution.
Introduced..... 331
Adopted, referred 337
Engrossed — To House 338
Referred for enrollment 340
Enrolled — To House 341
To Secretary of State 341

SCR 17 — By Keller of the Senate and Sanders of the House.
A Concurrent Resolution . . . budget of the United States . . . appropriate action by the Congress . . . constitutional convention to propose an amendment to the federal constitution to require . . . federal appropriations may not exceed the total of all estimated federal revenues . . . distribution.
Introduced..... 357
Referred to committee..... 362

SCR 18 — By Lane of the Senate and Murphy of the House.
A Concurrent Resolution urging Congress to reform or terminate ineffective brucellosis eradication efforts . . . distribution.
Introduced..... 358
Adopted, referred 362
Engrossed — To House 377

SCR 19 — By Howard, et al.
A Concurrent Resolution memorializing the federal government to urge the German Federal Republic to abolish or extend the statute of limitations on Nazi war criminals . . . distribution.
Introduced..... 364
Adopted, referred 364
Engrossed — To House 377

SCR 20 — By Howard of the Senate and Draper of the House.
A Concurrent Resolution praising veterans of the conflict in Vietnam . . . encouraging hirings; urging press coverage of activities . . . distribution.
Introduced..... 498
Adopted, referred 502
Engrossed — To House 527
Referred for enrollment 543
Enrolled — To House 551
To Secretary of State 556

SCR 21 — By Martin and Vann.
A Concurrent Resolution requesting the Oklahoma Historical Society to declare the Indian Meridian Initial Point a historical site . . . distribution.
Introduced..... 581
Adopted, referred 581
Engrossed — To House 588
Referred for enrollment 602
Enrolled — To House 610
To Secretary of State 616

SCR 22 — By Dahl of the Senate and Anderson of the House.
A Concurrent Resolution praising Mona Long, Oklahoma Mother of the Year . . . distribution.
Introduced..... 596
Adopted, referred 596
Engrossed — To House 602

SCR 23 — By Green.
A Concurrent Resolution recognizing the Golden Driller . . . International Petroleum

Exposition Building . . . as an official state monument . . . distribution.
Introduced 596
Adopted, referred 596
Engrossed — To House 602
Referred for enrollment 625
Enrolled — To House 636
To Secretary of State 638

SCR 24 — By Cate of the Senate and Deatherage of the House.
A Concurrent Resolution defining the term "related institutions" . . . supplying of water, gas . . . by boards of regents of state educational institutions . . . distribution.
Introduced 643
Adopted, referred 643
Engrossed — To House 654
Referred for enrollment 667
Enrolled — To House 673
To Secretary of State 672

SCR 25 — By Watson.
A Concurrent Resolution memorializing Congress to reject the proposed gas rationing plan; praising Senators Bentsen and Boren . . . distribution.
Introduced 643
Adopted, referred 662
Engrossed — To House 673
Referred for enrollment 706
Enrolled — To House 714
To Secretary of State 717

SCR 26 — By Stipe of the Senate and Harbin of the House.
A Concurrent Resolution recommending the transfer of certain functions of certain institutions . . . distribution.
Introduced 686
Stricken from Calendar 977

SCR 27 — By Dahl of the Senate and Weichel of the House.
A Concurrent Resolution memorializing Congress to amend the Federal Meat Inspection Act and the Poultry Products Inspection Act . . . distribution.
Introduced 746
Adopted, referred 758
Engrossed — To House 771
Referred for enrollment 789
Enrolled — To House 803
To Secretary of State 808

SCR 28 — By Landis of the Senate and Bradley, et al, of the House.
A Concurrent Resolution requesting the Governor to determine preventative measures for service station fuel shortages . . . distribution.
Introduced 834
Adopted, referred 834
Engrossed — To House 841
Referred for enrollment 854
Enrolled — To House 874
To Secretary of State 874

SCR 29 — By McDaniel.
A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Bill No. 319 passed by the First Session of the Thirty-seventh Oklahoma Legislature.
Introduced 875
Adopted, referred 875
Engrossed — To House 876
Referred for enrollment 878
Enrolled — To House 878
To Secretary of State 880

SCR 30 — By Wolfe of the Senate and Brunton of the House.
A Concurrent Resolution expressing legislative intent on the meaning of the words "commensurate with" in a certain statute . . . distribution.
Introduced 887
Adopted, referred 887
Engrossed — To House 895
Referred for enrollment 926
Enrolled — To House 942
To Secretary of State 943

SCR 31 — By Martin of the Senate and Duke of the House.
A Concurrent Resolution directing the Tourism and Recreation Department to not

interpret so strictly the regulation prohibiting camping in nondesignated areas of Lake Murray State Park . . . distribution.
Introduced 916
Adopted, referred 916
Engrossed — To House 924
HAs read, consideration deferred 936
HAs rejected, Conference requested 942
SCs appointed 942
Conference granted, HCs named 942
CCR read, adopted, passed — To House 953
Referred for enrollment 983
Enrolled — To House 1002
To Secretary of State 1008

SCR 32 — By Dahl of the Senate and Monks of the House.
A Concurrent Resolution urging the recreation of the 45th Infantry Division . . . distribution.
Introduced 938
Adopted, referred 938
Engrossed — To House 947
Referred for enrollment 947
Enrolled — To House 974
To Secretary of State 978

SCR 33 — By McCune of the Senate and Vaughn of the House.
A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Joint Resolution No. 10 passed by the First Session of the Thirty-Seventh Oklahoma Legislature.
Introduced 940
Adopted, referred 940
Engrossed — To House 942

SCR 34 — By Green of the Senate and Sanders of the House.
A Concurrent Resolution recalling from the office of the Governor Enrolled Senate Bill No. 62 passed by the First Session of the Thirty-seventh Oklahoma Legislature.
Introduced 972
Adopted, referred 972
Engrossed — To House 976
Referred for enrollment 984
Enrolled — To House 987
To Secretary of State 988

SCR 35 — By Smith of the Senate and Elder of the House.
A Concurrent Resolution terminating the moratorium on insurance rate increases . . . distribution.
Introduced 1035
Adopted, referred 1035
Engrossed — To House 1036
Referred for enrollment 1060
Enrolled — To House 1066
To Secretary of State 1068

SCR 36 — By Howard and Lane of the Senate and Draper and Dunn of the House.
A Concurrent Resolution providing a recess for the Oklahoma Legislature; granting required consent; and making a permanent record.
Introduced 1044
Adopted, referred 1044
Engrossed — To House 1053
Referred for enrollment 1075
Enrolled — To House 1075
To Secretary of State 1076

SCR 37 — By Stipe.
A Concurrent Resolution declaring legislative intent with regard to certain statutory language . . . distribution.
Introduced 1080
Adopted, referred 1080
Engrossed — To House 1083
Referred for enrollment 1084
Enrolled — To House 1085
To Secretary of State 1085

SENATE RESOLUTIONS

SR 1 — By Miller.
A Resolution expressing legislative intent that Oklahoma continue to host the National Finals Rodeo in future years; commending National Champion Rodeo Cowboys from Oklahoma . . . distribution.
Introduced..... 111
Adopted, referred 111
Enrolled — To Secretary of State 113

SR 2 — By Stipe.
A Resolution praising Judge Luther Bohanon; resolving to comply with his prison orders; thanking Judge Bohanon . . . distribution.
Introduced..... 112
Referred to Committee 112

SR 3 — By Dahl.
A Resolution requesting Congress direct the Army Corps of Engineers to name three landmarks in honor of J. Milton Patrick, DeLos Pettit, and Scott Bradshaw on the Skiatook Reservoir . . . distribution.
Introduced..... 119
Adopted, referred 119
Enrolled — To Secretary of State 124

SR 4 — By Stipe and Young.
A Resolution requesting a moratorium on the issuance of all certificates of need for hospitals in the Tulsa area; and directing distribution.
Introduced..... 123
Adopted, referred 128
Enrolled — To Secretary of State 141

SR 5 — By Luton.
A Resolution providing for payment of necessary expenses of certain Senate committees, delegations . . . traveling to and from points outside the State . . . authorized by the President Pro Tempore.
Introduced..... 129
Adopted, referred 129
Enrolled — To Secretary of State 141

SR 6 — By Cate.
A Resolution disapproving regulations of the State Board of Health relating to abortions; and directing distribution.
Introduced..... 147
Referred to Committee 155

SR 7 — By Luton.
A Resolution commemorating the sacrifices of American Prisoners of War; designating July 18, 1979, as "Oklahoma P.O.W. — M.I.A. Recognition Day" . . . distribution.
Introduced..... 149
Adopted, referred 150
Enrolled — To Secretary of State 154

SR 8 — By Dahl.
A Resolution requesting Congress direct the Army Corps of Engineers to name a landmark in honor of Chief Sylvester J. Tinker on the Skiatook Reservoir . . . distribution.
Introduced..... 154
Adopted, referred 154
Enrolled — To Secretary of State 159

SR 9 — By Rozell.
A Resolution providing for a comprehensive full-scale study and investigation of Langston University . . . findings and recommendations.
Introduced..... 154
Referred to Committee 155
CR, with change of author 190
Adopted, referred 200
Enrolled — To Secretary of State 205

SR 10 — By Dahl.
A Resolution praising the citizens of Perry, Oklahoma for their efforts in aiding stranded motorists . . . distribution.
Introduced..... 169
Adopted, referred 169
Enrolled — To Secretary of State 178

SR 11 — By Martin.
A Resolution calling for reports of foreign investment in Oklahoma land; directing the Attorney General to investigate and report . . . distribution.
Introduced..... 177
Adopted, referred 178
Enrolled — To Secretary of State 194

SR 12 — By Luton.
A Resolution providing for employment of temporary personnel for administrative and technical assistance to the State Senate . . . positions and emoluments.
Introduced..... 181
Adopted, referred 183
Enrolled — To Secretary of State 194

SR 13 — By Lane.
A Resolution urging the Governor to take action for selection of a representative health systems agency.
Introduced..... 209
Adopted, referred 214
Enrolled — To Secretary of State 224

SR 14 — By Dahl.
A Resolution recommending the Miller Brothers of the 101 Ranch be admitted to the National Cowboy Hall of Fame . . . distribution.
Introduced..... 216
Adopted, referred 217
Enrolled — To Secretary of State 224

SR 15 — By Cate.
A Resolution memorializing the Congress of the United States to permit the expiration of the Federal-State Revenue Sharing Program . . . distribution.
Introduced..... 299
Adopted, referred 314
Enrolled — To Secretary of State 328

SR 16 — By Stipe.
A Resolution praising Judge Kirksey Nix; expressing condolence; and directing distribution.
Introduced..... 319
Adopted, referred 319
Enrolled — To Secretary of State 328

SR 17 — By Green.
A Resolution praising Judge Allen E. Barrow; expressing condolences to his family; and directing distribution.
Introduced..... 346
Adopted, referred 346
Enrolled — To Secretary of State 350

SR 18 — By Keating, et al.
A Resolution praising the life of Dewey F. Bartlett; expressing condolences; directing permanent record . . . distribution.
Introduced..... 363
Adopted, referred 363
Enrolled — To Secretary of State 377

SR 19 — By Lane, Stipe and Howard.
A Resolution praising Dr. William G. Thurman; expressing best wishes . . . distribution.
Introduced..... 393
Adopted, referred 393
Enrolled — To Secretary of State 416

SR 20 — By Young.
A Resolution expressing . . . intent that separate accounts be maintained to hold

contributions for participating municipalities in the Oklahoma Police Pension and Retirement System . . . distribution.
Introduced..... 407
Adopted, referred 413
Enrolled — To Secretary of State..... 435

SR 21 — By Randle.
A Resolution expressing opposition to certain proposals of the State Department of Education; expressing support for higher entrance requirements to become a teacher . . . distribution.
Introduced..... 407
Adopted, referred 415
Enrolled — To Secretary of State..... 435

SR 22 — By Tinsley.
A Resolution praising Ray J. Dyer; congratulating him for being named to the Oklahoma Journalism Hall of Fame . . . distribution.
Introduced..... 407
Adopted, referred 414
Enrolled — To Secretary of State..... 435

SR 23 — By Randle, et al.
A Resolution naming former Senator Ed Bradley, of Tulsa, as "Honorary Leprechaun of the Oklahoma State Senate" . . . distribution.
Introduced..... 432
Adopted, referred 432
Enrolled — To Secretary of State..... 458

SR 24 — By Murphy and Berrong.
A Resolution praising the life and accomplishments of James H. Arrington; expressing sorrow upon his death . . . distribution.
Introduced..... 449
Adopted, referred 455
Enrolled — To Secretary of State..... 462

SR 25 — By Stipe.
A Resolution praising the life of C. Plowboy Edwards; expressing grief at his death . . . distribution.
Introduced..... 474
Adopted, referred 488
Enrolled — To Secretary of State..... 507

SR 26 — By Vann and Young.
A Resolution memorializing the Federal Communications Commission to deny any request to remove Christian programs from television and radio . . . distribution.
Introduced..... 487
Adopted, referred 487
Enrolled — To Secretary of State..... 507

SR 27 — By Giles.
A Resolution commending Oklahoma's laboratory professionals for their efforts in providing Oklahoma with the finest medical laboratories in the Nation.
Introduced..... 520
Adopted, referred 542
Enrolled — To Secretary of State..... 551

SR 28 — By Capps.
A Resolution welcoming the President of the United States to the State of Oklahoma . . . distribution.
Introduced..... 525
Adopted, referred 525
Enrolled — To Secretary of State..... 529

SR 29 — By Nickles.
A Resolution praising Charles B. Duffy; expressing sorrow upon his death . . . distribution.
Introduced..... 525
Adopted, referred 525
Enrolled — To Secretary of State..... 544

SR 30 — By Howard.
A Resolution praising the life of Mrs. Byron V. Boone; expressing grief . . . distribution.
Introduced..... 566
Adopted, referred 566
Enrolled — To Secretary of State..... 576

SR 31 — By Giles.
A Resolution commending the work of educating children with hearing disabilities at the Jane Brooks School for the Deaf . . . distribution.
Introduced..... 565
Adopted, referred 565
Enrolled — To Secretary of State..... 576

SR 32 — By Cain.
A Resolution disapproving of the recent U.S. Senate pay raise . . . distribution.
Introduced..... 580
Referred to Committee 597

SR 33 — By Cummins.
A Resolution requesting a moratorium on the construction of the Black Fox Nuclear Power Plant . . . distribution.
Introduced..... 580
Referred to Committee 588
Special Report of Rules Committee 884

SR 34 — By Crow.
A Resolution commending Mrs. Frances Herron, 1978 Oklahoma Teacher of the Year, for her many abilities and achievements . . . distribution.
Introduced..... 634
Adopted, referred 712
Enrolled — To Secretary of State..... 714

SR 35 — By Lamb, et al.
A Resolution praising Red Reid; wishing him a happy retirement . . . distribution.
Introduced..... 634
Adopted, referred 634
Enrolled — To Secretary of State..... 644

SR 36 — By Tinsley, et al.
A Resolution praising the Yukon High School Basketball Team for winning the 1979 Championship . . . distribution.
Introduced..... 635
Adopted, referred 635
Enrolled — To Secretary of State..... 639

SR 37 — By Crutcher, et al.
A Resolution praising Mrs. Elsie Wofford; expressing condolences; and directing distribution.
Introduced..... 642
Adopted, referred 642
Enrolled — To Secretary of State..... 655

SR 38 — By Miller, Rozell, Combs and Crutcher, et al.
A Senate Resolution urging Congress to support federal legislation providing for reduction in health care facility costs . . . distribution.
Introduced..... 670
Adopted, referred 670
Enrolled — To Secretary of State..... 683

SR 39 — By Keating.
A Resolution commending the Junior League of Tulsa on their efforts and success in promoting certain civic and charitable activities . . . distribution.
Introduced..... 686
Adopted, referred 686
Enrolled — To Secretary of State..... 700

SR 40 — By Young.
A Resolution mourning the death of Timothy James Rivers; and directing distribution.
Introduced..... 696
Adopted, referred 707
Enrolled — To Secretary of State..... 714

SR 41 — By Howard.
A Resolution praising John Kirkpatrick; and directing distribution.
Introduced..... 696
Adopted, referred 705
Enrolled — To Secretary of State..... 707

SR 42 — By Howard.
A Resolution praising Billy Sims; extending hope for further success; proclaiming "Billy Sims Day" . . . distribution.
Introduced..... 762
Adopted, referred 762
Enrolled — To Secretary of State..... 768

SR 43 — By Keating.
A Resolution commending the Junior League of Tulsa on their efforts and success in promoting . . . charitable activities . . . distribution.
Introduced..... 767
Stricken from Calendar..... 966

SR 44 — By Dahl.
A Resolution commending the Bareco Division of Petrolite Corporation and certain leaders of such industry for their contribution to Osage County . . . distribution.
Introduced..... 837
Adopted, referred 837
Enrolled — To Secretary of State..... 855

SR 45 — By Stipe.
A Resolution disapproving certain regulations of the Oklahoma Water Resources Board relating to the definition of mining; . . . distribution.
Introduced..... 871
Adopted, referred 887
Enrolled — To Secretary of State..... 895

SR 46 — 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 . . . of telephone credit cards . . . stationery and postage stamps . . . President Pro Tempore to appoint members of the Senate to interim committees.
Introduced..... 928
Adopted, referred 928
Enrolled — To Secretary of State..... 942

SR 47 — By Luton.
A Resolution authorizing the Secretary of the Senate to develop certain electronic data processing systems during the 1979 interim and during the 1980 session and interim . . . .
Introduced..... 928
Adopted, referred 928
Enrolled — To Secretary of State..... 942

SR 48 — By Luton.
A Resolution authorizing the Secretary of the Senate to develop an information system for the Senate.
Introduced..... 929
Adopted, referred 929
Enrolled — To Secretary of State..... 942

SR 49 — By Keating, Green, Cummins and Randle.
A Resolution expressing legislative intent that the Golden Driller, Petroleum Hall of Fame and Scholarship Fund, Incorporated, continue their efforts to establish a petroleum museum of Oklahoma oil history . . . distribution.
Introduced..... 927
Adopted, referred 927
Enrolled — To Secretary of State..... 942

SR 50 — By Nickles.
A Resolution condemning the SALT agreement; memorializing Congress to reject the treaty . . . distribution.
Introduced..... 939
Referred to Committee 939

SR 51 — By Stipe.
A Resolution praising Henry L. Likes; expressing loss and condolences upon his death . . . distribution.
Introduced..... 973
Adopted, referred 973
Enrolled — To Secretary of State..... 981

SR 52 — By Boatner.
A Resolution requesting the development of physician's assistants services for rural areas . . . distribution.
Introduced..... 972
Adopted, referred 972
Enrolled — To Secretary of State..... 981

SR 53 — By Crow.
A Resolution recognizing the Fiftieth Anniversary of Kerr-McGee Corporation . . . distribution.
Introduced..... 993
Adopted, referred 993
Enrolled — To Secretary of State..... 1002

SR 54 — By Howard.
A Resolution honoring Leon B. Field; praising his services to Oklahoma; and expressing the affection of the Oklahoma State Senate.
Introduced..... 1003

Adopted, referred 1003
Enrolled — To Secretary of State 1022

SR 55 — By McCune.
A Resolution praising Ruth Smith for over forty years of service to the State; expressing sadness over her retirement . . . distribution.
Introduced 1021
Adopted, referred 1021
Enrolled — To Secretary of State 1022

SR 56 — By Dahl.
A Resolution requesting the Oklahoma Department of Corrections to implement a Scared Straight Program in Oklahoma . . . distribution.
Introduced 1033
Adopted, referred 1033
Enrolled — To Secretary of State 1035

SR 57 — By Boatner.
A Resolution strongly urging the Commissioner of Public Safety to restore certain rules relating to escort vehicles . . . distribution.
Introduced 1034
Adopted, referred 1034
Enrolled — To Secretary of State 1035

SR 58 — By Vann.
A Resolution disapproving Rules of the Oklahoma State Personnel Board relating to the Merit System . . . distribution.
Introduced 1039
Adopted, referred 1039
Enrolled — To Secretary of State 1049

SR 59 — By Stipe.
A Resolution expressing legislative intent that service in the Armed Forces be included in determining the amount of creditable Oklahoma teaching service a member of the Teachers' Retirement System has accumulated . . . distribution.
Introduced 1077

SR 60 — By Randle.
A Resolution expressing Legislative intent that certain appropriated funds be made available for a certain program . . . distribution.
Introduced 1077
Adopted, referred 1078
Enrolled — To Secretary of State 1078

SR 61 — By Cate.
A Resolution rescinding Senate Resolution No. 58 . . . distribution.
Introduced 1079

SR 62 — By Howard, Stipe, Giles, Landis, Terrill and Nickles.
A Resolution disapproving certain rules and regulations of the Department of Public Safety . . . distribution.
Introduced 1079
Adopted, referred 1079
Enrolled — To Secretary of State 1085

HOUSE BILLS

HB 1001 — By Winn, et al, of the House and Berrong of the Senate.

An Act relating to Insurance; amending 36 O.S. 1971, Section 110, as amended . . . exempting certain insurers from the Insurance Code; adding certain insurers . . . emergency.

1st Reading 233
2nd Reading 237
CR..... 572; 588
Considered, passed 600
Withheld under Rule 19(f) 600
Signed — To House 605
4th Reading — To House 608
Approved by Governor April 11, 1979

HB 1002 — By Dunn.

An Act relating to criminal procedure; amending 22 O.S. 1971, Sections 1112, as amended . . . 1114.9, as amended . . . providing bond schedule for certain offenses . . . emergency.

1st Reading 374
2nd Reading 388
CR..... 617; 654
Considered, passed, referred 753
Engrossed — To House 768
SAs rejected, Conference requested; HCs named..... 790
Conference granted, SCs appointed..... 790
CCR read, consideration deferred 860
CCR adopted, passed — To House... 875
4th Reading — To House 884
Approved by Governor May 17, 1979

HB 1003 — By Wilson of the House and Landis of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Section 356.2 . . . Oklahoma Tourism and Recreation Commission; and authorizing discount in state-park fees to disabled persons under certain conditions.

1st Reading 198
2nd Reading 204

HB 1004 — By Camp.

An Act relating to courts; prohibiting certain acts by nonjudicial officers running for judicial office . . . codification.

1st Reading 193
2nd Reading 198
CR..... 452
Considered, passed, referred 556
Engrossed — To House 564
SAs adopted, passed..... 577
4th Reading — To House 581
Approved by Governor April 5, 1979

HB 1006 — By Peterson.

An Act relating to liens; amending Section 9, Chapter 207, O.S.L. 1977 (42 O.S. Supp. 1978, Section 143.1) . . . relating to notice of filing of liens; extending period of time of mailing notice . . . emergency.

1st Reading 124
2nd Reading 128
CR..... 588
Considered, passed, referred 776
Engrossed — To House 784
SAs rejected, Conference requested; HCs named..... 828

Conference granted, SCs appointed 828
CCR read, consideration deferred 976
CCR adopted, passed — To House ... 1031
4th Reading — To House 1040
Approved by Governor June 5, 1979

HB 1013 — By Peterson and Wilson.

An Act relating to courts; amending 20 O.S. 1971, Section 95.5, as amended . . . providing certain procedures for notice of filing of actions and judgments of district courts . . . effective date.

1st Reading 137
2nd Reading 147
CR..... 588
Considered, passed 778
Withheld under Rule 19(f)..... 778
Signed — To House 780
4th Reading — To House 807
Approved by Governor May 3, 1979

HB 1014 — By Peterson.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 298, as amended . . . providing county clerks with certain powers related to the recording of certain instruments . . . effective date.

1st Reading 124
2nd Reading 128
CR..... 618
Considered, passed 813
Withheld under Rule 19(f)..... 813
Signed — To House 822
4th Reading — To House 824
Approved by Governor May 9, 1979

HB 1016 — By Peterson.

An Act relating to counties and county officers; providing for incorporation by reference to previously recorded documents or paragraphs . . . effective date.

1st Reading 260
2nd Reading 270
CR..... 630; 654
WD, rereferred 846

HB 1017 — By Peterson.

An Act relating to mortgages; limiting the power of foreclosure under certain circumstances . . . record marketable title . . . effective date.

1st Reading 410
2nd Reading 430
CR..... 608
WD, rereferred 846

HB 1019 — By Townsend, et al, of the House and Smith of the Senate.

An Act relating to State Auditor and Inspector . . . amending Sections of Titles 2, 11, 19, 20 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 . . . emergency.

1st Reading 137
2nd Reading 147
Change in committee assignment 227
CR..... 344
Considered, passed, referred 489
Engrossed — To House 502
SAs adopted, passed..... 564
4th Reading — To House 581
Approved by Governor April 6, 1979

HB 1020 — By Townsend, et al, of the House and Smith of the Senate.

An Act relating to State Auditor and Inspector . . . amending Sections of Titles 2, 6, 9, 19 and others . . . transferring certain duties of the State Auditor to the State Treasurer and Director of State Finance; changing statutory references from State Examiner and Inspector to State Auditor and Inspector . . . emergency.

1st Reading 138
2nd Reading 147
Change in committee assignment 227
CR..... 344
Considered, passed, referred 489
Engrossed — To House 502
SAs adopted, passed..... 564
4th Reading — To House 600
Approved by Governor April 9, 1979

HB 1026 — By Ford, et al.
An Act relating to motor vehicles; amending 47 O.S. 1971, Section 6-101, as last amended . . . requiring motor vehicle operator, commercial chauffeur or chauffeur licenses; providing for optional four-year operators' licenses . . . emergency.
1st Reading 124
2nd Reading 128

HB 1027 — By Townsend of the House and Lane of the Senate.
An Act relating to elections . . . contributions to political parties . . . creating an Oklahoma Political Party Campaign Finance Fund . . . effective date.
1st Reading 472
2nd Reading 484
CR..... 608; 662
Considered, advanced, referred..... 810
Engrossed 814
3rd Reading, passed 814
ML; tabled 816; 816
To House..... 816
SAs adopted, passed..... 861
4th Reading — To House 876
Approved by Governor May 17, 1979

HB 1029 — By Townsend and Elder.
An Act relating to statutes and reports; repealing 75 O.S. 1971, Section 26.21, dealing with schedules for legislative procedures . . . emergency.
1st Reading 164
2nd Reading 169

HB 1030 — By Davis (Don), et al, of the House and Crow of the Senate.
An Act relating to labor; amending 40 O.S. 1971, Sections 402 and 403; defining terms of the Oklahoma Occupational Health and Safety Standards Act of 1970 . . . repealing 40 O.S. 1971, Sections 405 through 412 and 420 through 424 . . . emergency.
1st Reading 139
2nd Reading 147

HB 1031 — By Davis (Don), et al, of the House and Smith of the Senate.
An Act relating to insurance . . . requiring disclosure by insurance companies of information with respect to certain fire losses to designated agencies . . . effective date.
1st Reading 164
2nd Reading 169
CR..... 572; 653
Considered, passed, referred 782
Engrossed — To House 803
SAs adopted, passed..... 849
4th Reading — To House 855
Approved by Governor May 9, 1979

HB 1032 — By Davis (Don), et al, of the House and Crow of the Senate.
An Act relating to labor; repealing 40 O.S. 1971, Section 56, which provides for an Advisory Council . . . private employment services . . . emergency.
1st Reading 140
2nd Reading 147
CR..... 452
Considered, passed 589
Withheld under Rule 19(f) 589
Signed — To House 597
4th Reading — To House 600
Approved by Governor April 9, 1979

HB 1033 — By Davis (Don), et al, of the House and Crow of the Senate.
An Act relating to property; repealing 60 O.S. 1971, Sections 669 through 673, which provide for the creation of the Oklahoma Unclaimed Property Board . . . emergency.
1st Reading 140
2nd Reading 147

HB 1034 — By Davis (Don), et al, of the House and Crow of the Senate.
An Act relating to historical societies and associations; repealing 53 O.S. 1971, Sections 281 through 288, which provide for the Pawnee Indian Veterans Historical Association . . . emergency.
1st Reading 140
2nd Reading 147
CR..... 547

Considered, passed 589
Withheld under Rule 19(f) 589
Signed — To House 597
4th Reading — To House 600
Approved by Governor April 9, 1979

HB 1035 — By Davis (Don), et al, of the House and Crow of the Senate.

An Act relating to waters and water rights; repealing Sections 17 through 28, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1978, Sections 1085.17 through 1085.28), which provide for the Water Conservation Storage Commission . . . emergency.

1st Reading 140
2nd Reading 147

HB 1036 — By Davis (Don), et al, of the House and Crow of the Senate.

An Act relating to professions and occupations; amending Section 1, Chapter 46, O.S.L. 1973 (62 O.S. Supp. 1978, Section 155); creating certain revolving funds; repealing 59 O.S. 1971, Sections 801, 802, and 805 through 812 . . . Board of Electrology . . . emergency.

1st Reading 140
2nd Reading 147

HB 1037 — By Davis (Don), et al, of the House and Crow of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 683.3, as amended . . . Oklahoma Civil Defense and Emergency Resources Management Act of 1967; deleting certain references; repealing 63 O.S. 1971, Section 683.7 . . . emergency.

1st Reading 140
2nd Reading 147
CR 547
Considered, passed 589
Withheld under Rule 19(f) 590
Signed — To House 597
4th Reading — To House 600
Approved by Governor, April 9, 1979

HB 1038 — 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 1289, as amended . . . termination of alimony payments by death or remarriage . . . limiting alimony as a lien against property . . . cohabitation as a ground for termination of alimony . . . effective date.

1st Reading 212
2nd Reading 223
CR 608
Considered, passed, referred 809
Engrossed — To House 826
SAs rejected, Conference requested; HCs named 849
Conference granted, SCs appointed 849
CCR read, consideration deferred 1064
CCR adopted, passed — To House ... 1065
4th Reading — To House 1075
Approved by Governor June 6, 1979

HB 1040 — By Duckett and Ford of the House and Green of the Senate.

An Act relating to the state capital and capitol building; amending Section 3, Chapter 161, O.S.L. 1973, as amended . . . (73 O.S. Supp. 1978, Section 176); providing for legislative liaison committee for the Oklahoma Capitol Improvement Authority and the State Board of Public Affairs; requiring advance written notice . . . information as the legislative liaison committee may require.

1st Reading 326
2nd Reading 335
CR 588
Considered, passed 627
Withheld under Rule 19(f) 627
Signed — To House 628
4th Reading — To House 631
Approved by Governor April 16, 1979

HB 1041 — By Duke, et al.

An Act relating to revenue and taxation; amending 37 O.S. 1971, Section 163.3 and 68 O.S. 1971, Sections 1302, 1304, and 1305, as amended . . . taxes on non-intoxicating beverages . . . tax on sale of

nonintoxicating beverages and sale of cigarettes . . . emergency.
1st Reading 326
2nd Reading 335
CR..... 580
Considered, passed, referred 618
Engrossed — To House 632
SAs rejected, Conference requested; HCs named..... 664
Conference granted, SCs appointed..... 671
CCR read, conferees unable to agree 968

HB 1045 — By Bengtson and Duckett.
An Act relating to schools; amending 70 O.S. 1971, Section 17-108, as last amended . . . contributions to the Teachers' Retirement System . . . collection of contributions.
1st Reading 360
2nd Reading 374

HB 1046 — By Bengtson.
An Act relating to state officers and employees . . . prohibiting the sale or distribution of certain insulating material . . . certificate from the State Fire Marshal . . . effective date.
1st Reading 293
2nd Reading 304

HB 1047 — By Bengtson, et al.
An Act relating to motor vehicles; authorizing special license plates for physically disabled persons . . . codification.
1st Reading 374
2nd Reading 388

HB 1048 — By Sanders and Duckett of the House and Howard of the Senate.
An Act relating to State Government; amending 74 O.S. 1971, Section 804, as amended . . . appointment, qualifications . . . of members of the State Personnel Board . . . emergency.
1st Reading 238
2nd Reading 243
CR..... 580
Considered, passed, referred 590
Engrossed — To House 600
SAs adopted, passed..... 609
4th Reading — To House 626
Vetoed by Governor April 12, 1979

HB 1050 — By Camp, et al, of the House and Keller of the Senate.
An Act relating to civil procedure; providing procedural requirements for requests for admissions . . . effective date.
1st Reading 153
2nd Reading 158
CR..... 484
Considered, passed, referred 573
Engrossed — To House 581
SAs adopted, passed..... 589
4th Reading — To House 600
Approved by Governor April 9, 1979

HB 1053 — By Smith of the House and Pierce of the Senate.
An Act relating to schools; amending 70 O.S. 1971, Section 3401; renaming the Oklahoma State University of Agriculture and Applied Science to the Oklahoma State University . . . emergency.
1st Reading 193
2nd Reading 198
CR..... 410
Considered, passed 556
ML; adopted, bill failed 557; 581
ML; tabled 582; 592

HB 1070 — By Duke, et al, of the House and Kilpatrick of the Senate.
An Act relating to revenue and taxation; amending Sections 1, 2 and 3, Chapter 313, O.S.L. 1974 (68 O.S. Supp. 1978, Sections 2407.1 5002 and 5003); providing additional homestead exemption and relief for persons with certain incomes . . . effective date.
1st Reading 293
2nd Reading 304
CR..... 662
Considered, passed, referred 725
Engrossed — To House 731

SAs rejected, Conference requested; HCs named 769
Conference granted, SCs appointed 769
CCR read, consideration deferred 920
CCR adopted, passed — To House ... 974
4th Reading — To House 980
Approved by Governor May 30, 1979

HB 1075 — By Peterson.
An Act relating to children; repealing 10 O.S. 1971, Section 73, which creates a lien on real property of certain accused persons . . . effective date.
1st Reading 193
2nd Reading 198

HB 1077 — By Peterson.
An Act relating to conveyances; providing for filing of special improvement district assessment in office of county clerk . . . effective date.
1st Reading 193
2nd Reading 198

HB 1078 — By Peterson.
An Act relating to civil procedure; amending Section 1, Chapter 15, O.S.L. 1975, as amended . . . (12 O.S. Supp. 1978, Section 1770); providing for entry of judgments rendered under Small Claims Procedure Act on docket . . . effective date.
1st Reading 260
2nd Reading 270
CR 588
Considered, passed, referred 658
Engrossed — To House 663
SAs adopted, passed 673
4th Reading — To House 684
Approved by Governor April 24, 1979

HB 1079 — By Bengtson and Duckett.
An Act relating to schools; amending 70 O.S. 1971, Section 17-107, as last amended . . . providing for investment of Teachers' Retirement System Funds . . . emergency.
1st Reading 354
2nd Reading 360

HB 1080 — By Bengtson, et al.
An Act relating to police officers . . . in attendance at a public event shall have law enforcement officer powers and duties . . . emergency.
1st Reading 374
2nd Reading 388

HB 1082 — By Peterson.
An Act relating to civil procedure; amending 12 O.S. 1971, Sections 735, 759 and 814; providing execution must be issued within five years or judgment becomes dormant . . . providing for execution to sheriff of another county . . . repealing 12 O.S. 1971, Section 706.1 . . . effective date.
1st Reading 271
2nd Reading 278
CR 654
Considered, passed, referred 760
Engrossed — To House 768
SAs rejected, Conference requested; HCs named 790
Conference granted, SCs appointed 790
CCR read, conferees unable to agree 990

HB 1083 — By Peterson.
An Act relating to liens; amending 40 O.S. 1971, Section 224, as amended . . . and 68 O.S. 1971, Section 230, 231 and 234; providing for recording of certain liens of state with county clerk rather than with court clerk . . . collection of contributions under provisions of Oklahoma Employment Security Act . . . effective date.
1st Reading 294
2nd Reading 304
CR 630
Considered, passed, referred 778
Engrossed — To House 784
SAs adopted, passed 828
4th Reading — To House 838
Approved by Governor May 9, 1979

HB 1085 — By Riggs.
An Act relating to children; amending 10 O.S. 1971, Section 1207, as amended . . .

salaries, expenses and equipment of the officers and employees of the Juvenile Bureau and Detention Home . . . limits on salaries of court referees . . . emergency.
1st Reading 153
2nd Reading 158

HB 1087 — By Thompson (Mick), et al, of the House and Johnson and Keller of the Senate.

An Act relating to schools; amending Section 1, Chapter 1 O.S.L. 1977, as amended . . . (70 O.S. Supp. 1978, Section 3218) . . . Regents for Higher Education to recommend student fees and tuition that may be collected . . . maximum amount of fees and tuition that may be collected . . . tuition for nonresident alien students . . . emergency.
1st Reading 335
2nd Reading 345

HB 1088 — By Monks, et al, of the House and Dahl of the Senate.

An Act relating to soldiers and sailors; amending 72 O.S. 1971, Section 63.3; providing powers and duties to the War Veterans Commission; raising the per diem allowance . . . emergency.
1st Reading 243
2nd Reading 252
CR..... 360; 410
Considered, passed 549
Withheld under Rule 19(f) 549
Signed — To House 558
4th Reading — To House 563
Approved by Governor March 30, 1979

HB 1089 — By Stephenson, et al, of the House and Tinsley of the Senate.

An Act relating to aircraft and airports; amending 3 O.S. 1971, Section 90; providing for construction and repair of certain airports . . . emergency.
1st Reading 140
2nd Reading 147
CR..... 547
Considered, passed 585
Withheld under Rule 19(f) 585
Signed — To House 586
4th Reading — To House 588
Approved by Governor April 9, 1979

HB 1099 — By Ford.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 23.6; providing for the sale or transfer of motor vehicles . . . affidavit for verification of liability . . . effective date.
1st Reading 124
2nd Reading 128
CR..... 580
Considered, passed, referred 601
Engrossed — To House 609
SAs adopted, passed..... 625
4th Reading — To House 631
Approved by Governor April 16, 1979

HB 1100 — By Draper of the House and Terrill of the Senate.

(Professions and Occupations — Amending Eleven Sections of Title 59 — Emergency)
1st Reading 500
2nd Reading 522
CR..... 642
Considered, passed 736
ML; adopted, votes reconsidered, passed, referred 742; 754
Engrossed — To House 768
SAs rejected, Conference requested; HCs named..... 787
Conference granted, SCs appointed..... 787
CCR rejected, further Conference requested 1010
Further Conference granted..... 1021
2nd CCR read, adopted, bill failed ... 1037
ML; adopted, vote reconsidered 1038; 1039
Further Conference requested 1039
Further Conference granted..... 1049
3rd CCR read, conferees unable to agree 1069

HB 1101 — By Monks, et al, of the House and Dahl of the Senate.

An Act relating to motor vehicles; designating a special license plate for Congres-

sional Medal of Honor winners . . . codification.
1st Reading 243
2nd Reading 252
CR..... 580
Considered, passed 590
Withheld under Rule 19(f)..... 590
Signed — To House 597
4th Reading — To House 600
Approved by Governor April 9, 1979

HB 1108 — By Reimer and Bengtson.
An Act relating to professions and occupations; amending 59 O.S. 1971, Section 164a . . . standard of education in an accredited school or college of chiropractic . . . approval by the Oklahoma Board of Chiropractic Examiners . . . emergency.
1st Reading 271
2nd Reading 278
CR..... 410
Considered, passed, referred 549
Engrossed — To House 564
SAs adopted, passed..... 589
4th Reading — To House 600
Approved by Governor April 9, 1979

HB 1113 — By Weichel, et al, of the House.
An Act relating to public lands; amending 64 O.S. 1971, Section 52, as last amended . . . investment of certain funds in farm mortgages . . . effective date.
1st Reading 140
2nd Reading 147
CR..... 653
Considered, passed, referred 819
Engrossed — To House 826
SAs rejected, Conference requested; HCs named..... 849
Conference granted, SCs appointed..... 849
CCR rejected, further Conference requested 924
Further Conference granted..... 924
2nd CCR read, consideration deferred..... 976
2nd CCR adopted, passed — To House..... 995
4th Reading — To House 1002
Approved by Governor May 31, 1979

HB 1116 — By Townsend, et al, of the House and Clifton of the Senate.
An Act relating to schools; allowing certain students to attend state institutions of higher learning without the payment of certain fees . . . emergency.
1st Reading 212
2nd Reading 223
CR..... 631
Considered, rereferred..... 776
Motion to reconsider rereferral, adopted 777
Referred 846

HB 1121 — By Sheppard and Morgan of the House and Crow of the Senate.
An Act relating to cities and towns; amending Section 14-107, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 14-107); providing for publication . . . of certain codes and ordinances . . . compliance with certain energy standards . . . emergency.
1st Reading 560
2nd Reading 572
Change in committee assignment 586
CR..... 630
Considered, passed, referred 735
Engrossed — To House 746
SAs adopted, passed..... 771
4th Reading — To House 782
Approved by Governor May 8, 1979

HB 1123 — By Holt.
An Act relating to mortgages; amending 46 O.S. 1971, Section 4 . . . waiver of appraisement in case of foreclosure and sale . . . assignment of rents and profits . . . method of payment.
1st Reading 153
2nd Reading 158
CR..... 410
Considered, passed, referred 560
Engrossed — To House 573
SAs adopted, passed..... 583
4th Reading — To House 588
Approved by Governor April 9, 1979

HB 1126 — By Hopkins, et al, of the House and Stipe of the Senate.

An Act relating to roads, bridges and ferries; amending Section 7, Chapter 218, O.S.L. 1976 (69 O.S. Supp. 1978, Section 4007); establishing the office of the Director of the Department of Transportation . . . emergency.

1st Reading 153
2nd Reading 158
CR..... 344
Considered, passed, referred 370
Motion to WD from E & E..... 377
ML; adopted, votes reconsidered 377
Referred to committee..... 846

HB 1129 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Office of the Attorney General and making appropriations thereto . . . amending 74 O.S. 1971, Section 19, as last amended . . . emergency.

1st Reading 374
2nd Reading 388
CR..... 662
Considered, passed, referred 682
Engrossed — To House 696
SAs rejected, Conference requested; HCs named..... 717
Conference granted, SCs appointed..... 717
CCR read, consideration deferred 908
CCR adopted, passed — To House... 918
4th Reading — To House 925
Approved by Governor May 25, 1979

HB 1130 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Office of the Court of Criminal Appeals and making an appropriation thereto . . . emergency.

1st Reading 304
2nd Reading 313
CR..... 654
Considered, passed, referred 664
Engrossed — To House 672
SAs rejected, Conference requested; HCs named..... 717
Conference granted, SCs appointed..... 717
CCR read, consideration deferred 832
CCR adopted, passed — To House... 840
4th Reading — To House 855
Approved by Governor May 9, 1979

HB 1131 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Court of Tax Review and making an appropriation thereto . . . emergency.

1st Reading 159
2nd Reading 164
CR..... 560
Considered, passed 582
Withheld under Rule 19(f)..... 583
Signed — To House 586
4th Reading — To House 588
Approved by Governor April 5, 1979

HB 1132 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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 327
2nd Reading 335
Change in committee assignment..... 354
CR..... 662
Considered, passed, referred 682
Engrossed — To House 696
SAs rejected, Conference requested; HCs named..... 717
Conference granted, SCs appointed..... 717
CCR read, consideration deferred 1024
CCR adopted, passed — To House... 1029
4th Reading — To House 1040
Approved by Governor June 1, 1979

HB 1133 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to courts; making appropriations to the Office of District Courts . . . amending Section 1, Chapter 299, O.S.L. 1974, as last amended . . . emergency.
1st Reading 304
2nd Reading 313
CR..... 642
Considered, passed, referred 664
Engrossed — To House 672
SAs rejected, Conference requested; HCs named..... 717
Conference granted, SCs appointed..... 717
CCR read, consideration deferred 1025
CCR adopted, passed — To House... 1029
4th Reading — To House 1040
Approved by Governor June 1, 1979

HB 1134 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.
An Act relating to the Office of the Workers' Compensation Court and making appropriations thereto . . . emergency.
1st Reading 375
2nd Reading 388
CR..... 654
Considered, passed, referred 721
Engrossed — To House 731
SAs rejected, Conference requested; HCs named..... 775
Conference granted, SCs appointed..... 775
CCR read, adopted, passed — To House..... 965
4th Reading — To House 972
Approved by Governor May 30, 1979

HB 1135 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.
An Act relating to the office of the State Supreme Court and the Court of Appeals and making appropriations thereto . . . emergency.
1st Reading 375
2nd Reading 388
CR..... 654
Considered, passed, referred 665
Engrossed — To House 672
SAs rejected, Conference requested; HCs named..... 717
Conference granted, SCs appointed..... 717
CCR read, consideration deferred 876
CCR rejected, further Conference requested 917
Further Conference granted..... 917
2nd CCR read, consideration deferred..... 984
2nd CCR adopted, passed — To House 992
4th Reading — To House 1002
Approved by Governor May 31, 1979

HB 1136 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.
(State Regents for Higher Education — Appropriation — Emergency)
1st Reading 410
2nd Reading 430
CR..... 670
Considered, passed 683
ML, adopted; votes reconsidered 683; 684
Considered, passed, referred 700
Engrossed — To House 707
SAs rejected, Conference requested; HCs named..... 717
Conference granted, SCs appointed..... 717
CCR read, consideration deferred 1061
CCR adopted, passed — To House... 1062
4th Reading — To House 1070
Approved by Governor June 7, 1979

HB 1137 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.
(University Hospital — Appropriation — Emergency)
1st Reading 410
2nd Reading 430
CR..... 802
Considered, passed, referred 825
ML; referred 825; 871

Engrossed — To House 876
SAs rejected, Conference requested; HCs named..... 977
Conference granted, SCs appointed..... 981
Senate conferees instructed; released..... 981; 990
CCR read, consideration deferred 1026
CCR adopted, passed — To House... 1029
4th Reading — To House 1040
Approved by Governor June 5, 1979

HB 1138 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.
(Physician Manpower Training Commission — Appropriations — Emergency)
1st Reading 410
2nd Reading 430
CR..... 681
Considered, passed, referred 722
Engrossed — To House 731
SAs rejected, Conference requested; HCs named..... 746
Conference granted, SCs appointed..... 746
CCR read, consideration deferred 1005
CCR adopted, passed — To House... 1015
4th Reading — To House 1021
Approved by Governor June 1, 1979

HB 1139 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.
An Act relating to the State Board of Education and making an appropriation thereto . . . emergency.
1st Reading 452
2nd Reading 472
CR..... 681
Considered, passed, referred 722
Engrossed — To House 731
SAs rejected, Conference requested; HCs named..... 746
Conference granted, SCs appointed..... 746
CCR read, consideration deferred 908
CCR adopted, passed — To House.... 918
4th Reading — To House 925
Approved by Governor May 25, 1979

HB 1140 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.
(Schools — Appropriations — Amending 70 O.S. 1971, Sections 18-109 and 18-114 — Emergency)
1st Reading 452
2nd Reading 472
CR..... 681
Considered, passed, referred 723
Engrossed — To House 731
SAs rejected, Conference requested; HCs named..... 746
Conference granted, SCs appointed..... 746
CCR read..... 1070
CCR adopted, passed — To House... 1071
4th Reading — To House 1076
Approved by Governor June 7, 1979

HB 1141 — By Davis (Don), et al, of the House and Crow, Boatner and Landis of the Senate.
(State Board of Vocational and Technical Education — Appropriations — Emergency)
1st Reading 452
2nd Reading 472
CR..... 681
Considered, passed, referred 724
Engrossed — To House 731
SAs rejected, Conference requested; HCs named..... 746
Conference granted, SCs appointed..... 746
CCR read, consideration deferred 1054
CCR adopted, passed..... 1057
ML, reconsidered, passed — To House..... 1058
4th Reading — To House 1070
Approved by Governor June 7, 1979

HB 1142 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.
An Act relating to the Oklahoma Educational Television Authority and making appropriations thereto . . . emergency.
1st Reading 472

2nd Reading 484
CR..... 642
Considered, passed, referred 665
Engrossed — To House 672
SAs rejected, Conference requested; HCs named..... 687
Conference granted, SCs appointed..... 696
CCR read, consideration deferred 959
CCR adopted, passed — To House... 960
4th Reading — To House 972
Approved by Governor May 30, 1979

HB 1143 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act relating to the Oklahoma Arts and Humanities Council and making an appropriation thereto . . . emergency.

1st Reading 472
2nd Reading 484
CR..... 630
Considered, passed 659
Withheld under Rule 19(f) 660
Signed — To House 660
4th Reading — To House 662
Approved by Governor April 17, 1979

HB 1144 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Commissioners of the Land Office — Appropriation — Emergency)

1st Reading 522
2nd Reading 540
CR..... 642
Considered, passed, referred 666
Engrossed — To House 672
SAs rejected, Conference requested; HCs named..... 687
Conference granted, SCs appointed..... 696
CCR read, adopted, passed — To House..... 961
4th Reading — To House 972
Approved by Governor May 30, 1979

HB 1145 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act relating to the Commission on Fire Protection Personnel Standards and Education; making an appropriation thereto . . . emergency.

1st Reading 213
2nd Reading 223
CR..... 560
Considered, passed 583
Withheld under Rule 19(f) 583
Signed — To House 586
4th Reading — To House 588
Approved by Governor April 5, 1979

HB 1147 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act relating to the Governor's Committee on Employment of the Handicapped and making an appropriation thereto . . . emergency.

1st Reading 159
2nd Reading 164
CR..... 599
Considered, passed, referred 619
Engrossed — To House 632
SAs adopted, passed..... 673
4th Reading — To House 684
Approved by Governor April 24, 1979

HB 1148 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act relating to the Oklahoma Public Employees Retirement System; making an appropriation thereto . . . emergency.

1st Reading 213
2nd Reading 223
CR..... 599
Considered, passed, referred 620
Engrossed — To House 632
SAs adopted, passed..... 673
4th Reading — To House 684
Approved by Governor April 24, 1979

HB 1149 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Oklahoma Human Rights Commission and making an appropriation thereto . . . emergency.

1st Reading 375
2nd Reading 388
CR..... 599
Considered, passed, referred 620
Engrossed — To House 632
SAs rejected, Conference requested; HCs named..... 667
Conference granted, SCs appointed..... 671
CCR read, consideration deferred 832
CCR adopted, passed — To House... 840
4th Reading — To House 855
Approved by Governor May 9, 1979

HB 1150 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Oklahoma Indian Affairs Commission; making an appropriation thereto . . . emergency.
1st Reading 213
2nd Reading 223
CR..... 599
Considered, passed, referred 621
Engrossed — To House 632
SAs rejected, Conference requested; HCs named..... 667
Conference granted, SCs appointed..... 671
CCR read, consideration deferred 833
CCR adopted, passed — To House... 840
4th Reading — To House 855
Approved by Governor May 9, 1979

HB 1151 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Oklahoma Cerebral Palsy Center; making an appropriation thereto . . . emergency.
1st Reading 213
2nd Reading 223
CR..... 599
Considered, passed, referred 621
Engrossed — To House 632
SAs adopted, passed..... 673
4th Reading — To House 684
Approved by Governor April 24, 1979

HB 1152 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act relating to the Oklahoma Department of Veterans Affairs, the Oklahoma Veterans Center, Ardmore . . . Clinton . . . Norman . . . Sulphur . . . Talihina . . . and making appropriations thereto . . . emergency.
1st Reading 252
2nd Reading 260
CR..... 608
Considered, passed, referred 660
Engrossed — To House 663
SAs adopted, passed..... 746
4th Reading — To House 752
Approved by Governor May 3, 1979

HB 1153 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Western Plains Indians Arts and Crafts Commission and making an appropriation thereto . . . emergency.
1st Reading 375
2nd Reading 388
CR..... 588
Considered, passed 621
Withheld under Rule 19(f)..... 622
Signed — To House 628
4th Reading — To House 631
Approved by Governor April 16, 1979

HB 1154 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Alcoholic Beverage Control Board — Appropriation — Emergency)
1st Reading 410
2nd Reading 430
CR..... 608
Considered, passed, referred 622
Engrossed — To House 632
SAs rejected, Conference requested; HCs named..... 667
Conference granted, SCs appointed..... 671
CCR read, consideration deferred 909

CCR adopted, passed — To House ... 919
4th Reading — To House 925
Approved by Governor May 25, 1979

HB 1155 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Office of the Banking Department and making an appropriation thereto . . . emergency.
1st Reading 375
2nd Reading 388
CR..... 608
Considered, passed, referred 622
Engrossed — To House 632
SAs rejected, Conference requested; HCs named..... 787
Conference granted, SCs appointed .. 787
CCR read, consideration deferred 920
CCR adopted, passed — To House ... 938
4th Reading — To House 953
Approved by Governor May 25, 1979

HB 1156 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Commission on Consumer Affairs and making an appropriation thereto . . . repealing Section 3, Chapter 199, O.S.L. 1975 (14A O.S. Supp. 1978, Section 6-511) which relates to the Government Straight Line Communication Service . . . emergency.
1st Reading 252
2nd Reading 260
CR..... 608
Considered, passed, referred 623
Engrossed — To House 632
SAs rejected, Conference requested; HCs named..... 717
Conference granted, SCs appointed..... 717
CCR read, consideration deferred 833
CCR adopted, passed — To House ... 841
4th Reading — To House 855
Approved by Governor May 9, 1979

HB 1157 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Corporation Commission — Appropriations — Emergency)
1st Reading 485
2nd Reading 500
CR..... 802
Considered, passed, referred 827
Engrossed — To House 841
SAs rejected, Conference requested; HCs named..... 861
Conference granted, SCs appointed..... 862
CCR read, consideration deferred 1054
CCR adopted, passed — To House ... 1057
4th Reading — To House 1070
Approved by Governor June 5, 1979

HB 1158 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act relating to the Office of the Insurance Commissioner and making an appropriation thereto . . . emergency.
1st Reading 223
2nd Reading 237
CR..... 608
Considered, passed, referred 625
Engrossed — To House 632
SAs adopted, passed..... 778
4th Reading — To House 782
Approved by Governor May 3, 1979

HB 1159 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Office of the Department of Labor and making appropriations thereto . . . emergency.
1st Reading 375
2nd Reading 388
CR..... 608
Considered, passed, referred 623
Engrossed — To House 632
SAs adopted, passed..... 717
4th Reading — To House 730
Approved by Governor May 1, 1979

HB 1160 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.

An Act relating to the Office of the Liquefied Petroleum Gas Board and making an appropriation thereto . . . emergency.
1st Reading 159
2nd Reading 164
CR..... 599
Considered, passed, referred 623
Engrossed — To House 635
SAs rejected, Conference requested; HCs named..... 807
Conference granted, SCs appointed..... 807
CCR read, consideration deferred 877
CCR adopted, passed — To House... 919
4th Reading — To House 925
Approved by Governor May 25, 1979

HB 1161 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.
An Act relating to the State Mining Board and making an appropriation thereto . . . emergency.
1st Reading 159
2nd Reading 164
CR..... 662
Considered, passed 684
Withheld under Rule 19(f)..... 684
Signed — To House 693
4th Reading — To House 696
Approved by Governor April 25, 1979

HB 1162 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.
(Chief Mine Inspector — Appropriation — Emergency)
1st Reading 388
2nd Reading 391
CR..... 662
Considered, passed, referred 685
Engrossed — To House 696
SAs rejected, Conference requested; HCs named..... 717
Conference granted, SCs appointed..... 717
CCR read, consideration deferred 909
CCR rejected, further Conference requested 917
Further Conference granted..... 917
2nd CCR read, adopted, passed — To House 962
4th Reading — To House 972
Approved by Governor May 30, 1979

HB 1163 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.
(State Board for Property and Casualty Rates — Appropriation — Emergency)
1st Reading 213
2nd Reading 223
CR..... 608
Considered, passed, referred 624
Engrossed — To House 635
SAs rejected, Conference requested; HCs named..... 671
Conference granted, SCs appointed..... 671
CCR rejected, further Conference requested 984
Further Conference granted..... 984
2nd CCR read, consideration deferred..... 1005
2nd CCR adopted, passed — To House 1015
4th Reading — To House 1021
Approved by Governor June 1, 1979

HB 1164 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.
(Securities Commission — Appropriation — Emergency)
1st Reading 313
2nd Reading 326
CR..... 782
Considered, passed, referred 826
Engrossed — To House..... 841
SAs rejected, Conference requested; HCs named..... 861
Conference granted, SCs appointed..... 862
CCR read, adopted, passed — To House 963
4th Reading — To House 972
Approved by Governor May 30, 1979

HB 1165 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.
An Act relating to the Department of Energy and making an appropriation thereto . . . emergency.
1st Reading 159
2nd Reading 164
CR..... 608
Considered, passed, referred 624
Engrossed — To House 635
SAs rejected, Conference requested; HCs named..... 671
Conference granted, SCs appointed..... 671
CCR read, adopted, passed — To House..... 963
4th Reading — To House 972
Approved by Governor May 30, 1979

HB 1166 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.
(Cosmetology Board — Appropriation — Emergency)
1st Reading 159
2nd Reading 164
CR..... 782
Considered, passed, referred 827
Engrossed — To House 841
SAs rejected, Conference requested; HCs named..... 861
Conference granted, SCs appointed..... 862
CCR read, consideration deferred 878
CCR adopted, passed — To House... 919
4th Reading — To House 925
Approved by Governor May 25, 1979

HB 1168 — By Draper of the House and Howard of the Senate.
(State Officers and Employees — Amending Sections in Title 74 — Emergency)
1st Reading 522
2nd Reading 540
CR..... 681
Considered, passed, referred 725
Engrossed — To House 731
SAs rejected, Conference requested; HCs named..... 746
Conference granted, SCs appointed..... 746
CCR read, consideration deferred 1055
CCR considered..... 1057
CCR adopted, passed — To House... 1060
4th Reading — To House 1070
Approved by Governor June 6, 1979

HB 1169 — By Steward and Wilson of the House and Clifton of the Senate.
An Act relating to fees; amending 28 O.S. 1971, Section 121, as last amended . . . fees for printing of legal notices and increasing the fees . . . emergency.
1st Reading 165
2nd Reading 169
CR..... 410; 547
Considered, passed, referred 600
Engrossed — To House 609
SAs adopted, passed..... 667
4th Reading — To House 671
Approved by Governor April 20, 1979

HB 1175 — By Ford of the House and York and Randle of the Senate.
An Act relating to counties and county officers; amending 19 O.S. 1971, Section 131, as last amended . . . abolishing office of county surveyor as an elected office . . . appointment of county surveyor by county commissioners . . . codification.
1st Reading 223
2nd Reading 237

HB 1176 — By Smith of the House and Wolfe of the Senate.
An Act relating to notaries public; amending 49 O.S. 1971, Section 2, as last amended . . . providing for fees, oath, signature, bond and seal of notaries public . . . emergency.
1st Reading 193
2nd Reading 198
CR..... 429
Considered, passed 551
Withheld under Rule 19(f) 551
Signed — To House 558

4th Reading — To House 563
Approved by Governor April 3, 1979

HB 1177 — By Sheppard, et al, of the House and Crow of the Senate.

An Act relating to property; providing for the Oklahoma Lighting Energy Conservation Act . . . requirements and powers of governmental entities . . . lighting power limit . . . effective date.

1st Reading 540
2nd Reading 548
Change in committee assignment 586
CR 588
Considered, failed 811
ML; adopted, passed, referred 811; 813
Engrossed — To House 826
SAs rejected, Conference requested; HCs named 849
Conference granted, SCs appointed 849
CCR read, consideration deferred 924
CCR adopted, passed — To House ... 1002
4th Reading — To House 1021
Approved by Governor May 31, 1979

HB 1178 — By Morgan, et al.

An Act relating to property; amending Section 7-306, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-306), and 80 O.S. 1971, Section 1 . . . acquisition of land in Oklahoma by the federal government . . . approval . . . by the State Legislature . . . emergency.

1st Reading 271
2nd Reading 278
CR 410; 580
Considered, passed 596
ML; adopted, passed, referred 597; 628
Engrossed — To House 635
SAs rejected, Conference requested; HCs named 666
Conference granted, SCs appointed 671
CCR read, consideration deferred 746
CCR rejected, further Conference requested 754
Further Conference granted 754
2nd CCR read, consideration deferred 791
2nd CCR adopted, passed — To House 834
4th Reading — To House 838
Approved by Governor May 9, 1979

HB 1179 — By Weichel and Glover of the House.

An Act relating to agriculture; amending 2 O.S. 1971, Section 3-83, as amended . . . requiring records of commercial application of pesticides . . . inspection of records.

1st Reading 153
2nd Reading 158
CR 276
WD, rereferred 550

HB 1180 — By Weichel, et al, of the House and Capps of the Senate.

An Act relating to initiative and referendum; amending 34 O.S. 1971, Section 9, as amended . . . filing of certain proposals . . . guidelines for ballot title . . . identifying label . . . emergency.

1st Reading 452
2nd Reading 472
CR 630; 653
Considered, passed 767
ML; adopted, passed, referred 767; 822
Engrossed — To House 826
SAs rejected, Conference requested; HCs named 849
Conference granted, SCs appointed 849
CCR read, consideration deferred 879
CCR adopted, bill failed 900
ML; failed 900; 932

HB 1184 — By Davis (Don) of the House and York of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 433 . . . use of a deposition.

1st Reading 213
2nd Reading 223
CR 430

Considered, passed, referred 563
Engrossed — To House 573
SAs adopted, passed 589
4th Reading — To House 600
Approved by Governor April 9, 1979

HB 1185 — By Steward.
An Act relating to courts; authorizing Supreme Court to provide by rule for maintenance and operation of certain property and records of the courts . . . emergency.
1st Reading 165
2nd Reading 169
CR 429
Considered, passed 557
ML 557
Signed — To House 586
4th Reading — To House 588
Approved by Governor April 9, 1979

HB 1187 — By Weichel and Hill.
An Act relating to agriculture; amending 2 O.S. 1971, Sections 6-93, 6-94, as last amended . . . 6-102, as last amended . . . providing procedures for brucellosis testing . . . issuance of permits.
1st Reading 285
2nd Reading 293
CR 572
Considered, passed, referred 644
Engrossed — To House 655
SAs adopted, passed 673
4th Reading — To House 684
Approved by Governor April 24, 1979

HB 1191 — By Cowan and Townsend of the House and Keating of the Senate.
An Act relating to state government; amending 74 O.S. 1971, Section 212; directing the State Auditor and Inspector to examine certain state accounts . . . deputies residing in certain counties cannot examine records of the county of their residence . . . effective date.
1st Reading 336
2nd Reading 345
CR 548
Considered, passed, referred 574
Engrossed — To House 581
SAs adopted, passed 589
4th Reading — To House 600
Approved by Governor April 6, 1979

HB 1200 — By Harbin, et al, of the House and Randle of the Senate.
An Act relating to pharmacists; amending 59 O.S. 1971, Section 353.1, as amended . . . expanding certain definitions providing for selection of drugs and medicines under certain circumstances . . . emergency.
1st Reading 410
2nd Reading 430

HB 1201 — By Shurden, et al, of the House and Lane of the Senate.
An Act relating to motor vehicles . . . no insurance carrier shall cancel, refuse to renew or increase rates for conviction of certain traffic violations . . . effective date.
1st Reading 500
2nd Reading 522
CR 653
Considered, passed, referred 734
Engrossed — To House 746
SAs rejected, Conference requested; HCs named 771
Conference granted, SCs appointed 771
CCR read, consideration deferred 921
CCR adopted, passed — To House ... 938
4th Reading — To House 953
Approved by Governor May 25, 1979

HB 1204 — By Gray, et al, of the House and York of the Senate.
(Schools — Amending 70 O.S. Supp. 1978, Sections 2-101 and 5-107A)
1st Reading 411
2nd Reading 430
Change in committee assignment 645
CR 654
WD, rereferred 813

HB 1206 — By Hobson, et al, of the House and Cate of the Senate.
An Act relating to natural gas; authorizing the Corporation Commission to perform

certain duties in order to comply with the Natural Gas Policy Act of 1978 . . . emergency.
1st Reading 313
2nd Reading 326
CR..... 334
Considered, passed 439
Withheld under Rule 19(f) 440
Signed — To House 449
4th Reading — To House 475
Approved by Governor March 19, 1979

HB 1207 — By Draper.
An Act relating to state officers and employees; repealing 74 O.S. 1971, Section 426.
(Council of the American Legislators' Association)
1st Reading 193
2nd Reading 198
CR..... 630
Considered, passed 757
Withheld under Rule 19(f) 757
Signed — To House 763
4th Reading — To House 782
Approved by Governor May 3, 1979

HB 1208 — By Bengtson and Manar.
An Act relating to children; amending 10 O.S. 1971, Section 1112, as last amended and others . . . providing for the jailing of certain juveniles . . . certification of certain juveniles as adults . . . effective date.
1st Reading 336
2nd Reading 345
CR..... 410

HB 1209 — By Duckett, et al, of the House and Boatner of the Senate.
An Act relating to schools; amending 70 O.S. 1971, Section 1-109, as amended . . . requiring certain number of days, weeks and months in certain school year . . . emergency.
1st Reading 304
2nd Reading 313
CR..... 344
Considered, passed 366
Wtihheld under Rule 19(f) 366
Signed — To House 371
4th Reading — To House 377
Approved by Governor March 8, 1979

HB 1214 — By Denman, et al.
(State Officers and Employees — Amending 74 O.S. Supp. 1978, Section 930 — Retirement Increase — Appropriation — Emergency)
1st Reading 388
2nd Reading 392

HB 1218 — By Steward, et al.
(Liens — Amending 42 O.S. Supp. 1978, Section 142 — Effective Date)
1st Reading 430
2nd Reading 452
CR..... 572
WD, rereferred 813

HB 1220 — By Twidwell of the House and Howell of the Senate.
An Act relating to counties and county officers; providing for the elimination of trash, weeds . . . codification.
1st Reading 388
2nd Reading 392

HB 1227 — By Murphy, et al, of the House and Lane of the Senate.
An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.30a; as amended . . . requiring purchasers of new motor vehicles to register vehicles within twenty (20) days . . . effective date.
1st Reading 243
2nd Reading 252
CR..... 580
Considered, passed, referred 627
Engrossed — To House 635
SAs rejected, Conference requested; HCs named..... 673
Conference granted, SCs appointed..... 673
CCR read, consideration deferred 849
CCR adopted, passed — To House... 867
ML; tabled 868; 888
4th Reading — To House 900
Approved by Governor May 17, 1979

HB 1228 — By Atkins of the House and Martin of the Senate.

An Act relating to mental health; amending 43A O.S. 1971, Section 15 . . . appointment, salary, qualifications and duties of the Assistant Director . . . emergency.

1st Reading 198
2nd Reading 204
CR..... 484
Considered, passed, referred 548
Engrossed — To House 564
SAs adopted, passed..... 577
4th Reading — To House 581
Approved by Governor April 6, 1979

HB 1229 — By Craighead and Henry of the House and Young and Keating of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-111; creating a Health Facilities Advisory Council . . . adding public representative members.

1st Reading 260
2nd Reading 270

HB 1230 — By Henry, Cleveland and Deatherage.

(Emergency Medical Services Systems Fund Act — Appropriation — Emergency)

1st Reading 485
2nd Reading 500
CR..... 548; 662
Considered, passed, referred 679
Engrossed — To House 683
SAs rejected, Conference requested; HCs named..... 709
Conference granted, SCs appointed..... 718
CCR read, conferees unable to agree 1072

HB 1232 — By Lancaster, et al, of the House and Rozell of the Senate.

An Act relating to civil procedure; requiring the court to set reasonable attorney fees . . . to be taxed and collected as costs of the action . . . effective date.

1st Reading 336
2nd Reading 345
CR..... 548
Considered, passed, referred 564
Engrossed — To House 573
SAs adopted, passed..... 605
4th Reading — To House 608
Approved by Governor April 10, 1979

HB 1233 — By Draper of the House and Kilpatrick of the Senate.

An Act relating to state government; repealing 74 O.S. 1971, Sections 356.6 through 356.18 and others . . . which relate to authority of the Oklahoma Tourism and Recreation Commission to issue negotiable bonds . . . emergency.

1st Reading 260
2nd Reading 270
CR..... 560
Considered, passed 574
Withheld under Rule 19(f)..... 575
Signed — To House 578
4th Reading — To House 581
Approved by Governor April 6, 1979

HB 1234 — By Roberts of the House and Young of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 199.1, as amended . . . by expanding the definition of cosmetology.

1st Reading 473
2nd Reading 484
CR..... 560
Considered, passed 577
Withheld under Rule 19(f)..... 577
Signed — To House 578
4th Reading 581
Approved by Governor April 5, 1979

HB 1239 — By Davis (Don).

An Act relating to state government; amending Section 2, Chapter 259, O.S.L. 1976 (74 O.S. Supp. 1978, Section 150.2) . . . duties of the State Bureau of Investigation to include investigations of incidents of assault on state officers.

1st Reading 388
2nd Reading 392

HB 1240 — By Davis (Don) of the House and Terrill of the Senate.
An Act relating to property; amending 60 O.S. 1971, Section 652; providing basis for determining abandoned property held by a bank . . . provisions related to travelers' checks . . . effective date.
1st Reading 522
2nd Reading 540

HB 1241 — By Davis (Don).
An Act relating to corporations; amending 18 O.S. 1971, Section 810 . . . modifying provisions with regard to membership in more than one professional corporation.
1st Reading 260
2nd Reading 270
CR..... 388
Considered, passed 552
Withheld under Rule 19(f)..... 553
Signed — To House 558
4th Reading — To House 563
Approved by Governor March 30, 1979

HB 1242 — By Davis (Don) and Craighead of the House and Terrill of the Senate.
An Act relating to motor vehicles; amending 47 O.S. 1971, Section 14-105 . . . requiring vehicles loaded with certain loose material to have covers over such loads . . . exceptions.
1st Reading 294
2nd Reading 304
CR..... 802
Considered, passed, referred 856
Engrossed — To House 869
SAs rejected, Conference requested; HCs named..... 876
Conference granted, SCs appointed..... 891
CCR read, consideration deferred 1042
CCR adopted, passed — To House... 1043
4th Reading — To House 1051
Approved by Governor June 7, 1979

HB 1247 — By Caldwell, et al, of the House and Stipe of the Senate.
(Elections — Amending 26 O.S. Supp. 1978, Section 2-129 — Compensation — Emergency)
1st Reading 361
2nd Reading 374

HB 1248 — By Cotner, et al.
An Act relating to motor vehicles; amending 47 O.S. 1971, Section 6-105, as amended . . . providing for the issuance of restricted operator's license . . . instructor's and temporary permits . . . emergency.
1st Reading 223
2nd Reading 237

HB 1250 — By Steward, et al.
An Act relating to counties and county officers; amending 19 O.S. 1971, Section 180.43, as amended . . . mileage, meals and lodging expenses for sheriffs . . . keeping and feeding prisoners . . . use of automobiles . . . repealing 28 O.S. 1971, Section 39.4.
1st Reading 253
2nd Reading 260
CR..... 352
Considered, deferred 556
Rereferred..... 813

HB 1251 — By Hopkins, et al.
An Act relating to municipalities; amending Section 34-103, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 34-103); modifying provisions for police officer assistance . . . emergency.
1st Reading 223
2nd Reading 237
CR..... 430
Considered, passed 553
Withheld under Rule 19(f)..... 554
Signed — To House 558
4th Reading — To House 563
Approved by Governor March 30, 1979

HB 1252 — By Hopkins.
An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 1280, as amended . . . acquisition of outdoor advertising and property rights by the

Department of Transportation . . . compensation.
1st Reading 223
2nd Reading 237
CR..... 292
Considered, passed 554
Withheld under Rule 19(f)..... 555
Signed — To House 558
4th Reading — To House 563
Approved by Governor April 3, 1979

HB 1253 — By Steward.
An Act relating to courts; amending 20 O.S. 1971, Section 125, as last amended . . . compensation and reimbursement of expenses for bailiffs . . . emergency.
1st Reading 253
2nd Reading 260
CR..... 484

HB 1255 — By Steward, et al.
An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 1431; defining burglary in the first degree . . . effective date.
1st Reading 336
2nd Reading 345
CR..... 572
Considered, passed 584
Withheld under Rule 19(f)..... 584
Signed — To House 586
4th Reading — To House 588
Approved by Governor April 9, 1979

HB 1262 — By Ford, Wilson and Denman of the House and Keating of the Senate.
An Act relating to revenue and taxation . . . special renovation for preservation areas . . . limited assessed valuations of certain renovated structures . . . effective date.
1st Reading 304
2nd Reading 313
CR..... 642
Considered, passed 756
Withheld under Rule 19(f)..... 757
Signed — To House 763
4th Reading — To House 782
Approved by Governor May 3, 1979

HB 1264 — By Draper of the House and Cate of the Senate.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 302, 302-1, as amended . . . and 303 . . . apportionment of cigarette tax . . . creating Oklahoma Capital Improvement Fund . . . emergency.
[Subject matter changed by Conference Committee]
1st Reading 411
2nd Reading 430
CR..... 580
Considered, passed, referred 593
Engrossed — To House 600
SAs rejected, Conference requested; HCs named..... 609
Conference granted, SCs appointed..... 614
CCR read, conferees unable to agree 968
SAs rejected, further Conference requested 1078
Further Conference granted..... 1078
2nd CCR read, adopted, passed — To House 1082
4th Reading — To House 1085
Approved by Governor July 6, 1979

HB 1268 — By Lancaster, et al, of the House and Rozell, Luton, Cummins and Miller of the Senate.
An Act relating to agriculture . . . establishing the Oklahoma Soybean Association . . . emergency.
1st Reading 304
2nd Reading 313
CR..... 572
Considered, passed, referred 632
Engrossed — To House 643
SAs rejected, Conference requested; HCs named..... 667
Conference granted, SCs appointed..... 671
CCR read, consideration deferred 791
CCR adopted, passed — To House... 866
4th Reading — To House 874
Approved by Governor May 15, 1979

HB 1270 — By Townsend, et al.
An Act relating to amusements and sports . . . prohibiting blind bidding . . . availability of motion picture exhibitions . . . emergency.
1st Reading 243
2nd Reading 252

HB 1272 — By Davis (Don) of the House and York of the Senate.
An Act relating to civil procedure; permitting certain persons to testify to the authenticity of certain medical bills . . . effective date.
1st Reading 305
2nd Reading 313
CR..... 484
Considered, passed 576
Withheld under Rule 19(f) 576
Signed — To House 578
4th Reading — To House 581
Approved by Governor April 5, 1979

HB 1274 — By Davis (Don) of the House and York of the Senate.
An Act relating to civil procedure; amending 12 O.S. 1971, Section 1053, as amended . . . action in wrongful deaths; providing for limitations . . . distribution of damages . . . effective date.
1st Reading 388
2nd Reading 392
CR..... 560
Considered, passed, referred 631
Engrossed — To House 643
SAs rejected, Conference requested; HCs named..... 675
Conference granted, SCs appointed..... 675
CCR read, consideration deferred 930
CCR adopted, passed — To House ... 994
4th Reading — To House 1002
Approved by Governor May 31, 1979

HB 1276 — By Duckett and Wilson of the House and Boatner of the Senate.
An Act relating to schools; amending 70 O.S. 1971, Section 6-105, as amended . . . substitute teachers . . . payment of substitute teachers . . . emergency.
1st Reading 327
2nd Reading 335
CR..... 654
Considered, passed, referred 757
Engrossed — To House 768
SAs adopted, passed..... 842
4th Reading — To House 845
Approved by Governor May 9, 1979

HB 1278 — By Trent, et al.
An Act relating to criminal procedure; amending 22 O.S. 1971, Sections 991a, as last amended . . . and 991c, as amended . . . court to give first consideration to restitution programs . . . modifying deferred judgment procedure . . . emergency.
1st Reading 294
2nd Reading 304
CR..... 599
Considered, passed 619
Withheld under Rule 19(f) 619
Signed — To House 628
4th Reading — To House 631
Approved by Governor April 16, 1979

HB 1280 — By Kane and Whorton of the House and Cullison of the Senate.
An Act relating to criminal procedure; amending Section 1, Chapter 141, O.S.L. 1976 (22 O.S. Supp. 1978, Section 1327) . . . mandatory return to the owner of exhibits which are stolen or embezzled property . . . repealing 22 O.S. 1971, Sections 1321 through 1324.
1st Reading 485
2nd Reading 500

HB 1284 — By Deatherage and Harbin.
An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 199.1 and others . . . registration of beauty schools . . . course and hour instruction . . . repealing 59 O.S. 1971, Section 199.7, and others . . . emergency.
1st Reading 500
2nd Reading 522
CR..... 642; 654
Considered, passed, referred 775

Engrossed — To House 784
SAs rejected, Conference requested; HCs named..... 803
Conference granted, SCs appointed..... 807
CCR read, consideration deferred 940
CCR adopted, passed — To House... 948
4th Reading — To House 972
Approved by Governor May 30, 1979

HB 1286 — By Anderson and Hill.
An Act relating to agriculture; amending 2 O.S. 1971, Section 9-25, as amended . . . reports of warehousemen; providing for certain inspections and examinations . . . emergency.
1st Reading 285
2nd Reading 293
CR..... 572
Considered, passed 659
Withheld under Rule 19(f)..... 659
Signed — To House 660
4th Reading — To House 662
Approved by Governor April 20, 1979

HB 1293 — By Twidwell, et al, of the House and Clifton and Green of the Senate.
An Act relating to workers' compensation; amending 85 O.S. 1971, Sections 2, as last amended and others . . . coverage of certain state employees . . . workers' compensation for employees engaged in certain hazardous employments . . . effective date.
1st Reading 522
2nd Reading 540

HB 1297 — By Craighead and Rieger of the House and Randle of the Senate.
An Act relating to cities and towns; amending Sections 8-109, and others . . . (11 O.S. Supp. 1978, Sections 8-109, and others) . . . town board of trustees may appoint chief of police . . . compilation of municipal penal ordinances . . . emergency.
1st Reading 375
2nd Reading 388
CR..... 430; 484
Considered, passed, referred 555
Engrossed — To House 564
SAs adopted, passed..... 583
4th Reading — To House 588
Approved by Governor April 9, 1979

HB 1298 — By Craighead, et al, of the House and Randle of the Senate.
An Act relating to cities and towns; amending Sections 42-102 and 42-103, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Sections 42-102 and 42-103); expanding provisions for application to the court for vacation of certain tracts, streets and alleys . . . effective date.
1st Reading 501
2nd Reading 522
CR..... 572; 654
Considered, passed, referred 821
Engrossed — To House 826
SAs rejected, Conference requested; HCs named..... 849
Conference granted, SCs appointed..... 849
CCR read, consideration deferred 930
CCR adopted, passed — To House... 995
4th Reading — To House 1002
Approved by Governor May 31, 1979

HB 1299 — By Steward, et al.
An Act relating to insurance; requiring notice of cancellation of insurance; providing for explanation of cause of cancellation . . . emergency.
1st Reading 501
2nd Reading 522

HB 1300 — By Riggs of the House and York of the Senate.
An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 328.7, 328.9 and 328.13; providing a new Board of Governors for Dentists . . . emergency.
1st Reading 430
2nd Reading 452
CR..... 560
Considered, passed, referred 585
Engrossed — To House 588
SAs adopted, passed..... 605

4th Reading — To House 608
Approved by Governor April 10, 1979

HB 1302 — By Denman.
An Act relating to insurance; authorizing the creation of nonprofit chiropractic service corporations; exempting such corporations from insurance laws . . . effective date.
1st Reading 388
2nd Reading 392
CR..... 484; 572
Considered, passed, referred 614
Engrossed — To House 618
SAs adopted, passed..... 633
4th Reading — To House 643
Approved by Governor April 17, 1979

HB 1303 — By Henry.
An Act relating to damages; providing a defense of comparative negligence; providing contributory negligence does not bar all recovery . . . repealing Section 1, Chapter 30, O.S.L. 1973 (23 O.S. Supp. 1978, Section 11) . . . emergency.
1st Reading 361
2nd Reading 374
CR..... 547
Considered, passed 576
Withheld under Rule 19(f) 577
Signed — To House 578
4th Reading — To House 581
Approved by Governor April 5, 1979

HB 1305 — By Townsend, et al, of the House and Lane of the Senate.
(Motor Vehicles — Amending 47 O.S. Supp. 1978, Section 11-801 — Effective Date)
1st Reading 540
2nd Reading 548
CR..... 642
WD, rereferred 813

HB 1306 — By Smith and Combs of the House and Wolfe of the Senate.
An Act relating to fees; amending 28 O.S. 1971, Section 31, as last amended . . . providing for court clerk fees for services . . . emergency.
1st Reading 271
2nd Reading 278
CR..... 484
Considered, passed 551
Withheld under Rule 19(f) 552
Signed — To House 558
4th Reading — To House 563
Approved by Governor April 3, 1979

HB 1307 — By Harper of the House and Crow of the Senate.
An Act relating to state officers and employees; amending Section 2, Chapter 64, O.S.L. 1972, as last amended . . . (74 O.S. Supp. 1978, Section 1701) . . . authorizing certain governmental entities to defer compensation with certain limitations . . . repealing Section 2, Chapter 138, O.S.L. 1975 and others . . . (74 O.S. Supp. 1978, Section 1702, 1703 and 1704) . . . emergency.
1st Reading 501
2nd Reading 522
CR..... 588
Considered, deferred 721
Considered, passed, referred 734
Engrossed — To House 746
SAs adopted, passed..... 752
4th Reading — To House 771
Approved by Governor May 3, 1979

HB 1308 — By Twidwell.
An Act relating to motor vehicles; repealing 47 O.S. 1971, Sections 22.1, as last amended and others . . . which provide for certain conflicting provisions of duplicate sections of the Motor Vehicle License and Registration Act . . . emergency.
1st Reading..... 271
2nd Reading..... 278

HB 1309 — By Conaghan, et al, of the House and Randle of the Senate.
An Act relating to officers; amending Section 5, Chapter 203, O.S.L. 1978 (51 O.S. Supp. 1978, Section 155); expanding exemptions from liability under the Political Subdivision Tort Claims Act . . . emergency.
1st Reading 473

2nd Reading 484
CR..... 630; 662
Considered, passed, referred 820
Engrossed — To House 826
SAs rejected, Conference requested; HCs named..... 849
Conference granted, SCs appointed..... 849
CCR read, consideration deferred 931
CCR adopted, passed — To House... 939
4th Reading — To House 953
Approved by Governor May 25, 1979

HB 1313 — By Shurden, et al.

An Act relating to damages; amending 23 O.S. 1971, Section 10, as amended . . . offenses committed by certain juveniles for which restitution may be made by the parents . . . amount of such restitution.
1st Reading 473
2nd Reading 484
CR..... 572
Considered, failed 615
ML; adopted, votes reconsidered 616; 644
Considered, passed, referred 760
Engrossed — To House 768
SAs rejected, Conference requested; HCs named..... 803
Conference granted, SCs appointed..... 808
CCR read, consideration deferred 931
CCR adopted, bill failed 942
ML..... 942
Reconsidered, CCR rejected, further Conference requested..... 943
Further Conference granted..... 953
2nd CCR read, consideration deferred..... 985
2nd CCR adopted, passed — To House..... 1006
4th Reading — To House 1021
Approved by Governor May 31, 1979

HB 1314 — By Monks.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 1004, as amended and others . . . Oklahoma State Committee of Plumbing Examiners . . . emergency.
1st Reading 327
2nd Reading 335
CR..... 642
Considered, passed, referred 733
Engrossed — To House 746
SAs rejected, Conference requested; HCs named..... 752
Conference granted, SCs appointed..... 756
House rescinded request for conference and dismissed conferees; request granted 848; 848

HB 1316 — By Cleveland of the House and Tinsley of the Senate.

An Act relating to roads and highways; amending 69 O.S. 1971, Section 1401; authorizing public utilities to use public roads and highways . . . repairs of any damages . . . penalties.
1st Reading 452
2nd Reading 472
CR..... 642
WD, rereferred 846

HB 1318 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the Water Resources Board and stating the purpose . . . emergency.
1st Reading 389
2nd Reading 392
CR..... 547
Considered, passed 561
Withheld under Rule 19(f) 561
Signed — To House 569
4th Reading — To House 576
Approved by Governor March 30, 1979

HB 1319 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Department of Corrections — Supplemental Appropriation — Emergency)
1st Reading 523
2nd Reading 540
CR..... 824
Considered, passed, referred 846

Engrossed — To House 855
SAs rejected, Conference requested; HCs named..... 870
Conference granted, SCs appointed..... 891
CCR read, adopted, passed — To House..... 1074
4th Reading — To House 1076
Approved by Governor June 5, 1979

HB 1320 — By Davis (Don), Deatherage and Wilson of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the Office of the Oklahoma Military Department and stating the purpose . . . emergency.
1st Reading 389
2nd Reading 392
CR..... 547
Considered, passed 561
Withheld under Rule 19(f) 562
Signed — To House 569
4th Reading — To House 576
Approved by Governor March 30, 1979

HB 1321 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the State Department of Agriculture and stating the purpose . . . emergency.
1st Reading 392
2nd Reading 410

HB 1322 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the Board of Trustees of University Hospital and stating the purpose . . . emergency.
1st Reading 327
2nd Reading 335
CR..... 472
Considered, passed 502
Withheld under Rule 19(f) 503
Signed — To House 520
4th Reading — To House 543
Approved by Governor March 27, 1979

HB 1323 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act redesignating purpose of an appropriation to the Department of Economic and Community Affairs . . . emergency.
1st Reading 392
2nd Reading 410
CR..... 547
Considered, passed 562
Withheld under Rule 19(f) 562
Signed — To House 569
4th Reading — To House 576
Approved by Governor March 30, 1979

HB 1324 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the State Emergency Fund and stating the purpose . . . emergency.
1st Reading 392
2nd Reading 410
CR..... 547
Considered, passed 562
Withheld under Rule 19(f) 563
Signed — To House 569
4th Reading — To House 576
Approved by Governor March 30, 1979

HB 1325 — By Davis (Don), Deatherage and Duckett of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the State Department of Health and stating the purpose . . . emergency.
1st Reading 392
2nd Reading 410
CR..... 630
Considered, passed 666
Withheld under Rule 19(f) 666
Signed — To House 667
4th Reading — To House 671
Approved by Governor April 23, 1979

HB 1326 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act making a supplemental appropriation to the State Board of Equalization and stating the purpose . . . emergency.
1st Reading 392
2nd Reading 410
CR..... 548
Considered, passed 563
Withheld under Rule 19(f) 563
Signed — To House 569
4th Reading — To House 576
Approved by Governor March 30, 1979

HB 1327 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.
An Act making a supplemental appropriation to the State Board of Public Affairs and stating the purpose . . . emergency.
1st Reading 392
2nd Reading 410
CR..... 560
Considered, passed, referred 583
Engrossed — To House 588
SAs adopted, passed..... 605
4th Reading — To House 608
Approved by Governor April 10, 1979

HB 1328 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate.
An Act making supplemental appropriations to the State Board of Education and stating the purposes . . . emergency.
1st Reading 327
2nd Reading 335
CR..... 642
Considered, passed, referred 678
Engrossed — To House 683
SAs rejected, Conference requested; HCs named..... 749
Conference granted, SCs appointed..... 756
CCR read, consideration deferred 850
CCR adopted, passed — To House... 874
4th Reading — To House 884
Approved by Governor May 17, 1979

HB 1329 — By Davis (Don), et al of the House and Crow of the Senate.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1307 . . . sales tax . . . provisions for a credit for bad debts . . . emergency.
1st Reading 294
2nd Reading 304

HB 1331 — By Twidwell, et al.
(Motor Vehicles — Amending Sections in Title 47 — Driver Education Fund — Emergency)
1st Reading 485
2nd Reading 500
CR..... 654; 766
Considered, passed, referred 811
Engrossed — To House 826
SAs rejected, Conference requested; HCs named..... 849; 862
Conference granted, SCs appointed..... 854; 862
Conferees unable to agree..... 1072

HB 1340 — By Robinson of the House and Miller of the Senate.
An Act relating to state officers and employees . . . restrictions on printing and binding by state governmental entities . . . codification.
1st Reading 305
2nd Reading 313
Change in committee assignment 331

HB 1341 — By Robinson, et al, of the House and York of the Senate.
(Insurance — Amending 36 O.S. 1971, Section 3611 — Effective Date).
1st Reading 540
2nd Reading 548
CR..... 654
Considered, passed, referred 787
Engrossed — To House 803
SAs rejected, Conference requested; HCs named..... 849
Conference granted, SCs appointed..... 854
CCR read, consideration deferred 879
CCR adopted, passed — To House... 888
4th Reading — To House 900
Approved by Governor May 17, 1979

HB 1343 — By Steward.

An Act relating to courts; amending 20 O.S. 1971, Sections 103.1, 104 and 105.1; specifying powers, duties, expenses and reimbursement procedures for certain judges and court reporters . . . emergency.

1st Reading 336
2nd Reading 345
CR..... 484
Considered, passed, referred 555
Engrossed — To House 564
SAs adopted, passed..... 667
4th Reading — To House 671
Approved by Governor April 20, 1979

HB 1345 — By Steward, et al.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 1271; providing procedures for assignment of counsel to indigent defendants . . . to public defenders . . . effective date.

1st Reading 540
2nd Reading 548
CR..... 654
Considered, passed, referred 761
Engrossed — To House 768
SAs rejected, Conference requested; HCs named..... 803
Conference granted, SCs appointed..... 808
CCR read, consideration deferred 977
CCR adopted, passed — To House... 994
4th Reading — To House 1002
Approved by Governor May 31, 1979

HB 1346 — By Steward and Murphy.

An Act relating to insurance; amending 36 O.S. 1971, Section 1204; defining unfair methods of competition and unfair and deceptive acts . . . expanding such definition.

1st Reading 540
2nd Reading 548

HB 1347 — By Baughman, et al, of the House and Howell and Stipe of the Senate.

(State Government — Data Processing — Amending Sections in Title 74 — Effective Date).

1st Reading 453
2nd Reading 472

HB 1349 — By Hooper, Glover and Wilson of the House and Taliaferro of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.14, as last amended . . . license registration fees of vehicles of political subdivisions; eliminating annual fee . . . permanent license plates . . . emergency.

1st Reading 285
2nd Reading 293
Change in committee assignment 596
CR..... 662
Considered, passed 820
Withheld under Rule 19(f)..... 820
Signed — To House 822
4th Reading — To House 824
Approved by Governor May 9, 1979

HB 1350 — By Cleveland, et al.

An Act relating to revenue and taxation; providing for exemption to confidentiality for Oklahoma Tax Commission records and files related to the Gross Production Tax Code . . . codification.

1st Reading 313
2nd Reading 326
CR..... 580
Considered, passed, referred 655
Engrossed — To House 663
SAs adopted, passed..... 686
4th Reading — To House 696
Approved by Governor April 25, 1979

HB 1351 — By Cleveland.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1010; providing for payment of the gross production tax . . . penalty provisions.

1st Reading 313
2nd Reading 326
CR..... 580
Considered, passed, referred 656
Engrossed — To House 663
SAs adopted, passed..... 679
4th Reading — To House 684
Approved by Governor April 24, 1979

HB 1352 — By Milacek, et al.

An Act relating to motor vehicles; amending Section 2, Chapter 81, O.S.L. 1978 (47 O.S. Supp. 1978, Section 14-103C); providing specifications for moving of houses or buildings permits . . . emergency.

1st Reading 473
2nd Reading 484
CR..... 654
Considered, passed 785
ML; adopted, passed, referred 787; 809
Engrossed — To House 826
SAs rejected, Conference requested; HCs named..... 849
Conference granted, SCs appointed..... 849
CCR read, conferees unable to agree 1026

HB 1353 — By Abbott, et al, of the House and Boatner of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 902, as last amended and others . . . Oklahoma Public Employees Retirement System . . . provisions for crediting prior and participating service . . . amounts of retirement benefits . . . repealing 74 O.S. 1971, Sections 927, 928, and Section 7, Chapter 207, O.S.L. 1976 (74 O.S. Supp. 1978, Section 931) . . . emergency.

1st Reading 361
2nd Reading 374
CR..... 630
Considered, passed referred 731
Engrossed — To House 746
SAs rejected, Conference requested; HCs named..... 752
Conference granted, SCs appointed..... 756
CCR read, consideration deferred 1064
CCR adopted, passed — To House... 1065
4th Reading — To House 1075
Approved by Governor June 7, 1979

HB 1354 — By Davis (Don) of the House and Clifton of the Senate.

An Act relating to officers; amending Sections 2, 4 and 12, Chapter 203, O.S.L. 1978 (51 O.S. Supp. 1978, Sections 152, 154 and 162) . . . limit of liability of political subdivisions . . . indemnification for violation of federal civil rights laws . . . emergency.

1st Reading 523
2nd Reading 540
CR..... 630; 654
Considered, passed, referred 792
Engrossed — To House 803
SAs adopted, passed..... 1039
4th Reading — To House 1051
Approved by Governor June 6, 1979

HB 1356 — By Conaghan, et al, of the House and Tinsley of the Senate.

An Act relating to public health; prohibiting restrictions on the use of and permitting the use of certain extracts from plants of the lily genus . . . emergency.

1st Reading 430
2nd Reading 452
CR..... 630
Considered, passed, referred 818
Engrossed — To House 826
SAs rejected, Conference requested; HCs named..... 847
Conference granted, SCs appointed..... 848
CCR read, consideration deferred 888
CCR adopted, passed — To House... 948
4th Reading — To House 972
Approved by Governor May 30, 1979

HB 1363 — By Lancaster.

An Act relating to the Consumer Credit Code; amending 14A O.S. 1971, Section 3-105; defining loan primarily secured by an interest in land . . . emergency.

1st Reading 523
2nd Reading 540
Change in committee assignment 586
CR..... 630
Considered, passed 737
ML; time extended..... 739; 777
Motion to extend time to reconsider withdrawn, referred..... 789

Engrossed — To House 803
SAs rejected, Conference requested; HCs named..... 828
Conference granted, SCs appointed..... 828
CCR read, consideration deferred 870
CCR adopted, passed — To House... 946
ML; tabled 947; 947
4th Reading — To House 972
Approved by Governor May 30, 1979

HB 1366 — By Briscoe, et al, of the House and Tinsley of the Senate.

An Act relating to game and fish; authorizing the Oklahoma Wildlife Conservation Commission to charge an application fee for certain hunts . . . emergency.
1st Reading 314
2nd Reading 326
CR..... 580
Considered, passed 632
Withheld under Rule 19(f) 632
Signed — To House 639
4th Reading — To House 643
Vetoed by Governor April 17, 1979

HB 1367 — By Barker and Glover of the House and Rozell of the Senate.

An Act relating to state government; amending Section 1, Chapter 61, O.S.L. 1977 (74 O.S. Supp. 1978, Section 85.32); providing for purchases by the state . . . provisions for certain preferences.
1st Reading 541
2nd Reading 548

HB 1368 — By Henry, et al.

An Act relating to statutes and reports; amending 75 O.S. 1971, Section 308, as last amended . . . filing of agency rules with certain officials of the State Legislature . . . emergency.
1st Reading 485
2nd Reading 500

HB 1369 — By Murphy and Monks of the House and Lane of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 304 and 319 . . . transporting or warehousing cigarettes outside this state . . . operation of vending machines . . . effective date.
1st Reading 411
2nd Reading 430

HB 1371 — By Steward, et al, of the House and Randle of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 1409; and expanding acts which may not be performed by a legislator.
1st Reading 541
2nd Reading 548

HB 1372 — By Winn, et al, of the House and Berrong of the Senate.

An Act relating to motor vehicles; repealing 47 O.S. 1971, Sections 851, 852, 853, 854, 855, 856, 857, 858, 859, 860 and 861.
1st Reading 453
2nd Reading 472
CR..... 618
Considered, passed, referred 772
Engrossed — To House 784
SAs rejected, Conference requested; HCs named..... 870
Conference granted, SCs appointed..... 891
Change in House conferees 1010
CCR rejected, further Conference requested 1010
Further Conference granted..... 1021
2nd CCR rejected, further Conference requested; House conferees changed..... 1036
Further Conference granted..... 1060
3rd CCR read, conferees unable to agree 1062

HB 1373 — By Davis (Guy) and Wilson of the House and Boatner of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Section 18-113, as last amended . . . specifying class sizes . . . emergency.
1st Reading 327
2nd Reading 335
CR..... 452
Considered, passed 542

Withheld under Rule 19(f) 543
Signed — To House 546
4th Reading — To House 551
Approved by Governor March 30, 1979

HB 1377 — By Deatherage and Draper of the House and Cate of the Senate.
An Act relating to state officers and employees; amending 74 O.S. 1971, Section 291, as amended and others . . . regulating travel of state officials and employees under certain provisions of State Travel Reimbursement Act . . . emergency.
1st Reading 501
2nd Reading 522
Change in committee assignment 630
CR..... 630
Considered, passed, referred 692
Engrossed — To House 696
SAs rejected, Conference requested; HCs named..... 709
Conference granted, SCs appointed..... 718
CCR read, consideration deferred 1014
CCR adopted, passed — To House... 1035
4th Reading — To House 1051
Approved by Governor June 1, 1979

HB 1378 — By Cotner of the House and Luton of the Senate.
An Act relating to insurance; amending 36 O.S. 1971, Section 2666; providing for optometric service and indemnity corporations operating non-profit optometric service plans . . . emergency.
1st Reading 345
2nd Reading 354
CR..... 572; 654
Considered, passed 742
Withheld under Rule 19(f) 742
Signed — To House 749
4th Reading — To House 752
Approved by Governor May 3, 1979

HB 1382 — By Riggs, et al, of the House and Clifton of the Senate.
An Act relating to the Corporation Commission . . . conduct management and operations audits . . . use of independent auditors . . . codification.
1st Reading 541
2nd Reading 548

HB 1383 — By Riggs.
An Act relating to the Corporation Commission; amending Section 4, Chapter 299, O.S.L. 1978, authorizing the creation of certain positions at the Commission . . . emergency.
1st Reading 354
2nd Reading 360
CR..... 642

HB 1384 — By Draper, et al, of the House and Randle, Terrill, Martin, Cullison, Dahl, Cain, Cummins, Johnson, Keating, Keller, Luton, McDaniel, Porter, Schuelein, Taliaferro, York, Birdsong, Capps, Cate, Clifton, Combs, Howell, Kilpatrick, Lamb, Lane, Pierce, Rozell, Stipe and Tinsley of the Senate.
(Schools — Amending 70 O.S. 1971, Sections 17-105, 17-106, 17-116.1 and 17-116.2 — Emergency)
1st Reading 485
2nd Reading 500
CR..... 618; 654
Considered, passed, referred 804
Engrossed — To House 826
SAs rejected, Conference requested; HCs named..... 848
Conference granted, SCs appointed..... 848
CCR read, adopted, passed — To House..... 1066
4th Reading — To House 1076
Approved by Governor June 7, 1979

HB 1385 — By Stephenson and Wilson of the House and Murphy of the Senate.
An Act relating to crimes and punishments . . . serving of sentences in the order in which they are received by a penal institution . . . sentences which are concurrent with sentences from a federal court . . . repealing 21 O.S. 1971, Section 61 . . . emergency.
1st Reading 376
2nd Reading 388

CR..... 654; 654
Considered, passed, referred 726
Engrossed — To House 731
SAs adopted, passed..... 746
4th Reading — To House 752
Approved by Governor May 3, 1979

HB 1386 — By Holt of the House and Lane of the Senate.
(Property — Amending sections in Title 60 — Effective Date)
1st Reading 541
2nd Reading 548

HB 1388 — By Kerr, et al, of the House and Crow of the Senate.
An Act relating to waters and water rights; ratifying the Red River Compact . . . emergency.
1st Reading 430
2nd Reading 452
CR..... 630
Considered, passed, referred 749
Engrossed — To House 752
SAs adopted, passed..... 790
4th Reading — To House 807
Approved by Governor May 3, 1979

HB 1390 — By Cotner.
An Act relating to state government; amending Section 1, Chapter 254, O.S.L. 1974 (74 O.S. Supp. 1978, Section 3501); providing for the Southern Growth Policies Agreement; making Puerto Rico and the Virgin Islands eligible parties . . . legislative seats on the Executive Committee.
1st Reading 345
2nd Reading 354
CR..... 360
Considered, passed 549
Withheld under Rule 19(f) 549
Signed — To House 558
4th Reading — To House 563
Approved by Governor March 30, 1979

HB 1391 — By Milacek, et al.
An Act relating to motor vehicles; amending Section 5, Chapter 283, O.S.L. 1974 (47 O.S. Supp. 1978, Section 2-123); authorizing the sale of surplus highway patrol vehicles to certain governmental entities . . . effective date.
1st Reading 473
2nd Reading 484
CR..... 548
Considered, passed 584
Withheld under Rule 19(f) 585
Signed — To House 586
4th Reading — To House 588
Approved by Governor April 9, 1979

HB 1395 — 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 . . . recognition of certain employee organizations . . . effective date.
1st Reading 345
2nd Reading 354
CR..... 452; 654
Considered, failed 795
ML; failed..... 799; 816

HB 1396 — By Briscoe of the House and Howard of the Senate.
An Act relating to state officers and employees .. . Oklahoma Central Purchasing Act shall not apply to certain acquisitions and purchases . . . emergency.
1st Reading 431
2nd Reading 452

HB 1397 — By Steward, et al, of the House and Clifton of the Senate.
(Courts — Amending Sections in Title 20 — Operative Date — Emergency)
1st Reading 501
2nd Reading 522
House requested return for corrections, granted, bill returned 544; 545
CR..... 654
Considered, passed, referred 808
Engrossed — To House 826
SAs rejected, Conference requested; HCs named..... 848
Conference granted, SCs appointed..... 848

CCR read, consideration deferred 1043
CCR adopted, passed — To House ... 1051
4th Reading — To House 1059
Approved by Governor June 5, 1979

HB 1398 — By Steward.

An Act relating to torts; amending Section 2, Chapter 44, O.S.L. 1976 (76 O.S. Supp. 1978, Section 18); specifying time within which certain actions can be brought against health care providers . . . damages allowable . . . emergency.

1st Reading 501
2nd Reading 522

HB 1402 — By Stephenson, et al, of the House and Kilpatrick of the Senate.

(Elections — Compensation — Amending Sections in Title 26 — Effective Date — Emergency)

1st Reading 453
2nd Reading 472
CR..... 572; 618
Considered, passed, referred 648
Engrossed — To House 655
SAs rejected, Conference requested; HCs named..... 671
Conference granted, SCs appointed..... 671
CCR read, consideration deferred 1025
CCR adopted, passed — To House ... 1030
4th Reading — To House 1040
Approved by Governor June 1, 1979

HB 1403 — By Elder of the House and Lamb of the Senate.

An Act relating to civil procedure; providing for recovery of costs for review of certain interlocutory orders on appeal or on certiorari . . . codification.

1st Reading 485
2nd Reading 500
CR..... 654
WD, rereferred 846

HB 1404 — By Elder of the House and Lamb of the Senate.

An Act relating to court procedure . . . setting aside judgment and grant of new trial . . . repealing 12 O.S. 1971, Sections 1704.1 through 1704.3, relating to judicial notice of foreign law.

1st Reading 485
2nd Reading 500
CR..... 654
WD, rereferred 846

HB 1405 — By Elder of the House and Luton of the Senate.

An Act relating to motor vehicles . . . five-year license plates . . . registration of certain motor vehicles . . . repealing Section 4 of State Question No. 524, of Initiative Petition No. 300 . . . emergency.

1st Reading 485
2nd Reading 500
CR..... 642; 662
Considered, passed 817
ML; tabled, referred 817
Engrossed — To House 826
SAs rejected, Conference requested; HCs named..... 847
Conference granted, SCs appointed..... 848
CCR rejected, further Conference requested 1036
Further Conference granted..... 1036
2nd CCR read, adopted, passed — To House 1084
4th Reading — To House 1085
Approved by Governor July 5, 1979

HB 1407 — By Monks, et al.

An Act relating to labor; amending 40 O.S. 1971, Section 197.2, as last amended . . . certain working conditions unlawful . . . raising the minimum wage . . . effective date.

1st Reading 541
2nd Reading 548
CR..... 654
WD, rereferred 817

HB 1408 — By Craighead, et al, of the House and Cullison of the Senate.

An Act relating to roads, bridges and ferries; amending Sections 2 and 5, Chapter 218, O.S.L. 1976 (69 O.S. Supp. 1978,

Sections 4002 and 4005); creating the Department of Transportation and the Transportation Commission . . . effective date.
1st Reading 541
2nd Reading 548
CR..... 642
Considered, passed 810
Engrossed — To House 826
SAs rejected, Conference requested; HCs named..... 849
Conference granted, SCs appointed..... 854
CCR read, consideration deferred 933
CCR adopted, passed — To House... 949
4th Reading — To House 972
Approved by Governor May 30, 1979

HB 1409 — By Fitzgibbon, et al.
An Act relating to state government; repealing Sections 1 through 6, Chapter 30, O.S.L. 1975 (74 O.S. Supp. 1978, Sections 1541 through 1546), which relate to the creation of the Special Commission on the Reorganization of State Government . . . emergency.
1st Reading 336
2nd Reading 345
CR..... 630
Considered, passed 812
Withheld under Rule 19(f)..... 812
Signed — To House 822
4th Reading — To House 824
Approved by Governor May 9, 1979

HB 1410 — By Draper, et al.
An Act relating to poor persons; repealing 56 O.S. 1971, Section 317, which relates to a committee . . . evaluates certain funding of the Oklahoma Public Welfare Commission . . . emergency.
1st Reading 336
2nd Reading 345
CR..... 410
Considered, passed 553
Withheld under Rule 19(f)..... 553
Signed — To House 558
4th Reading — To House 563
Approved by Governor March 30, 1979

HB 1412 — By Elder of the House and Lamb of the Senate.
An Act relating to civil procedure; amending 12 O.S. 1971, Section 300; modifying provisions for pleading the performance of conditions precedent in a contract . . . effective date.
1st Reading 486
2nd Reading 500
CR..... 599
Considered, passed 645
Withheld under Rule 19(f)..... 646
Signed — To House 652
4th Reading — To House 654
Approved by Governor April 17, 1979

HB 1413 — By Elder, et al.
An Act relating to cities and towns; amending Sections 14-111, 27-122 and 27-127, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Sections 14-111, 27-122 and 27-127) . . . penalties for violations of municipal ordinances; changing the rate of repayment . . . effective date.
1st Reading 486
2nd Reading 500
CR..... 572; 618
WD, rereferred 846

HB 1415 — By Elder of the House and Stipe of the Senate.
An Act relating to crimes and punishments . . . confidential investigators who determine motion picture or theater attendance to display certain credentials to the owner or manager . . . effective date.
1st Reading 486
2nd Reading 500

HB 1418 — By Davis (Frank), et al, of the House and Johnston of the Senate.
An Act relating to counties and county officers; authorizing counties to develop a vacation and sick leave plan . . . certain county employees . . . emergency.
1st Reading 501
2nd Reading 522
CR..... 642
Considered, passed 778

ML; referred 779; 822
Engrossed — To House 826
SAs rejected, Conference requested; HCs named 847
Conference granted, SCs appointed 848
CCR read, consideration deferred 940
CCR adopted, passed — To House ... 949
4th Reading — To House 972
Approved by Governor May 30, 1979

HB 1419 — By Conaghan and Davis (Guy) of the House and Nickles of the Senate.

An Act relating to counties and county officers; authorizing county clerks to utilize certain mechanical or electronic recording instruments . . . items to be preserved . . . emergency.

1st Reading 354
2nd Reading 360

HB 1420 — By Weichel.

An Act relating to the Uniform Consumer Credit Code; amending Section 1, Chapter 95, O.S.L. 1974 (14A O.S. Supp. 1978, Section 1-109) and others . . . changing the name of the Department of Consumer Affairs to the Department of Consumer Credit . . . emergency.

1st Reading 361
2nd Reading 374
CR 630
Considered, passed 657
ML; referred 658; 693
Engrossed — To House 696
SAs adopted, passed 709
4th Reading — To House 714
Approved by Governor April 25, 1979

HB 1421 — By Cleveland, et al, of the House and Terrill of the Senate.

An Act relating to the Corporation Commission; amending Section 1, Chapter 263, O.S.L. 1977 (17 O.S. Supp. 1978, Section 180.1); prohibiting certain expenses from being included as operating expenses by public utilities . . . allowing certain advertising to be included as operating expenses.

1st Reading 523
2nd Reading 540

HB 1425 — By Barker, et al, of the House and Luton of the Senate.

An Act relating to landlord and tenant; amending Section 15, Chapter 257, O.S.L. 1978 (41 O.S. Supp. 1978, Section. 115); authorizing security deposits . . . procedures for cessation of landlord interests . . . effective date.

1st Reading 389
2nd Reading 392

HB 1426 — By Smith of the House and Wolfe of the Senate.

An Act relating to property; amending 60 O.S. 1971, Section 175.45; providing that express trust is deemed absolute as to certain parties . . . effective date.

1st Reading 486
2nd Reading 500
CR 599
Considered, passed 821
Withheld under Rule 19(f) 822
Signed — To House 822
4th Reading — To House 824
Approved by Governor May 9, 1979

HB 1429 — By Trent, et al.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 332.8; modifying certain conditions of parole . . . effective date.

1st Reading 431
2nd Reading 452
CR 580
Considered, passed, referred 592
Engrossed — To House 600
SAs adopted, passed 633
4th Reading — To House 643
Approved by Governor April 17, 1979

HB 1435 — By Elder.

An Act relating to corporations; amending 18 O.S. 1971, Section 953, as amended . . . providing certain actions for divest-

ment of interests in land held by certain corporations . . . effective date.
1st Reading 523
2nd Reading..... 540
CR..... 642

HB 1436 — By Smith of the House and Clifton of the Senate.
(Courts — Amending Sections in Title 20 — Emergency)
1st Reading 376
2nd Reading 388
CR..... 560
Considered, passed 739
ML; time extended; referred 739; 777; 799
Engrossed — To House 803
SAs rejected, Conference requested; HCs named..... 849
Conference granted, SCs appointed..... 854
CCR rejected, further Conference requested 1010
Further Conference granted..... 1011
2nd CCR read, conferees unable to agree 1015

HB 1438 — By Rieger and Wilson of the House and Lamb of the Senate.
An Act relating to agriculture; amending 2 O.S. 1971, Section 131.3; providing for elections of boards of directors of fair associations . . . representation for municipalities.
1st Reading 473
2nd Reading 484
CR..... 654
Considered..... 730
Considered, passed, referred 732
Engrossed — To House 746
SAs rejected, Conference requested; HCs named..... 771
Conference granted, SCs appointed..... 771
Change in Senate conferees..... 788
CCR read, consideration deferred 941
CCR rejected, further Conference requested 944
Further Conference granted..... 944
Change in Senate conferees..... 956
2nd CCR read, conferees unable to agree 1032

HB 1439 — By Trent, et al.
An Act relating to schools; amending 70 O.S. 1971, Section 5-117, as amended . . . modifying powers and duties of boards of education of school districts . . . private sale.
1st Reading 376
2nd Reading 388
CR..... 522
Considered, failed 543
ML; adopted, passed, referred 544; 568
Engrossed — To House 573
SAs rejected, Conference requested; HCs named..... 592
Conference granted, SCs appointed..... 592
CCR read, consideration deferred 709
CCR adopted, passed — To House... 904
4th Reading — To House 907
Approved by Governor May 17, 1979

HB 1440 — By Smith of the House and Wolfe of the Senate.
An Act relating to property; amending 54 O.S. 1971, Section 208; providing for acquiring and conveying of partnership property . . . effective date.
1st Reading 389
2nd Reading 392

HB 1441 — By Bradley, et al, of the House and Lamb and Murphy of the Senate.
An Act relating to professions and occupations; creating the State Board of Electrology . . . repealing 59 O.S. 1971, Sections 801 through 812 . . . emergency.
1st Reading 501
2nd Reading 522
CR..... 630
Considered, passed 657
Withheld under Rule 19(f) 657
Signed — To House 660
4th Reading — To House 662
Approved by Governor April 20, 1979

HB 1442 — By Cleveland of the House and Randle of the Senate.
(Schools — Amending 70 O.S. Supp. 1978, Section 13-101 — Special Education Classes for Exceptional Children)
1st Reading 473
2nd Reading 484

HB 1443 — By Monks, et al.
(State Officers and Employees — Amending 74 O.S. Supp. 1978, Section 292.1 — Employees of the House — Emergency)
1st Reading 389
2nd Reading 392
CR..... 937
Considered, passed, referred 1031
Engrossed — To House 1053
SAs adopted, passed..... 1067
4th Reading — To House 1070
Approved by Governor June 5, 1979

HB 1448 — By Rogers, et al, of the House and Capps of the Senate.
An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2419; defining real property for ad valorem tax purposes . . . taxes where surface rights and mineral rights are severed . . . effective date.
1st Reading 453
2nd Reading 472

HB 1449 — By Elder of the House and Lamb of the Senate.
An Act relating to probate procedure; amending 58 O.S. 1971, Section 331; requiring notice to creditors; expanding allowable places of return . . . effective date.
1st Reading 486
2nd Reading 500
CR..... 599
Considered, passed 626
Withheld under Rule 19(f) 626
Signed — To House 628
4th Reading — To House 631
Approved by Governor April 16, 1979

HB 1450 — By Sanders.
An Act relating to game and fish; amending Section 7-503, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1978, Section 7-503); prohibiting the sale or offer to sell certain species . . . confiscation of certain animals birds, fish . . . effective date.
1st Reading 376
2nd Reading 388
CR..... 654
Considered, passed, referred 788
Engrossed — To House 803
SAs rejected, Conference requested; HCs named..... 828
Conference granted, SCs appointed..... 828
CCR read, consideration deferred 889
CCR adopted, passed — To House ... 899
4th Reading — To House 907
Approved by Governor May 21, 1979

HB 1454 — By Davis (Don) of the House and Crow of the Senate.
An Act relating to the Alcoholic Beverage Control Board; making a supplemental appropriation thereto . . . emergency.
1st Reading 541
2nd Reading 548

HB 1460 — By Mentzer, et al, of the House and Rozell and Johnson of the Senate.
(Waters and Water Rights — Amending 82 O.S. Supp. 1978, Section 1085.2 — Repealing Sections in Title 82 — Emergency)
1st Reading 431
2nd Reading 452
CR..... 630
Considered, rereferred..... 712
WD, to Calendar 752
Considered, passed, referred 789
Engrossed — To House 803
SAs rejected, Conference requested; HCs named..... 828
Conference granted, SCs appointed..... 828
CCR read, conferees unable to agree 1015

HB 1461 — By Stephenson of the House and Howell of the Senate.

An Act relating to intoxicating liquors; amending 37 O.S. 1971, Sections 540, 541 and others . . . making certain requirements of wholesalers; providing for tax credit to suppliers; requiring a bond for excise tax due . . . repealing 37 O.S. 1971, Sections 544 and 558 . . . effective date.

1st Reading 523
2nd Reading 540

HB 1462 — By Elder of the House and Lamb of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1509, as last amended . . . partition of property . . . extension of time of certain filings . . . effective date.

1st Reading 486
2nd Reading 500
CR..... 599
Considered, passed 627
Withheld under Rule 19(f)..... 627
Signed — To House 628
4th Reading — To House 631
Approved by Governor April 16, 1979

HB 1466 — By Weichel.

(Commercial Code — Amending Sections in Titles 12A and 28 — Effective Date)

1st Reading 376
2nd Reading 388

HB 1467 — By Cowan, et al, of the House and Vann of the Senate.

(Pollution — Amending Sections in Title 82 — Effective Date)

1st Reading 486
2nd Reading 500

HB 1470 — By Davis (Don) of the House and Crow of the Senate.

An Act relating to county officers; amending 19 O.S. 1971, Section 215.14, as last amended . . . providing for salaries and retirement authorization of district attorneys and certain staff members . . . emergency.

1st Reading 523
2nd Reading 540

HB 1471 — By Taylor, et al, of the House and Johnson of the Senate.

An Act relating to mines and mining; setting a production fee . . . emergency.

1st Reading 389
2nd Reading 392
CR..... 588
Considered, passed 613
ML; tabled 614; 651
Signed — To House 652
4th Reading — To House 654
Approved by Governor April 17, 1979

HB 1472 — By Glover, et al, of the House and Taliaferro of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 180.43, as amended and others . . . providing for traveling expenses on a reimbursement basis for county officers' and deputies' expenses . . . monthly travel allowance in lieu of such reimbursement . . . repealing 12 O.S. 1971, Section 37 and others . . . emergency.

1st Reading 524
2nd Reading 540
Change in committee assignment..... 596
CR..... 642
Considered, deferred 743
Considered, passed, referred 770
Engrossed — To House 784
SAs rejected, Conference requested; HCs named..... 803
Conference granted, SCs appointed..... 808
CCR read, consideration deferred 934
CCR adopted, passed — To House... 954
4th Reading — To House 972
Approved by Governor May 30, 1979

HB 1474 — By Stephenson of the House and Stipe of the Senate.

(Oklahoma Tax Commission — State Auditor and Inspector — Amending Sections in Titles 68 and 74 — Emergency)

1st Reading 453
2nd Reading 472

HB 1475 — By Smith of the House and Wolfe of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Sections 22 and 25 . . . providing for judgment docket; moving such docket to county clerk's office . . . emergency.

1st Reading 389
2nd Reading 392

HB 1476 — By Anderson.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-206.1; modifying provisions for fees for certain nonphysician services . . . transfer of certain funds.

1st Reading 453
2nd Reading 472
CR..... 630
Considered, passed 736
Withheld under Rule 19(f) 737
Signed — To House 739
4th Reading — To House 743
Approved by Governor May 1, 1979

HB 1479 — By Ford of the House and Watson of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.5, as last amended . . . providing for license fees on certain motor vehicles . . . minimum fees; repealing 47 O.S. 1971, Section 22.5, as last amended . . . effective date.

1st Reading 361
2nd Reading 374

HB 1482 — By Wiseman of the House and Stipe of the Senate.

(Revenue and Taxation — Amending 68 O.S. Supp. 1978, Section 501 — Modifying Motor Fuel Tax Code)

1st Reading 560
2nd Reading 572

HB 1484 — By Draper, Glover, Wilson and Steward of the House and Howard of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2355, as amended . . . Section 2358, as last amended . . . tax on income . . . options of taxpayers . . . taxable and adjusted gross income including federal tax paid deduction . . . emergency.

1st Reading 392
2nd Reading 410
CR..... 580
Considered, passed, referred 591
Engrossed — To House 600
SAs rejected, Conference requested; HCs named..... 609
Conference granted, SCs appointed..... 614
CCR read, adopted, passed — To House..... 951
ML, tabled 952
4th Reading — To House 968
Approved by Governor May 24, 1979

HB 1491 — By Sparkman, et al, of the House and Schuelein of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1004; apportioning the Gross Production Tax on minerals and oil and gas . . . operative date.

1st Reading 473
2nd Reading 484

HB 1492 — By Elder of the House and Lamb of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 98; providing for conditions under which the statute of limitation is tolled . . . effective date.

1st Reading 486
2nd Reading 500
CR..... 654
WD, rereferred 846

HB 1493 — By Twidwell, et al, of the House and Murphy of the Senate.

An Act relating to children; amending 10 O.S. 1971, Sections 1101, as last amended and others . . . adults . . . authorizing certification of certain juveniles as adults . . . effective date.

1st Reading 473
2nd Reading 484
Change in committee assignment 588
CR..... 654
Considered, passed, referred 743
Engrossed — To House 752
SAs rejected, Conference requested; HCs named..... 771
Conference granted, SCs appointed..... 771
CCR read, consideration deferred 1026
CCR adopted, passed — To House... 1032
4th Reading — To House 1040
Approved by Governor June 5, 1979

HB 1494 — By Elder, Thompson (Mick) and Holaday.

An Act relating to contracts; amending Sections 2 and 3, Chapter 227, O.S.L. 1972 (15 O.S. Supp. 1978, Sections 752 and 753); defining terms under Consumer Protection Act . . . regulating closing out sales; requiring license . . . repealing Sections 14 and 15, Chapter 227, O.S.L. 1972 (15 O.S. Supp. 1978, Sections 764 and 765) and 59 O.S. 1971, Sections 1051 through 1062 . . . effective date.

1st Reading 486
2nd Reading 500
CR..... 654
Considered, passed, referred 774
Engrossed — To House 784
SAs adopted, passed..... 803
4th Reading — To House 824
Approved by Governor May 8, 1979

HB 1496 — By Johnson (Don) of the House and Dahl of the Senate.

An Act relating to public health and safety; amending Section 7, Chapter 251, O.S.L. 1976, as amended . . . (63 O.S. Supp. 1978, Section 2757) . . . issuance of certain permits [controlled industrial waste disposal] . . . certain hearings.

1st Reading 473
2nd Reading 484
CR..... 588
Considered, passed, referred 713
Engrossed — To House 731
SAs adopted, passed..... 746
4th Reading — To House 752
Approved by Governor May 3, 1979

HB 1497 — By Johnson (Don) of the House and Dahl of the Senate.

(Workers' Compensation — Amending 85 O.S. Supp. 1978, Section 3 — Effective Date)

1st Reading 474
2nd Reading 484
CR..... 630

HB 1503 — By Hopkins, Riggs, Duckett and Camp.

An Act relating to crimes and punishments; authorizing the cutting, rerouting or diversion of telephone lines . . . telephone company assistance . . . emergency.

1st Reading 411
2nd Reading 430
CR..... 618
Considered, passed 658
Withheld under Rule 19(f)..... 658
Signed — To House 660
4th Reading — To House 662
Approved by Governor April 20, 1979

HB 1504 — By Henry.

(Attorney General — Amending Sections in Titles 44, 47, 62, 63, 73, 74 and 85 — Operative Date — Emergency)

1st Reading 487
2nd Reading 500
CR..... 642
Considered, passed, referred 768
Engrossed — To House 784
SAs rejected, Conference requested; HCs named..... 828
Conference granted, SCs appointed..... 828
CCR read, consideration deferred 986
CCR adopted, passed — To House... 1008
4th Reading — To House 1021
Approved by Governor May 31, 1979

HB 1505 — By Henry, et al, of the House and Clifton of the Senate.

(Probate Procedure — Surviving Spouse Probate Reform Act — Effective Date)

1st Reading 487
2nd Reading 500
CR..... 654
Considered, passed, referred 818
Engrossed — To House 826
SAs rejected, Conference requested; HCs named..... 847
Conference granted, SCs appointed..... 848
CCR read, consideration deferred 1014
CCR adopted, passed — To House... 1023
4th Reading — To House 1040
Approved by Governor June 5, 1979

HB 1506 — By Weichel, Winn and Hill.

An Act relating to agriculture; providing that state governmental entities shall be liable for damage for injury to persons or property caused by negligence in storage, spraying or other application of pesticides . . . emergency.

1st Reading 524
2nd Reading 540
CR..... 642; 642
Considered, passed, referred 755
Engrossed — To House 768
SAs rejected, Conference requested; HCs named..... 790
Conference granted, SCs appointed..... 790
CCR read, consideration deferred 880
CCR adopted, passed — To House... 890
4th Reading — To House 900
Approved by Governor May 17, 1979

HB 1509 — By Denman of the House and Lane of the Senate.

An Act relating to the Capitol-Medical Center Improvement and Zoning District; amending 73 O.S. 1971, Section 83.8; prohibiting certain acts by property users in the District . . . emergency.

1st Reading 487
2nd Reading 500

HB 1511 — By Duke.

An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 85.7 and 85.12, as last amended . . . establishing the State Motor Fuel Purchasing Act; excluding purchases of motor fuel from the Oklahoma Central Purchasing Act . . . noncollusion affidavit . . . emergency.

1st Reading 502
2nd Reading 522
CR..... 654
WD, rereferred 846

HB 1515 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the State Factory Manufactured Mobile Home Board; reappropriating certain funds; amending Section 3, Chapter 257, O.S.L. 1974 (63 O.S. Supp. 1978, Section 2453) . . . repealing Sections 2 and 3, Chapter 287, O.S.L. 1978 . . . emergency.

1st Reading 524
2nd Reading 540
CR..... 670
Considered, passed 685
Withheld under Rule 19(f) 686
Signed — To House 693
4th Reading — To House 696
Approved by Governor April 25, 1979

HOUSE JOINT RESOLUTIONS

HJR 1004 — By Sparkman, et al, of the House and Martin of the Senate.

A Joint Resolution relating to assistance payments; requesting increases in payments . . . emergency.

1st Reading 124
2nd Reading 128
CR..... 500
Considered, passed, referred 509
Engrossed — To House 516
SAs adopted, passed..... 520
4th Reading — To House 534
Approved by Governor March 23, 1979

HJR 1007 — By Peterson.

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 193
2nd Reading 198
CR..... 630
Considered, passed 812
Withheld under Rule 19(f)..... 813
Signed — To House 822
4th Reading — To House 824
Approved by Governor May 9, 1979

HJR 1008 — By Townsend of the House and Cate and Clifton of the Senate.

A Joint Resolution relating to the development of an urban wilderness area; directing the State Board of Public Affairs, the Department of Mental Health, the Oklahoma Tourism and Recreation Department and the City of Norman to contract for the lease of certain land . . . emergency.

1st Reading 165
2nd Reading 169
CR..... 190
Considered, passed 199
Withheld under Rule 19(f)..... 199
Signed — To House 202
4th Reading — To House 205
Approved by Governor February 8, 1979

HJR 1014 — By Atkins, et al, of the House and Terrill and Watson of the Senate.

A Joint Resolution relating to the sale of certain land by the Department of Mental Health; declaring a moratorium on such sales . . . emergency.

1st Reading 253
2nd Reading 260
CR..... 410

HJR 1016 — By Camp and Steward.

A Joint Resolution directing the Oklahoma State Regents for Higher Education to prescribe standards for course numbering among all State Education Institutions within the Oklahoma State System of Higher Education.

1st Reading 260
2nd Reading 270
CR..... 410
Considered, passed 572
Withheld under Rule 19(f)..... 573
Signed — To House 578
4th Reading — To House 581
Approved by Governor April 5, 1979

HJR 1017 — By Denman, et al, of the House and Martin of the Senate

A Joint Resolution directing the Department of Institutions, Social and Rehabilitative Services and the Oklahoma Public Welfare Commission to expand the vendor drug program . . . emergency.

1st Reading 487
2nd Reading 500
CR..... 630
Considered, passed 790
Withheld under Rule 19(f) 791
Signed — To House 799
4th Reading — To House 824
Approved by Governor May 9, 1979

HJR 1025 — By Draper and Hooper of the House and Howard and Taliaferro of the Senate.

A Joint Resolution . . . constitutional amendment, adding Article V, Section 27A, to the Constitution; providing for the Legislature to call itself into special session under certain conditions; reserving the Governor's existing right to call special sessions of the Legislature . . . filing.

1st Reading 541
2nd Reading 548
Change in committee assignment 630
CR..... 630
Considered, failed 747
ML; adopted, passed, referred 749; 794
Engrossed — To House 803
SAs adopted, passed..... 849
4th Reading — To House 855
To Secretary of State May 9, 1979

HJR 1026 — By Sanders and Hill of the House and Tinsley of the Senate.

A Joint Resolution relating to game and fish . . . intent to extend for an additional year . . . licenses and fees shall be in force and effect.

1st Reading 294
2nd Reading 304
CR..... 654
Considered, passed 763
ML..... 763
Signed — To House 822
4th Reading — To House 824
Approved by Governor May 9, 1979

HJR 1027 — By Kamas of the House and Rozell of the Senate.

(Higher Education — Revenue Bonds)

1st Reading 487
2nd Reading — To Calendar 500
CR..... 631
WD, rereferred 846

HJR 1028 — By Thompson (Mick), et al, of the House and Smith of the Senate.

A Joint Resolution . . . amendment to Section 26 of Article X of the Oklahoma Constitution; allowing political subdivisions of the state to become indebted . . . increasing the amount of allowable indebtedness of a school district . . . elections . . . next statewide election.

1st Reading 541
2nd Reading — To Calendar 548

HJR 1034 — By Draper and Monks of the House and Howard of the Senate.

A Joint Resolution providing for a comprehensive inquiry into the Department of Corrections, Dr. Ned Benton and related entities; creating a special committee to conduct said inquiry . . . emergency.

1st Reading 608
2nd Reading 618
CR..... 630
Considered, passed 644
Withheld under Rule 19(f) 644
Signed — To House 652
4th Reading — To House 654
Approved by Governor April 12, 1979

HJR 1036 — By Mentzer and Wilson of the House and Wolfe of the Senate.

A Joint Resolution providing for a comprehensive investigation of Methadone Maintenance Programs in Oklahoma; creating a special committee to conduct the investigation . . . report of findings and recommendations.

Motion to exempt from cutoff dates, failed 950
1st Reading 950
2nd Reading 972
CR 979
Exempt from cutoff dates 987
Considered 1015
Considered, passed, referred 1016
Engrossed — To House 1022
SAs adopted 1040
4th Reading — To House 1040
Approved by Governor June 5, 1979

HOUSE CONCURRENT RESOLUTIONS

HCR 1002 — By Craighead of the House and Howell of the Senate.

A Concurrent Resolution establishing . . . Blood Donor Day . . . establishing . . . Blood Donor Week . . . emergency.

Received 155
Considered, adopted, referred..... 155
Engrossed — To House 158

HCR 1005 — By Duckett and Feddersen of the House and Tinsley of the Senate.

A Concurrent Resolution designating July 1, 1979, as Free Enterprise Day in Oklahoma.

Received 161
Adopted — To House 169
Enrolled copy signed — To House ... 178

HCR 1007 — By Hooper.

A Concurrent Resolution requesting the Oklahoma Tax Commission to abolish the sales tax on the deposit required for returnable bottles . . . distribution.

Received 178
Adopted — To House 194
Enrolled copy signed — To House ... 199

HCR 1008 — By Duckett, et al, of the House and Tinsley of the Senate.

A Concurrent Resolution requesting the various state agencies to suspend their rules for the use of saltwater for de-icing purposes . . . distribution.

Received 161
Considered 165
Referred to Committee 170
CR..... 190
Adopted, referred 204
Engrossed — To House 212
SAs rejected, Conference requested 227
Conference granted 238
CCR read, consideration deferred 288
CCR adopted, resolution adopted — To House 295
Enrolled resolution signed — To House 305

HCR 1009 — By Duckett, et al, of the House and Watson of the Senate.

A Concurrent Resolution memorializing Congress to use all its power and persuasion to guarantee the sovereignty and security of the Republic of China on Taiwan . . . distribution.

Received 204
Adopted — To House 260
Enrolled copy signed — To House ... 271

HCR 1010 — By Draper of the House and Howard of the Senate.

A Concurrent Resolution adopting the Joint Rules for the Thirty-seventh Legislature.

Received 238
Adopted — To House 261
Enrolled copy signed — To House ... 271

HCR 1011 — By Townsend, et al, of the House and Stipe of the Senate.

A Concurrent Resolution praising United States Senator S. I. Hayakawa of California; memorializing the Oklahoma Congressional Delegation to assist Senator

Hayakawa to repeal 23 U.S.C. Section 154, requiring a maximum highway speed limit of fifty-five m.p.h. . . . distribution.
Received 238
Adopted — To House 261
Enrolled copy signed — To House ... 271

HCR 1015 — By Twidwell and Thompson (Mick) of the House and Johnston of the Senate.

A Concurrent Resolution requiring the Department of Corrections to make certain reports to the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control . . . possession or distribution of certain drugs . . . distribution.
Received 347
Adopted — To House 365
Enrolled copy signed — To House ... 378

HCR 1016 — By Hobson and Monks of the House and Cate of the Senate.

A Concurrent Resolution requesting patience in the collection of utility bills caused by severe winter weather . . . distribution.
Received 294
Adopted — To House 315
Enrolled copy signed — To House ... 328

HCR 1017 — By Stephenson, et al.

A Concurrent Resolution memorializing Congress to . . . require sellers of red meat . . . to indicate . . . whether their produce is of domestic or foreign origin . . . distribution.
Received 354
Adopted — To House 362
Enrolled copy signed — To House ... 378

HCR 1018 — By Shurden, et al.

A Concurrent Resolution . . . memorializing the Oklahoma Congressional Delegation to halt and abolish any required metric system conversion . . . distribution.
Received 337
Adopted — To House 362
Enrolled copy signed — To House ... 378

HCR 1019 — By Townsend of the House and Clifton of the Senate.

A Concurrent Resolution authorizing the Oklahoma Public Welfare Commission to select suitable names for instituitons under its jurisdiction . . . distribution.
Received 376
Adopted — To House 414
Enrolled copy signed — To House ... 435

HCR 1020 — By Elder, et al, of the House and Martin of the Senate.

A Concurrent Resolution memorializing Congress to take such action as is necessary to insure public transportation by train in Oklahoma . . . distribution.
Received 376
Adopted — To House 415
Enrolled copy signed — To House ... 435

HCR 1021 — By McCorkell and Wilson.

A Concurrent Resolution declaring motor license registration fees that double as of March 1 shall be based on the cost of a twelve-month registration period . . . distribution.
Received 362
Referred to Committee 394

HCR 1022 — By Monlux and Arnold of the House and Cummins of the Senate.

A Concurrent Resolution designating March 31, 1979, as State Licensed Practical Nurses Day.
Received 474
Adopted — To House 489
Enrolled copy signed — To House ... 503

HCR 1023 — By Ford of the House and Watson of the Senate.

A Concurrent Resolution directing the Oklahoma State Regents for Higher Education . . . policy relating to provisional admission and enrollment of certain high school students in colleges and universities . . . distribution.
Received 572
Adopted — To House 581
Enrolled copy signed — To House ... 588

HCR 1024 — By Poulos of the House and Luton of the Senate.
A Concurrent Resolution terminating certain entities created by executive order . . . distribution.
Received 631
Considered, adopted, referred..... 654
Engrossed — To House 663
SAs adopted — resolution adopted ... 673
Enrolled copy signed — To House ... 684

HCR 1026 — By Reimer, et al, of the House and Capps of the Senate.
A Concurrent Resolution relating to the naming of the bridge over the South Canadian River . . . as "The Mark 'Buzz' Bradshaw-Packsaddle Bridge" . . . distribution.
Received 732
Adopted — To House 732
Enrolled copy signed — To House ... 737

HCR 1027 — By Baughman of the House and Landis of the Senate.
A Concurrent Resolution urging certain coordinated actions with regard to Lake Waurika . . . distribution.
Received 878
Adopted — To House 884
ML; time extended..... 884; 916
Motion tabled — To House..... 925
Enrolled copy signed — To House ... 938

HCR 1028 — By Sheppard and Harbin of the House and Johnston of the Senate.
A Concurrent Resolution designating and naming a certain highway in Seminole County as the Seminole Nation Highway . . . distribution.
Received 866
Adopted — To House 875
Enrolled copy signed — To House ... 884

HCR 1030 — By Davis (Don), et al, of the House and Terrill and Taliaferro of the Senate.
A Concurrent Resolution commemorating the service and sacrifices of those Oklahoma men and women retired from the armed forces; designating June 1 through 8, 1979, as Military Retiree's Appreciation Week . . . distribution.
Received 926
Adopted — To House 926
Enrolled copy signed — To House ... 938

HCR 1031 — By Draper of the House and Howard of the Senate.
A Concurrent Resolution relating to the Workers' Compensation Act . . . (85 O.S. Supp. 1978, Sections 1 et seq) . . . legislative intent; and excluding real estate licensees who function as independent contractors from such act.
Received 949
Adopted — To House 950
Enrolled copy signed — To House ... 972

HCR 1032 — By Monlux of the House and Cummins of the Senate.
A Concurrent Resolution directing the State Board of Public Affairs to study the feasibility of the installation of certain equipment . . . distribution.
Received 950
Adopted — To House 950
Enrolled copy signed — To House ... 972

HCR 1033 — By Monlux of the House and Cummins of the Senate.
A Concurrent Resolution requesting a feasibility study of special telephone rates for deaf and hearing-impaired persons . . . distribution.
Received 950
Adopted — To House 950
Enrolled copy signed — To House ... 972

HCR 1034 — By Shurden, et al.
A Concurrent Resolution memorializing the President and Congress of the United States to end forced busing during the fuel crisis . . . distribution.
Received 999
Referred to Committee 1000

HCR 1037 — By Dunn of the House and Lane of the Senate.

A Concurrent Resolution fixing the day of the Sine Die Adjournment of the First Session of the Thirty-Seventh Oklahoma Legislature.

Received 1085
Adopted — To House 1085
Enrolled copy signed — To House ... 1085

PERSONAL INDEX
OF
MEMBERS OF THE SENATE

B

BERRONG, SENATOR ED, District 27, Democrat
Author: SB 127; **HBs** 1001, 1331, 1372
Coauthor: SBs 121, 182, 212, 227; **SJRs** 1, 10; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1070, 1136, 1140, 1152, 1232, 1255, 1493; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council 1073
Standing Committees:
Constitutional Revision and Regulatory Services, Chairman 188
Insurance 189
Retirement and Administration 189
Revenue and Taxation 190
Conferee:
Joint Conference Committee on Retirement Laws 645
SB 188 774
SB 297 693
HB 1372 891
Declaration of not voting:
SB 49 ..... 219; 420
Mileage allowance 20
Years of service: Senate, 1959-1979

BIRDSONG, SENATOR JIMMY, District 45, Democrat
Author: SBs 11, 24, 43, 155, 156, 252, 338
Coauthor: SBs 149, 158, 179, 184, 243, 313; **SJR** 38; **SCRs** 1, 3, 8, 13, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1041, 1070, 1251, 1278, 1341, 1384, 1391, 1397, 1402, 1503; **HJR** 1004; **HCRs** 1007, 1008, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council 1073
Special Committees:
Insurance Companies 202

Standing Committees:
Banks and Banking 188
Business, Industry and Labor Relations 188
County, State and Federal Government 188
Insurance, Chairman 189
Rules 21
Conferee:
SB 76 995
SB 188 1016
SB 243 671
HB 1180 849
Mileage allowance 20
Years of service: Senate, 1965-1979

BOATNER, SENATOR ROY A., District 6, Democrat
Author: SBs 13, 14, 15, 16, 29, 157, 159, 211, 247, 253, 254, 325, 342; **SRs** 52, 57; **HBs** 1209, 1276, 1278, 1353, 1373, 1429, 1439
Coauthor: SBs 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 142, 323; **SCRs** 1, 3, 8, 11, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 16, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1264, 1318, 1319, 1320, 1321, 1322, 1323, 1324, 1325, 1326, 1327, 1328, 1331, 1515; **HJR** 1004; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
To notify the House the Senate is organized 21; 87
Standing Committees:
Agriculture 187
Appropriations and Budget, Vice Chairman 187
Banks and Banking; Chairman 188
Retirement and Administration 189
Rules 21
Conferee:
GCCA, Vice Chairman 766
GCCA Subcommittee on Social Services, Public and Mental Health, Chairman ... 884
Joint Conference Committee on Retirement Laws 645
SB 87 679
SB 99 679
SB 110 717
SB 188 774
SB 217 645
SB 299 692
SB 329 774
SJR 9 609
HB 1180 849
HB 1328 756
HB 1439 592
Declaration of vote:
SB 72 219
HJR 1008 219
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1975-1979 House, 1971-1974

C

CAIN, SENATOR BERNEST, District 46, Democrat
Author: SB 301; **SR** 32; **HBs** 1078, 1083
Coauthor: SBs 135, 200, 234, 300; **SJR** 27; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1070, 1262, 1341, 1384, 1505; **HJRs** 1004, 1017; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council, Alternate 1073
Standing Committees:
Education, Common 188
Judiciary 189
Municipal Government 189
Revenue and Taxation 190
Conferee:
SB 7 753
SB 234 753
HB 1177 849
HB 1372 891
Election and certification of 3, 135, 143
Escorted to the bar of the Senate and to his seat 145
Oath of Office, January 16, 1979 145
Salary to be paid to, effective November 22, 1978 411-413
Years of service: Senate, 1979

CAPPS, SENATOR GILMER N., District 26, Democrat
Author: SBs 140, 141, 229, 345; **SR** 28; **HBs** 1108, 1180, 1435, 1448, 1506; **HCR** 1026
Coauthor: SBs 25, 182, 212, 215; **SCRs** 1, 3, 8, 11, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1140, 1255, 1384, 1388; **HCRs** 1007, 1017, 1020
Standing Committees:
Agriculture, Vice Chairman 187
Education, Common 188
Elections and Privileges, Chairman 188
Environmental and Natural Resources 189
Conferee:
SB 25 ..... 575 HB 1180 849
SB 139 ..... 671 HB 1460 828
SB 215 ..... 924 HB 1506 790
Declaration of vote:
HB 1136 703
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1971-1979

CATE, SENATOR LEE, District 16, Democrat
Elected Assistant Majority Whip 19
Author: SBs 40, 48, 202, 209, 246, 328, 344; **SJRs** 2, 33; **SCR** 24; **SRs** 6, 9, 15, 61; **HBs** 1206, 1264, 1377, 1504; **HJR** 1008; **HCR** 1016
Coauthor: SBs 70, 94, 95, 107, 114, 250; **SJRs** 8, 27; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1363, 1384; **HCRs** 1007, 1017, 1020, 1026, 1031
Special Committees:
Langston University 208
To escort Senator Cain to the Senate floor 145
Standing Committees:
Appropriations and Budget 187
County, State and Federal Government 188
Criminal Jurisprudence 188
Education, Higher, Vice Chairman 188
Rules 21
Conferee:
GCCA 766
GCCA Subcommittee on Public Safety and Highways 884
SB 40 ..... 842 HB 1002 790
SB 62 ..... 826 HB 1006 828
SB 188 ..... 699 HB 1309 849
SB 209 ..... 697 HB 1377 718
SB 226 ..... 842 HB 1504 828
SJR 27 842
Declaration of vote:
SB 93 1061
SB 95 1061
SB 107 1061
SB 118 1061
HB 1397 1061
Birthday noted 136
Mileage allowance 20
Oath of Office 2
Years of service: Senate, October 1973-1979 House, 1967-October 1973

CLIFTON, SENATOR JOHN L., District 17, Democrat
Author: SBs 18, 268; **SJRs** 8, 26; **HBs** 1116, 1169, 1185, 1230, 1253, 1293, 1345, 1354, 1382, 1397, 1436, 1505; **HCR** 1019
Coauthor: SBs 44, 208, 243, 280, 300, 309, 332; **SJRs** 10, 38; **SCRs** 1, 3, 8, 13, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1004, 1050, 1255, 1313, 1384, 1504; **HJR** 1008; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council 1073
Special Committees:
Insurance Companies 202

Standing Committees:
Criminal Jurisprudence 188
Judiciary, Chairman 189
Municipal Government 189
Revenue and Taxation 190
Conferee:
SB 62 826
SB 243 671
SJR 10 790
HB 1038 849
HB 1082 790
HB 1298 849
HB 1345 808
HB 1436 854
HB 1504 828
HB 1505 848
Declaration of vote:
SB 91 1073
SB 96 1073
SB 98 1073
SB 117 1073
SB 138 1073
SB 153 1073
SB 180 1073
SB 215 1073
HB 1134 1073
HB 1142 1073
HB 1144 1073
HB 1162 1073
HB 1164 1073
HB 1165 1073
HB 1472 1073
Mileage allowance 20
Years of service: Senate, 1977-1979

COMBS, SENATOR MIKE, District 40, Democrat
Author: SBs 289, 302
Coauthor: SBs 143, 179, 263; **SCRs** 1, 3, 8, 14, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1070, 1140, 1341, 1384; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council, Alternate 1073
Standing Committees:
Business, Industry and Labor Relations 188
Public and Mental Health 189
Revenue and Taxation 190
Social Welfare, Vice Chairman 190
Conferee:
GCCA, Alternate 766
GCCA Subcommittee on Public Safety and Highways, Alternate 884
HB 1113 849
HB 1227 673
Declaration of vote:
SB 110 1061
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1979

CROW, SENATOR HERSCHAL H., JR., District 25, Democrat
Author: SBs 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102

103, 104, 105, 106, 107 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 210, 283; **SJR** 35; **SCR** 7; **SRs** 34, 53; **HBs** 1030, 1032, 1033, 1034, 1035, 1036, 1037, 1121, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1177, 1307, 1318, 1319, 1320, 1321, 1322, 1323, 1324, 1325, 1326, 1327, 1328, 1329, 1388, 1443, 1454, 1470, 1515

Coauthor: SBs 143, 285; **SJR** 9; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 35, 36, 37, 38, 40, 41, 42, 44, 51, 54, 55, 56, 59; **HBs** 1250, 1264, 1441, 1497; **HCRs** 1007, 1017, 1020, 1026

Special Committees:

To arrange for permanent seating and mileage allowances 19

Standing Committees:

Appropriations and Budget, Chairman 187
Engrossed and Enrolled Bills 189
Public and Mental Health 189
Retirement and Administration 189
Revenue and Taxation 190
Rules 21

Conferee:

GCCA, Chairman 766
GCCA Subcommittee on Education, Alternate 884
Joint Conference Committee on Retirement Laws 645
Joint Conference Committee on Revenue 561
SB 87 679
SB 99 679
SB 110 717
SB 174 826
SB 209 697
SJR 9 609
HB 1177 849
HB 1328 756
HB 1377 718
HB 1504 828

Mileage allowance 20

Years of service: Senate, 1969-1979

CRUTCHER, SENATOR BILL J., District 2, Democrat

Author: SBs 225, 233; **SR** 37; **HB** 1113

Coauthor: SBs 243, 299; **SJR** 38; **SCRs** 1, 3, 8, 13, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HB** 1140; **HCRs** 1007, 1017, 1020, 1026

Interim Committees:

Executive Committee, Legislative Council 1073

Special Committees:

Insurance Companies 202
To escort Carl Albert to President's desk 247
To notify the House the Senate is organized 21

Standing Committees:

Appropriations and Budget 187
Banks and Banking 188
County, State and Federal Government, Vice Chairman 188
Public and Mental Health 189

Conferee:
SB 17 614
SB 188, Alternate 788
SB 217 645
SB 243 739
SB 298 753
SB 299 693
HB 1113 849
HB 1372 891
HB 1418 848
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1979 House, 1977-1978

CULLISON, SENATOR ROBERT V., District 34, Democrat
Author: SBs 298, 348; **HBs** 1207, 1280, 1408, 1409, 1410, 1503
Coauthor: SCRs 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1070, 1363, 1384; **SCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council 1073
Special Committees:
Methadone Maintenance Program 1062
To notify the House the Senate is organized 21
Standing Committees:
Banks and Banking, Vice Chairman 188
Revenue and Taxation 190
Roads and Highways 190
Wildlife 190
Conferee:
SB 298 753
HB 1113 849
HB 1313 808
HB 1408 854
HB 1438 788
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1979 House, 1975-1978

CUMMINS, SENATOR DON, District 54, Democrat
Author: SBs 281, 294; **SR** 33; **HCRs** 1022, 1032, 1033
Coauthor: SCRs 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 49, 51, 53, 54, 55, 56, 59; **HBs** 1268, 1284, 1331, 1384, 1402; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council 1073
Special Committees:
Langston University 208
Standing Committees:
Education, Common 188
Oil, Gas and Energy 189
Revenue and Taxation 190
Roads and Highways, Vice Chairman 190

Conferee:
SB 176 ..... 774 HB 1284 808
SB 298 ..... 753 HB 1438 956
HB 1100 ..... 788 HB 1506 790
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1979

D

DAHL, SENATOR JOHN L., District 10, Democrat
Author: SBs 1, 2, 139, 175, 213, 341, 346; **SJR** 11; **SCRs** 1, 3, 22, 27, 32; **SRs** 3, 8, 10, 14, 44, 56; **HBs** 1088, 1101, 1187, 1208, 1286, 1390, 1496, 1497; **HCR** 1017
Coauthor: SBs 12, 128, 178, 182, 215, 310; **SCRs** 8, 15, 19, 20, 22, 25, 28, 37; **SRs** 1, 7, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 59; **HBs** 1013, 1070, 1178, 1179, 1255, 1384; **HJR** 1004; **HCRs** 1007, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council 1073
Special Committees:
To escort President Pro Tempore Howard to the President's desk 17
Standing Committees:
Agriculture, Chairman 187
Oil, Gas and Energy, Vice Chairman 189
Public Safety and Penal Affairs 189
Wildlife 190
Conferee:
GCCA 766
GCCA Subcommittee on Regulatory and Natural Resources 884
Joint Conference Committee on Revenue 561
SB 138 ..... 774 HB 1178 671
SB 139 ..... 671 HB 1284 808
SB 215 ..... 924 HB 1438 771
SB 248 ..... 845 HB 1450 828
SCR 31 ..... 942 HB 1506 790
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1971-1979

F

FIELD, SENATOR LEON B., District 49, Democrat
Coauthor: SBs 121, 182, 212; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1136, 1140, 1152, 1255; **HCRs** 1007, 1017, 1020, 1026
Standing Committees:
Agriculture 187

Education, Common 188
Oil, Gas and Energy 189
Rules 21
Wildlife, Vice Chairman 190
Mileage allowance 20
SR 54, etched on a copper wall hanging, presented 1004
Years of service: Senate, 1951-1979 House, 1947-1950

G

GILES, SENATOR RAY A., District 23, Democrat
Author: SB 31; **SRs** 27, 31
Coauthor: SBs 23, 128, 148, 182; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 28, 29, 30, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59, 62; **HB** 1255; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council 1073
Standing Committees:
Agriculture 187
Oil, Gas and Energy, Chairman 189
Revenue and Taxation 190
Social Welfare 190
Conferee:
SB 139 671
SB 214 845
Mileage allowance 20
Years of service: Senate, 1977-1979

GREEN, SENATOR WARREN E., District 35, Republican
Author: SBs 62, 181, 188; **SCRs** 23, 34; **HBs** 1040, 1251
Coauthor: SBs 127, 297; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 49, 51, 53, 54, 55, 56, 59; **HBs** 1293, 1384; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council 1073
Special Committees:
To arrange for permanent seating and mileage allowances 19
Standing Committees:
Banks and Banking 188
Insurance, Vice Chairman 189
Judiciary 189
Revenue and Taxation 190
Rules 21
Conferee:
SB 62 826
SB 188 699
HB 1341 854
Mileage allowance 20
Years of service: Senate, 1977-1979 House, 1965-1976

H

HOWARD, SENATOR GENE C., District 36, Democrat
Elected President Pro Tempore 17
Author: SBs 39, 49, 206, 322, 323; **SJRs** 9, 18; **SCRs** 19, 20, 36; **SRs** 30, 41, 42, 54, 62; **HBs** 1048, 1168, 1396, 1484; **HJRs** 1025, 1034; **HCRs** 1010, 1031
Coauthor: SBs 178, 201; **SJR** 36; **SCRs** 1, 3, 8, 15, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 31, 34, 35, 36, 37, 38, 40, 44, 51, 53, 55, 56, 59; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Vice Chairman, Legislative Council (74 O.S. §451) 1091
Special Committees:
To escort The Honorable Yngve Holmberg, Consulate General of Sweden 253
To escort Mr. John Kirkpatrick and the Soviet Woman Delegation 706
Conferee:
SB 174 826
Mileage allowance 20
Oath of Office 2
Plaque presented from OK-ERA, to honor Susan B. Anthony 1079
Years of service: Senate, 1965-1979 House, 1959-1962

HOWELL, SENATOR JAMES F., District 42, Democrat
Author: SBs 5, 6, 193, 197, 228, 242, 259, 260, 267, 291, 304, 305; **SJRs** 1, 25; **HRs** 1016, 1220, 1347, 1461; **HCR** 1002
Coauthor: SBs 12, 227, 234, 297, 300, 310; **SCRs** 1, 3, 8, 14, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1014, 1209, 1297, 1298, 1309, 1373, 1384, 1397; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council 1073
Special Committees:
To escort Senator Cain to the Senate floor 145
Standing Committees:
Banks and Banking 188
Education, Common 188
Municipal Government, Chairman 189
Revenue and Taxation 190
Conferee:
SB 193 789
SB 280 686
SB 297 679
HB 1298 849
HB 1309 849
Declaration of vote:
SB 120 1074
HB 1140 1074
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1971-1979

J

JOHNSON, SENATOR JOE, District 4, Democrat
Author: SBs 249, 299; **SCR** 8; **HBs** 1087, 1450, 1471
Coauthor: SBs 143, 150, 237, 263, 276, 313; **SCRs** 1, 3, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1002, 1070, 1113, 1140, 1152, 1268, 1384, 1429, 1460; **HJR** 1004; **HCRs** 1007, 1017, 1020, 1026
Standing Committees:
Appropriations and Budget 187
Public and Mental Health 189
Public Safety and Penal Affairs 189
Wildlife, Chairman 190
Conferee:
GCCA 766
GCCA Subcommittee on Social Services, Public and Mental Health 884
SB 288 ..... 717 HB 1178 671
SB 299 ..... 693 HB 1314 756
HB 1070 ..... 769 HB 1450 828
Mileage allowance 20
Oath of Office 2
Years of service: Senate, August 1976-1979 House, 1973-August 1976

JOHNSTON, SENATOR JEFF, District 50, Democrat
Author: SBs 17, 44, 45, 221; **SJR** 36; **HB** 1418; **HCRs** 1015, 1028
Coauthor: SBs 128, 176, 200, 285; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HB** 1178; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council, Alternate 1073
Special Committees:
Correctional System 662
Methadone Maintenance Programs 1062
To escort Carl Albert to President's desk 247
Standing Committees:
Criminal Jurisprudence 188
Education, Higher 188
Judiciary, Vice Chairman 189
Public Safety and Penal Affairs 189
Conferee:
SB 17 ..... 614 HB 1418 848
HB 1274 ..... 675 HB 1439 592
HB 1314 ..... 756 HB 1493 771
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1979 House, 1975-1978

K

KEATING, SENATOR FRANK, District 38, Republican
Elected Minority Whip 20
Author: SBs 41, 192, 195, 198, 200, 287, 312, 320, 347; **SRs** 18, 39, 43, 49; **HBs** 1099, 1191, 1218, 1262
Coauthor: SBs 43, 143, 165, 176, 183, 263; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1229, 1255, 1384, 1503; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
To attend funeral services for the Honorable Dewey F. Bartlett 357
Standing Committees:
Criminal Jurisprudence, Vice Chairman 188
Judiciary 189
Municipal Government 189
Public and Mental Health 189
Conferee:
SB 335 845
Mileage allowance 20
Oath of Office 64
Years of service: Senate, 1975-1979 House, 1973-1974

KELLER, SENATOR E. W., District 52, Republican
Author: SBs 28, 30, 75, 126, 219, 220, 222, 230, 239, 282; **SJR** 3; **SCR** 17; **HB** 1050
Coauthor: SB 309; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1087, 1384, 1493; **HCRs** 1007, 1017, 1020, 1026
Standing Committees:
Banks and Banking 188
Insurance 189
Judiciary 189
Municipal Government, Vice Chairman 189
Conferee:
SB 76 980
SB 188 803
SB 196 980
HB 1201 771
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1973-1979

KILPATRICK, SENATOR DON, District 43, Democrat
Author: SBs 36, 59, 154; **HBs** 1006, 1013, 1014, 1070, 1233, 1402; **HJR** 1007
Coauthor: SB 179; **SCRs** 1, 3, 4, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1140, 1218, 1384; **HJR** 1008; **HCRs** 1007, 1017, 1020, 1026

Special Committees:
Correctional System 662
To notify the Governor the Senate is organized 21
To notify the House the Senate is organized 87
Standing Committees:
Appropriations and Budget 187
Business, Industry and Labor Relations, Chairman 188
Education, Common 188
Revenue and Taxation 190
Conferee:
GCCA 766
GCCA Subcommittee on General Government and Judiciary 884
SB 180 753
HB 1006 828
HB 1070 769
Mileage allowance 20
Years of service: Senate, 1977-1979 House, 1971-1976

L

LAMB, SENATOR NORMAN A., District 19, Republican
Elected Minority Floor Leader 20
Author: SBs 223, 315, 316, 317, 318; **SR** 35; **HBs** 1082, 1343, 1352, 1403, 1404, 1412, 1413, 1438, 1441, 1449, 1462, 1476, 1492
Coauthor: SBs 12, 13, 43, 58, 111, 182, 183, 186, 208, 263; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1048, 1140, 1178, 1184, 1232, 1309, 1363, 1384, 1503; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
To attend funeral services for the Honorable Dewey F. Bartlett 357
To escort Governor Nigh to Joint Session 89
Standing Committees:
Banks and Banking 188
Education, Common 188
Judiciary 189
Revenue and Taxation 190
Rules 21
Conferee:
GCCA, Alternate 766
GCCA Subcommittee on Regulatory and Natural Resources, Alternate 884
SB 280 ..... 686 HB 1436 854
HB 1070 ..... 769 HB 1438 771
HB 1082 ..... 790 HB 1505 848
HB 1352 849
Mileage allowance 20
Years of service: Senate, 1971-1979

LANDIS, SENATOR KENNETH K., District 24, Democrat
Author: SBs 19, 20, 21, 26, 69, 177, 264; **SCR** 28; **HBs** 1002, 1003, 1179; **HCR** 1027

Coauthor: SBs 55, 58, 146, 149, 186, 297; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59, 62; **HBs** 1141, 1384; **HJR** 1004; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, State Legislative Council, Alternate 1073
Special Committees:
Correctional System 662
Standing Committees:
Agriculture 187
Oil, Gas and Energy 189
Public Safety and Penal Affairs, Vice Chairman 189
Roads and Highways 190
Conferee:
HB 1002 790
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1979

LANE, SENATOR JIM E., District 5, Democrat
Elected Majority Floor Leader 18
Author: SBs 145, 147, 152, 160, 203, 250, 274, 275, 276, 308; **SCR** 18; **SRs** 13, 19; **HBs** 1027, 1201, 1227, 1305, 1369, 1386, 1509; **HCR** 1037
Coauthor: SBs 300, 329; **SJR** 27; **SCRs** 1, 3, 8, 11, 15, 16, 19, 20, 22, 25, 27, 28, 32, 36, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 15, 16, 17, 18, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1233, 1234, 1363, 1384; **HCRs** 1007, 1008, 1017, 1020, 1026
Standing Committees:
Business, Industry and Labor Relations 188
Education, Higher 188
Elections and Privileges 188
Rules 21
Social Welfare 190
Conferee:
GCCA, Alternate 766
GCCA Subcommittee on Regulatory and Natural Resources, Vice Chairman 884
SB 40 842
SB 329 774
SCR 31 942
HB 1201 771
HB 1227 673
HB 1363 828
Declaration of vote:
SB 72 219
SB 93 1061
SB 95 1061
SB 107 1061
SB 118 1061
HB 1397 1061
HJR 1008 219
Mileage allowance 20
Years of service: Senate, 1969-1979 House, 1967-1968

LUTON, SENATOR JOHN D., District 9, Democrat
Elected Assistant Majority Floor Leader 19

Author: SBs 185, 186, 207, 238, 241, 243, 248; **SJR** 21; **SCRs** 6, 9, 10, 13; **SRs** 5, 7, 12, 46, 47, 48; **HBs** 1302, 1378, 1405, 1425; **HCR** 1024
Coauthor: SBs 11, 149, 218; **SJR** 38; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 8, 10, 14, 16, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1209, 1268, 1327, 1341, 1384, 1493; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
Insurance Companies, Chairman 202
To escort Governor Nigh to Joint Session 89
Standing Committees:
County, State and Federal Government 188
Education, Common 188
Insurance 189
Judiciary 189
Rules 21
Conferee:
GCCA, Alternate 766
GCCA Subcommittee on General Government and Judiciary, Chairman 884
SB 7 753
SB 25 726
SB 76 980
SB 188 803
SB 196 980
SB 243 671
SB 248 845
SJR 9 609
HB 1082 790
HB 1100 788
HB 1201 771
HB 1268 671
HB 1341 854
HB 1345 808
HB 1352 849
HB 1377 718
HB 1405 848
Introduced Nigerian Legislative Administrators 472
Mileage allowance 20
Years of service: Senate, 1965-1979

Mc

McCUNE, SENATOR JOHN R., District 47, Republican
Author: SBs 77, 78, 79, 80, 129, 144, 194, 284, 292; **SJRs** 6, 10; **SCR** 33; **SR** 55
Coauthor: SCRs 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 56, 59; **HCRs** 1007, 1017, 1018, 1020, 1026
Special Committees:
Correctional System 662
Standing Committees:
Appropriations and Budget 187
Constitutional Revision and Regulatory Services 188
Engrossed and Enrolled Bills, Chairman 189
Public Safety and Penal Affairs 189
Retirement and Administration 189
Conferee:
Joint Conference Committee on Retirement Laws 645

SJR 10 790
Mileage allowance 20
Years of service: Senate, 1969-1979

McDANIEL, SENATOR JAMES W., District 13, Democrat
Author: SBs 3, 4, 22, 23, 25, 319, 340; **SJR** 4; **SCRs** 11, 29
Coauthor: SBs 128, 141, 148, 150; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1384, 1388; **HJR** 1004; **HCRs** 1007, 1017, 1020, 1026
Standing Committees:
Agriculture 187
Environmental and Natural Resources, Vice Chairman 189
Oil, Gas and Energy 189
Revenue and Taxation, Vice Chairman 190
Conferee:
SB 25 575
HB 1460 828
Declaration of vote:
SB 58 527
SB 214 527
SB 233 527
SB 263 527
Mileage allowance 20
Years of service: Senate, 1977-1979

M

MARTIN, SENATOR ERNEST D., District 14, Democrat
Author: SBs 38, 142, 143, 199, 245, 290, 303, 311, 324, 330; **SCRs** 21, 31; **SR** 11; **HB** 1228; **HJRs** 1004, 1017; **HCR** 1020
Coauthor: SBs 3, 129, 186, 263; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HB** 1384; **HCRs** 1007, 1017, 1026
Special Committees:
Methadone Maintenance Programs, Vice Chairman 1062
To escort President Pro Tempore Howard to President's desk 17
Standing Committees:
Agriculture 187
Education, Common 188
Environmental and Natural Resources 189
Public and Mental Health, Chairman 189
Rules 21
Conferee:
GCCA 766
GCCA Subcommittee on Social Services, Public and Mental Health 884
SCR 31 942
HB 1356 848
HCR 1008 238

Declaration of vote:
SB 329 866
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1965-1979

MILLER, SENATOR ROBERT L. BOB, District 8, Democrat
Author: SRs 1, 38; **HB** 1340
Coauthor: SBs 12, 128; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 3, 4, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1268, 1341, 1384; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council 1073
Standing Committees:
Agriculture 187
Business, Industry and Labor Relations, Vice Chairman 188
Education, Higher 188
Roads and Highways 190
Conferee:
HB 1177 849
HB 1268 671
HB 1438 771
HCR 1008 238
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1979

MURPHY, SENATOR ROBERT M., District 21, Democrat
Author: SBs 7, 8, 9, 10, 27, 61, 215, 234, 235, 240, 335; **SR** 24; **HBs** 1385, 1493
Coauthor: SBs 17, 149, 182, 217, 273, 317; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1053, 1136, 1140, 1206, 1331, 1377, 1384, 1441; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council 1073
Special Committees:
To escort Governor Nigh to Joint Session 89
Standing Committees:
Appropriations and Budget 187
Criminal Jurisprudence, Chairman 188
Education, Common 188
Education, Higher 188
Conferee:
SB 7 753
SB 17 614
SB 215 924
SB 234 753
SB 335 845
HB 1493 771
Declaration of vote:
SB 110 1061
Mileage allowance 20
Years of service: Senate, 1963-1979

N

NICKLES, SENATOR DON, District 20, Republican
Author: SBs 46, 47, 182, 208, 262, 263; **SRs** 29, 50; **HB** 1419; **HCR** 1034
Coauthor: SBs 128, 148, 249; **SJR** 10; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59, 62; **HBs** 1053, 1070, 1278; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
To attend funeral services for the Honorable Dewey F. Bartlett 357
Standing Committees:
Business, Industry and Labor Relations 239
Elections and Privileges 188
Environmental and Natural Resources 189
Retirement and Administration, Vice Chairman 189
Conferee:
Joint Conference Committee on Retirement Laws 645
SJR 10 790
Declaration of vote:
HB 1397 1061
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1979

P

PIERCE, SENATOR JERRY T., District 29, Republican
Elected Minority Caucus Chairman 20
Author: SBs 37, 66, 67, 68; **HBs** 1017, 1053
Coauthor: SB 42; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HB** 1384; **HCRs** 1007, 1017, 1020, 1026
Standing Committees:
Appropriations and Budget 187
Constitutional Revision and Regulatory Services 188
Elections and Privileges, Vice Chairman 188
Oil, Gas and Energy 189
Declaration of vote:
SB 93 1057
HB 1397 1057
Mileage allowance 20
Years of service: Senate, 1973-1979 House, 1971-1972

PORTER, SENATOR E. MELVIN, District 48, Democrat
Author: SB 187; **SJR** 16
Coauthor: SCRs 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HB** 1384; **HCRs** 1007, 1017, 1020, 1026

Interim Committees:
Executive Committee, Legislative Council, Alternate 1073
Special Committees:
Langston University 208
To arrange for permanent seating and mileage allowances 19
Standing Committees:
Banks and Banking 188
Insurance 189
Public Safety and Penal Affairs 189
Social Welfare, Chairman 190
Mileage allowance 20
Oath of Office 2
Years of service: Senate, 1965-1979

R

RANDLE, SENATOR RODGER A., District 33, Democrat
Author: SBs 70, 71, 72, 73, 74, 134, 135, 136, 137, 153, 257, 277, 285, 288, 300, 333, 334; **SJRs** 29, 30; **SRs** 21, 23, 60; **HBs** 1200, 1297, 1298, 1309, 1371, 1384, 1442
Coauthor: SBs 12, 105, 106, 108, 109, 183; **SJR** 36; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 49, 51, 53, 54, 55, 56, 59; **HBs** 1175, 1227, 1319, 1397; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
Correctional System, Vice Chairman 662
To notify the Governor the Senate is organized 21
Standing Committees:
Appropriations and Budget 187
Banks and Banking 188
Education, Common, Chairman 188
Education, Higher 188
Conferee:
GCCA 766
GCCA Subcommittee on Education, Vice Chairman 884
SB 87 679
SB 99 679
SB 180 753
SB 234 753
SB 280 1004
SB 288 717
SB 310 871
HB 1298 849
HB 1309 849
HB 1328 756
HB 1408 854
Mileage allowance 20
Years of service: Senate, 1973-1979 House, 1971-1972

ROZELL, SENATOR HERBERT, District 3, Democrat
Author: SBs 251, 314; **HBs** 1041, 1232, 1268, 1363, 1367, 1460; **HJR** 1027; **HCR** 1018
Coauthor: SBs 43, 104, 111, 116, 120, 241, 276; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1070, 1209, 1331, 1384; **HJR** 1004; **HCRs** 1007, 1017, 1020, 1026

Special Committees:
Langston University, Chairman 208
To escort Carl Albert to President's desk 247
To notify the Governor the Senate is organized 21
Standing Committees:
Appropriations and Budget 187
County, State and Federal Government 188
Education, Common, Vice Chairman 188
Education, Higher, Chairman 188
Rules 21
Conferee:
GCCA 766
GCCA Subcommittee on Education 884
Joint Conference Committee on Revenue 643
SB 25 ..... 575 HB 1363 828
HB 1268 ..... 671 HB 1439 592
HB 1313 ..... 808 HB 1460 828
Mileage allowance 20
Years of service: Senate, 1977-1979

S

SCHUELEIN, SENATOR WILLIAM M., District 1, Democrat
Author: SBs 12, 83, 170, 349; **HB** 1491
Coauthor: SBs 43, 276, 287; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1070, 1209, 1255, 1384; **HJRs** 1004, 1017; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
Langston University 208
Standing Committees:
Business, Industry and Labor Relations 188
Education, Higher 188
Municipal Government 189
Public Safety and Penal Affairs, Chairman 189
Conferee:
GCCA 766
GCCA Subcommittee on Public Safety and Highways 884
Joint Conference Committee on Revenue 561
SB 288 717
HB 1493 772
Mileage allowance 20
Years of service: Senate, 1973-1979

SMITH, SENATOR FINIS W., District 37, Democrat
Author: SBs 60, 130, 131, 132, 133, 149, 150, 151, 183, 226, 227, 236, 244, 295, 296; **SJRs** 7, 14, 15, 23, 38; **SCRs** 2, 12, 35; **HBs** 1019, 1020, 1031, 1350, 1351; **HJR** 1028

Coauthor: SBs 121, 176, 217, 218, 243, 254; **SJR** 27; **SCRs** 1, 3, 8, 13, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HCRs** 1007, 1017, 1020, 1022, 1026
Interim Committees:
Insurance Companies 202
Standing Committees:
Banks and Banking 188
Insurance 189
Municipal Government 189
Revenue and Taxation, Chairman 190
Conferee:
Joint Conference Committee on Revenue; resigned 561; 643
SB 226 842
SB 243 739
SB 248 845
SJR 27 842
HB 1405 848
Mileage allowance 20
Years of service: Senate, 1965-1979

STIPE, SENATOR GENE, District 7, Democrat
Author: SBs 76, 138, 174, 178, 189, 190, 191, 196, 212, 224, 329; **SJRs** 19, 27, 32, 37; **SCRs** 15, 26, 37; **SRs** 2, 4, 16, 25, 45, 51, 59; **HBs** 1126, 1247, 1252, 1255, 1303, 1395, 1407, 1415, 1474, 1482, 1494; **HCR** 1011
Coauthor: SBs 56, 93, 313; **SJR** 1; **SCRs** 1, 3, 8, 18, 19, 20, 22, 25, 27, 28, 32; **SRs** 1, 3, 7, 8, 10, 14, 15, 17, 18, 19, 22, 23, 24, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 53, 54, 55, 56, 59, 62; **HBs** 1209, 1347, 1384, 1413, 1429; **HJR** 1004; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
To escort Governor Nigh to the Joint Session 89
Standing Committees:
Appropriations and Budget 187
Business, Industry and Labor Relations 188
Criminal Jurisprudence 188
Roads and Highways, Chairman 190
Rules 21
Conferee:
GCCA 766
GCCA Subcommittee on Public Safety and Highways, Chairman 884
Joint Conference Committee on Revenue, Chairman 561
SB 25 726
SB 76 980
SB 138 774
SB 174 826
SB 188 803
SB 196 980
SB 214 845
SB 329 774
SJR 27 842
HB 1002 790
HB 1006 828
HB 1345 808
HB 1363 828
HB 1460 828
Mileage allowance 21
Years of service: Senate, 1957-1979 House, 1949-1954

T

TALIAFERRO, SENATOR PAUL, District 31, Democrat
Author: SBs 55, 56, 57, 58, 214, 255, 256, 331; **SJRs** 12, 22; **HBs** 1349, 1472; **HCR** 1007
Coauthor: SBs 61, 176, 180, 215, 263, 287; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1070, 1179, 1384; **HJRs** 1004, 1025; **HCRs** 1017, 1020, 1026, 1030
Interim Committees:
Executive Committee, Legislative Council 1073
Standing Committees:
Agriculture 187
Constitutional Revision and Regulatory Services, Vice Chairman 188
Engrossed and Enrolled Bills, Vice Chairman 189
Social Welfare 190
Wildlife 190
Conferee:
SB 193 789
SB 214 845
HB 1242 891
HB 1472 808
Mileage allowance 21
Years of service: Senate, 1977-1979

TERRILL, SENATOR AL, District 32, Democrat
Author: SBs 32, 33, 34, 35, 42, 218, 231, 261, 269, 270, 271, 272, 273, 279, 280, 306, 307, 310, 321, 327, 336, 337, 339, 343; **SJRs** 20, 28, 31, 34; **SCR** 14; **HBs** 1100, 1123, 1240, 1241, 1242, 1313, 1314, 1383, 1421; **HJR** 1014; **HCR** 1030
Coauthor: SBs 182, 183; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59, 62; **HBs** 1070, 1384; **HJR** 1004; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
To escort Governor Nigh to Joint Session 89
Standing Committees:
Appropriations and Budget 187
Banks and Banking 188
Constitutional Revision and Regulatory Services 188
Education, Common 188
Rules, Chairman 21
Conferee:
GCCA 766
GCCA Subcommittee on Education 884
Joint Conference Committee on Revenue 561
SB 40 ..... 842 HB 1100 787
SB 280 ..... 686 HB 1242 891
SB 310 ..... 871 HB 1313 808
SB 335 ..... 845 HB 1314 756

Declaration of vote:
HB 1397 1058
Mileage allowance 21
Oath of Office 2
Years of service: Senate, 1965-1979

TINSLEY, SENATOR GIDEON, District 22, Democrat
Author: SBs 50, 51, 52, 53, 54, 146, 148, 204, 205; **SJR** 5; **SCRs** 5, 16; **SRs** 22, 36; **HBs** 1089, 1284, 1316, 1356, 1366, 1391, 1511; **HJR** 1026; **HCRs** 1005, 1008
Coauthor: SBs 58, 149, 179; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1209, 1384; **HJR** 1004; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
To escort President Pro Tempore Howard to the President's desk 17
Standing Committees:
County, State and Federal Government, Chairman 188
Elections and Privileges 188
Roads and Highways 190
Rules, Vice Chairman 21
Wildlife 190
Conferee:
GCCA 766
GCCA Subcommittee on Regulatory and Natural Resources 884
Joint Conference Committee on Revenue 561
SB 25 774
SB 176 774
HB 1284 808
HB 1356 848
HB 1418 848
HB 1450 828
HB 1460 828
HB 1472 808
HCR 1008 238
Mileage allowance 21
Oath of Office 2
Years of service: Senate, 1975-1979

V

VANN, SENATOR CHARLES W., District 15, Democrat
Author: SBs 82, 201, 313; **SJR** 13; **SRs** 26, 58; **HB** 1467
Coauthor: SCRs 1, 3, 8, 15, 19, 20, 21, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 16, 17, 18, 19, 22, 23, 24, 25, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HB** 1384; **HJR** 1008; **HCRs** 1007, 1017, 1020, 1026
Interim Committees:
Executive Committee, Legislative Council 1073
Special Committees:
Methadone Maintenance Programs 1062
To notify the House the Senate is organized 87
Standing Committees:
Agriculture 187
County, State and Federal Government 188

Environmental and Natural Resources, Chairman 189
Roads and Highways 190
Conferee:
GCCA 766
GCCA Subcommittee on General Government and Judiciary 884
SB 138 774
SB 188 699
SB 209 697
Declaration of vote:
SB 93 1058
SB 95 1058
SB 107 1058
Mileage allowance 21
Years of service: Senate, 1977-1979 House, 1967-1970

W

WATSON, SENATOR PHIL, District 41, Republican
Elected Assistant Minority Floor Leader 20
Author: SBs 81, 158, 184; **SJR** 24; **SCR** 25; **HB** 1479; **HJR** 1016; **HCRs** 1009, 1023
Coauthor: SBs 249, 271, 310; **SCRs** 1, 3, 8, 15, 19, 20, 22, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1019, 1020, 1322, 1331, 1341, 1384; **HJR** 1014; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
Langston University 208
Standing Committees:
Appropriations and Budget 187
Education, Common 188
Education, Higher 188
Public Safety and Penal Affairs 189
Conferee:
GCCA 766
GCCA Subcommittee on Social Services, Public and Mental Health, Alternate 884
SB 193 789
SB 310 871
Declaration of not voting:
SB 221 475
Mileage allowance 21
Years of service: Senate, 1973-1979

WOLFE, SENATOR STEPHEN C., District 39, Republican
Author: SBs 161, 162, 163, 164, 165, 166, 167, 168, 169, 171, 172, 173, 176, 216, 217, 297, 326, 332; **SCR** 30; **SR** 17; **HBs** 1004, 1176, 1306, 1426, 1440, 1475; **HJR** 1036
Coauthor: SCRs 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HB** 1341; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
Methadone Maintenance Programs 1062

Standing Committees:
Banks and Banking 188
Criminal Jurisprudence 188
Judiciary 189
Public and Mental Health, Vice Chairman 189
Conferee:
SB 76 995
SB 176 774
SB 188 1016
SB 217 645
SB 297 679
HB 1038 849
HB 1274 675
HB 1436 854
HB 1505 848
Mileage allowance 21
Years of service: Senate, 1973-1979 House 1967-1972

Y

YORK, SENATOR MARVIN, District 44, Democrat
Elected Majority Whip 19
Author: SBs 63, 64, 65, 179, 180, 232, 258, 286, 293, 309; **SCR** 4; **HBs** 1038, 1175, 1184, 1204, 1250, 1272, 1274, 1300, 1341, 1420
Coauthor: SBs 227, 252; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 40, 41, 42, 44, 51, 53, 54, 55, 56, 59; **HBs** 1070, 1242, 1363, 1384, 1397, 1435; **HCRs** 1007, 1017, 1020, 1026
Special Committees:
Langston University 208
To escort Senator Cain to the Senate Floor 145
Standing Committees:
Banks and Banking 188
Business, Industry and Labor Relations 188
County, State and Federal Government 188
Revenue and Taxation 190
Rules 21
Conferee:
GCCA, Alternate 766
GCCA Subcommittee on General Government and Judiciary, Alternate 884
SB 110 717
SB 180 753
HB 1038 849
HB 1227 673
HB 1242 891
HB 1274 675
HB 1341 854
HB 1352 849
HB 1405 848
HB 1408 854
HB 1472 808
Mileage allowance 21
Oath of Office 2
Years of service: Senate, 1975-1979 House, 1969-1974

YOUNG, SENATOR JOHN W., District 12, Democrat
Author: SBs 128, 237, 265, 266, 278; **SJR** 17; **SRs** 20, 40; **HBs** 1178, 1229, 1234

Coauthor: SBs 150, 208; **SCRs** 1, 3, 8, 15, 19, 20, 22, 25, 27, 28, 32, 37; **SRs** 1, 3, 4, 7, 8, 10, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 41, 42, 44, 51, 53, 54, 55, 56, 59
Interim Committees:
Executive Committee, Legislative Council 1073
Standing Committees:
Education, Common 188
Insurance 189
Judiciary 189
Retirement and Administration, Chairman 189
Conferee:
Joint Conference Committee on Retirement Laws, Chairman 645
SB 226 842
HB 1178 671
Mileage allowance 21
Oath of Office 2
Years of service: Senate, 1965-1979

GENERAL INDEX

A

"ABILITY COUNTS" CONTEST WINNERS INTRODUCED 545
Thigpen, Rosemary, Putnam City High School, Oklahoma City, 1st Place
Fennell, Charles R., Fort Towson High School, Fort Towson, 2nd Place
Pierce, Karen, Wapanucka High School, Wapanucka, 3rd Place
Newport, Kathryn, Eisenhower High School, Lawton, 4th Place
Waggoner, Markita, Dover High School, Dover, 5th Place
Maloy, Kim, Webbers Falls High School, Webbers Falls, 6th Place
McNally, Deborah, Eisenhower High School, Lawton, 7th Place
Gray, Cindy, Memorial High School, Edmond, 8th Place
Taylor, Mike, Charles Page High School, Sand Springs, 9th Place
Upchurch, Alan, Ardmore High School, Ardmore, 10th Place
ADJOURNMENT, sine die (under HCR 1037) 1086
ADELMAN, Mrs. Judy, introduced 971
AKINWUMI, Mrs. Wuraola Adesola, Ogun State, Nigeria, introduced 472
ALBERT, Carl, former Congressman and Speaker of the United States House of Representatives, addressed the Senate 247
ALDRICH, Mrs. John, introduced 741
ALDRICH, Reverend John, El Reno, Chaplain 705
ALLEN, James W., confirmation of 209
ALLEN, Walt, former Senator, introduced 471
ANDERSON, Sid, confirmation of 1017
ANDREWS, Dr. Ed, introduced 946
ATKINSON, H. B., confirmation of 779
ATKINSON, W. P. Bill, presented Citation and addressed the Senate 979
ATTORNEY GENERAL JAN ERIC CARTWRIGHT
Communications from re
Nonresident alien ownership of land in Oklahoma (SR 11) 766
Salaries of Senators involved in Senate District 46 contest 411
AVERY, Dr. Kevin, introduced 946
AZZAM, Dr. Ahmed, Cultural Counselor and Director of Egyptian Education Bureau, Egyptian Embassy, Washington, D.C., introduced 946

B

BAGGETT, Bryce, former Senator, introduced 711
BAKER, Robert C., confirmation of 942
BANOWSKY, Dr. William Slater, President of Oklahoma University, addressed the Senate 143
BARTLETT, The Honorable Dewey F., former State Senator, former Governor of Oklahoma and former United States Senator, funeral services announced, official delegation appointed 357
BARRETT, Reverend Dulaney, Del City, Chaplain 617
BEATTY, Reverend E.C., Ardmore, Chaplain 823
BENTLEY, Reverend William H., Midwest City, Chaplain 915
BERNARD, Mrs. Spencer, introduced to Joint Session 89
BERRONG, Stuart, honorary page 186
BILLS AND JOINT RESOLUTIONS, see also CUTOFF DATES
Deadline dates, Joint Rule 17 234
Joint Resolutions filed with Secretary of State xv
Legislative action on ..... xiv; xv
Prefiled, presented, listed 39; 52
Recall of
From Governor
SB 62 by SCR 34
SB 319 by SCR 29
SJR 10 by SCR 33
From Senate
HB 1372 ..... 474; 475
HB 1397 ..... 544; 545
Summary of legislative action 1105
Vetoed (see also VETO) ..... xiv; xv
BOECHER, Roy C., confirmation of 181
BOREN, David L., see GOVERNOR DAVID L. BOREN
BRADSHAW, Mrs. Mark (Buzz), introduced 732
BRAUN, Paul, confirmation of 1048
BRYANT, Earl, confirmation of 943
BRYANT, Gary, confirmation of 1048
BURCH, Clarence, confirmation of 1049

C

CAIN-HELM ELECTION CONTEST
Communication from State Election Board re 3
Report of Rules Committee re 143
Salary and emoluments to be paid, Opinion from Attorney General, motion re 411-413
CAPPS, Mrs. Gilmer N., introduced 391
CAREY, Thomas, confirmation of 497
CARRIS, Paul N., confirmation of 385

CARTER, Jack, confirmation of 209
CARTWRIGHT, Roy G., confirmation of 727
CATE, Miss Christie, introduced, presented birthday cake to father 136
CHANDLER, Wayne, confirmation of 280
CHAPLAINS
Aldrich, Reverend John, El Reno 705
Barrett, Reverend Dulaney, Del City 617
Beatty, Reverend E. C., Ardmore 823
Bentley, Reverend William H., Midwest City 915
Dickens, Reverend Joe A., Tulsa 661
Douglass, Reverend Richard, Oklahoma City 241
Draper, Reverend Charles W., Yukon 203
Escalante, Reverend Bernard, Broken Bow 115
Estep, Reverend Wendell, Oklahoma City 2
Flusche, Reverend Ernest A., Ponca City 323
Fraley, Reverend Douglas, Muskogee 471
Garner, Reverend Sam, Atoka 539
Graham, Reverend Gary, Texhoma 391
Griffin, Dr. J. David, Tulsa 351
Hardin, Reverend Mart, Chickasha 71
Isenbart, Reverend Monsignor A. A., Oklahoma City 334
Michalicka, Reverend John J., Oklahoma City 344
Pace, Reverend Sam, Lawton 167
Rivers, Reverend Archie, Sapulpa 275
Salatka, Most Reverend Charles A., Oklahoma City 309
Scagnelli, Reverend Louis, Oklahoma City 979
Smith, Dr. Irving, Enid 751
Stowe, Dr. Joel, Snyder 579
Thompson, Reverend Les, Oklahoma City 873
Tinnin, Reverend Finley W., Oklahoma City 143
CHRISTIAN, Mrs. Earl, confirmation of 568
CLARK, Jack, confirmation of 890
COATS, Michael, honorary Sergeant at Arms 275
COLEMAN, Lori, Little Miss Peanut, Fletcher, introduced 730
COLLIER, Ronald L., confirmation of 999
COLLINS, E. L. "Red", confirmation of 545
COMBS, Audrey, honorary page 483
COMBS, Michael, honorary Majority Whip 275
CORR, Rowena, confirmation of 921
COMMITTEES
Conference—GCCA, measures referred to 1101
Senate and House conferees appointed 766
Subcommittees named 802; 884
Conference—Joint Conference Committee on Retirement Laws, members appointed 645
Measures referred to 1104
Conference—Joint Conference Committee on Revenue, members appointed 560, 561; 643
Measures referred to 1104

Conferences, Special, measures referred to 1102, 1103
Interim
Executive Committee, Legislative Council, House and Senate members 1073; 1080
Rules
Membership 21; 187
Reports of re amendment of Rules and Committees; adopted 186; 230; 239; 258
Report of re Joint Rules, printed in full; adopted 231; 258
Senate District 46 contest referred to 17; 136
Report re; adopted 143; 144
Special
Correctional System (HJR 1034), membership; reports 662; 1083
Insurance Companies (SJR 7) 202
Langston University (SR 9), membership; report 208; 1053
Legislative Ethics Committee, Joint 65
Methadone Maintenance Programs (HJR 1036) 1062
Reports of, see REPORTS TO SENATE
Retirement Laws, Joint Committee on 645
Revenue, Joint Conference Committee on 560; 561
To arrange for the permanent seating and mileage allowances 19
To attend funeral of the Honorable Dewey F. Bartlett 357
To escort Carl Albert to the President's desk 247
To escort Senator Cain to the Senate Floor 145
To escort the Honorable Yngve Holmberg, Consulate General of Sweden 253
To escort President Pro Tempore Howard to the President's desk 17
To escort Governor Nigh to Joint Session 89; 897
To notify the House the Senate is organized 21; 87
To notify the Governor the Senate is organized 21
Standing
Agriculture 187
Appropriations and Budget 187
Banks and Banking 188
Business, Industry and Labor Relations 188; 239
Constitutional Revision and Regulatory Services 188
County, State and Federal Government 188
Criminal Jurisprudence 188
Education, Common 188
Education, Higher 188
Elections and Privileges 188
Engrossed and Enrolled Bills 189
Environmental and Natural Resources 189
Insurance 189
Judiciary 189
Municipal Government 189
Oil, Gas and Energy 189
Public and Mental Health 189
Public Safety and Penal Affairs 189; 239
Retirement and Administration 189
Revenue and Taxation 190
Roads and Highways 190

Social Welfare 190
Wildlife 190
COMMUNICATIONS FROM
Attorney General
Nonresident alien ownership of land in Oklahoma 766
Salaries of Senators involved in contest 411
Election Board, State 1; 3; 22; 135
Equalization, State Board of 40; 989
CONFIRMATIONS BY SENATE
Allen, James W., Transportation Commission 209
Anderson, Sid, Oklahoma Department of Libraries 1017
Atkinson, H. B., Transportation Commission 779
Baker, Robert C., Oklahoma Liquefied Petroleum Gas Board 942
Boecher, Roy C., Wildlife Conservation Commission 181
Braun, Paul, Oklahoma State Bureau of Investigation Commission 1048
Bryant, Earl, Oklahoma Factory Manufactured Mobile Home Board, District 6 943
Bryant, Gary, Board of Regents of the University of Science and Arts of Oklahoma 1048
Burch, Clarence, State Board of Agriculture 1049
Carey, Thomas, Oklahoma Arts and Humanities Council 497
Carris, Paul N., Oklahoma Industrial Development Commission 385
Carter, Jack, Department of Transportation 209
Cartwright, Roy G., Will Rogers Memorial Commission 727
Chandler, Wayne, State Board of Public Affairs 280
Christian, Mrs. Earl, Human Rights Commission 568
Clark, Jack, Oklahoma Motor Vehicle Commission 890
Collier, Ronald L., Board of Regents of Oscar Rose Junior College 999
Collins, E. L. "Red", State Board of Education 545
Corr, Rowena, Board of Regents of Northern Oklahoma College 921
Craig, Jack D., State Board of Agriculture, District 1 362
Critz, Joy, Oklahoma Arts and Humanities Council 453
Crow, Emery, Board of Regents of Western Oklahoma State College 802
Crumbo, Woody, Oklahoma Arts and Humanities Council 568
Culver, Bill Joe, Oklahoma Conservation Commission, District 3 1018
Dahlgren, Roger, State Mining Board 890
Denbo, John, Will Rogers Memorial Commission 497
Dunlap, Opal, Carl Albert Memorial Commission 1049
Edmondson, Jeannette B., Secretary of State 194
English, Otis, State Mining Board 922
Field, Larry, Oklahoma Tourism and Recreation Commission 363
Flanagan, Ilene, Board of Regents of Claremore Junior College 802
Freeman, Paul, War Veterans Commission of Oklahoma 1018
Funston, Bob, Department of Economic and Community Affairs 133
Gardner, Lanny, Board of Regents of South Oklahoma City Junior College 568
Gardner, Robert, Oklahoma Indian Affairs Commission 1049
Gary, Joe F., Oklahoma State Regents for Higher Education 851
Goodwin, Robert K., Oklahoma Industrial Development Commission 280
Greadington, Pocahontas, Oklahoma Education Council 727

Hagerstrand, Martin, Oklahoma Arts and Humanities Council 453
Hannah, John T., State Banking Board 363
Hardin, Al, Oklahoma State Board of Nursing Homes 545
Harris, Truman, Board of Regents of the University of Science and Arts of Oklahoma 890
Hatton, Carl N., Oklahoma Liquefied Petroleum Gas Board 943
Hawkins, C. M. Jr., Oklahoma Crime Commission 999
Haynes, Bruce, Oklahoma Industrial Development Commission 280
Heggy, Tom, Oklahoma State Bureau of Investigation 860
Heggy, Tom, Oklahoma Crime Commission 999
Henderson, Warren, Oklahoma State Bureau of Narcotics and Dangerous Drugs Control 280
Hicks, Marvin, Grand River Dam Authority 545
Hinton, Bob, Oklahoma Tourism and Recreation Commission 239
Hoagland, Harry, Will Rogers Memorial Commission 497
Hodder, R. A., Oklahoma Tourism and Recreation Commission 363
Hudlin, Grace E., State Election Board 497
Hunt, Mrs. Charles R. "Pat", Oklahoma Education Council 545
Irby, Dr. Robert, Jr., Oklahoma State Board of Nursing Homes 569
Johnson, Paul, Will Rogers Memorial Commission 727
Johnson, R. G., Oklahoma Water Resources Board 999
Jones, William G. "Bill", Oklahoma Crime Commission 1049
Kelly, Huff, Oklahoma Industrial Finance Authority 890
Kennedy, Lloyd, Oklahoma Factory Manufactured Mobile Home Board, District 1 577
Key, Glen, Carl Albert Memorial Commission 1018
Kidd, Juanita, Educational Television Authority 727
Kinnard, Ray, Oklahoma Real Estate Commission 453
Klutts, B. L. "Benny", Oklahoma State Mining Board 851
Knight, Vincent, Oklahoma Indian Affairs Commission 569
Lafitte, Gene A., Board of Regents of Murray State College 922
Langley, James C., Oklahoma Crime Commission 999
Langley, Vernon, Police Pension and Retirement Board 1018
Latimer, Bob, Oklahoma State Board of Nursing Homes 557
Leake, James C., Will Rogers Memorial Commission 638
Lindsey, Ellis, Board of Pharmacy 943
Lockmiller, Carlotta, Oklahoma Commission on the Deaf and Hearing Impaired 943
Long, Edwin E., Board of Regents for Oklahoma Agricultural and Mechanical Colleges 569
Lynde, Harriett, Human Rights Commission 616
McClellan, Myra, Oklahoma Department of Libraries Board 1018
McCune, John W., Oklahoma Crime Commission 999
McLemore, Al, State Board of Public Affairs 239
McMakin, Peggy, Oklahoma State Board of Nursing Homes 497
McMillen, John B., State Board of Mental Health 1018
Maxwell, Jack, State Board of Agriculture 802
Mayfield, Leo, Oklahoma Education Council 545
Melton, Bill G., Oklahoma State Bureau of Investigation Commission 1049
Milsten, David R., Will Rogers Memorial Commission 727

Mitchell, Allen B., Oklahoma Arts and Humanities Council 453
Morgan, Robert M. "Bob", Oklahoma National Guard 209
Morse, Norman T. "Bud", State Factory Manufactured Mobile Home Board, District 3 943
Murray, Lillie, Oklahoma Board of Nurse Registration and Education 454
Neville, Drew, State Election Board 558
Nolen, Coleman, War Veterans Commission of Oklahoma 1018
Ogden, Frank M., Court of Bank Review, District 2 363
Padgett, Ward, Chief Mine Inspector 1049
Perkins, Jeanie, Board of Regents of South Oklahoma City Junior College 890
Perry, Ed, Commission on Consumer Affairs 385
Perry, Johnny, Department of Transportation 209
Poole, Dr. Richard, Commission on Fire Protection Personnel Standards and Education 577
Ransom, John, Oklahoma Crime Commission 638
Razook, Lorena, Board of Regents of Eastern Oklahoma State College 1049
Reed, Paul W., Jr., Department of Public Safety 385
Richardson, Ken, State Mining Board 851
Richardson, W. T., Jr., Oklahoma Industrial Development Commission, District 5 385
Robertson, Matt, Capitol-Medical Center Improvement and Zoning Commission 454
Rothbaum, Julian, Board of Regents of the University of Oklahoma 693
Sartin, John P., Commission on Consumer Affairs 454
Scroggins, Paul, State Mining Board 1018
Seay, Frank, Sr., Board of Regents of Seminole Junior College 802
Seay, Judge Frank H., Court of Bank Review 385
Snapp, J. Mike, Board of Regents of Carl Albert Junior College 802
Sokolosky, John, Board of Regents of Eastern Oklahoma State College 1049
Stallbaumer, Mark, Oklahoma Factory Manufactured Mobile Home Board, District 4 577
Stubbs, W. R. "Dick", Oklahoma Tourism and Recreation Commission 363
Swimmer, Ross, Oklahoma Industrial Development Commission 454
Thomison, Billy Mack, Grand River Dam Authority 545
Turpen, Michael C., Oklahoma State Bureau of Investigation Commission 860
Turpen, Michael C., Oklahoma Crime Commission 1018
Walker, James E., Oklahoma Tax Commission 363
Westfall, Mike, Oklahoma Factory Manufactured Mobile Home Board, District 2 693
Wiens, J. Lanny, Oklahoma Factory Manufactured Mobile Home Board 578
Willard, Bob J., Board of Regents of Murray State College 922
Wingo, Charles, Police Pension and Retirement Board 1049

CONSTITUTIONAL RIGHT ON REFRAINING FROM VOTE

Senator Berrong, SB 49 ..... 219; 420
Senator Watson, SB 221 475
CRAIG, Bob, elected Sergeant at Arms 19
CRAIG, Jack D., confirmation of 362
CRIMINAL JUSTICE SYSTEM, SPECIAL COMMITTEE ON, report of 258
CRITZ, Joy, confirmation of 453
CROFOOT, Senator John, Cedar Point, Kansas, introduced 823

CROW, EMERY, confirmation of 802
CRUMBO, Woody, confirmation of 568
CULVER, Bill Joe, confirmation of 1018
CUMMINS, Miss Kim, honorary Minority Floor Leader 269
CUMMINS, Greg, introduced 344
CUTOFF DATES, Joint Rule 17 ..... 234; 258
Exceptions
To allow committee to consider and report on measures
Appropriations and Budget Committee (remaining measures), Crow 339
SB 48, Lane 337
SB 247, Cate 341
HB 1242, York 801
To exempt from cutoff dates in the Senate
Appropriations measures, Crow 663
Howard, bills introduced during specified time 339
SB 118 (appropriation) 339
SB 329, Stipe 592
SB 335, Murphy 655
SB 343, Terrill 630
SJR 27 (appropriation) 339
SJR 32 (Howard motion) 339
SJR 33, Cate 548
SJR 34, Terrill 630
SJR 36, Johnston 682
SJR 37 (appropriation) 663
SJR 38, Luton 981
HB 1137 (appropriation) 663
HB 1157 (appropriation) 663
HB 1164 (appropriation) 663
HB 1166 (appropriation) 663
HB 1242, York 801
HB 1319 (appropriation) 663
HJR 1036, Keating; Wolfe 950; 987
To introduce measures, SB 344, Cate 745
Motions to reconsider to be disposed of by 47th legislative day 492
Motions to reconsider to be disposed of by 71st legislative day 779
Rule 19(c) invoked 921

D

DADA, Zubairu, Niger State, Nigeria, introduced 472
DAHLGREN, Roger, confirmation of 890
DAVIS, Miss Jennifer, honorary Journal Clerk 483
DAVIS, Miss Nancy, Watermelon Queen, Rush Springs, introduced 730
DEADLINES, Joint Rule 17, see CUTOFF DATES
DENBO, John, confirmation of 497
DENDY, Buck, former Senator, introduced 751
DERRYBERRY, Darren, honorary Sergeant at Arms 275
DICKENS, Reverend Joe A., Tulsa, Chaplain 661

DOKO, I., Niger State, Nigeria, introduced 472
DOUGLASS, Reverend Richard, Oklahoma City, Chaplain 241
DRAPER, Reverend Charles W., Yukon, Chaplain 203
DUFFY, Barbara, Edmond, Chairperson of the Library Development Committee, presented citation by Senator Cate for "Library Legislative Day" 337
DUNLAP, Opal, confirmation of 1049

E

EDMONDSON, Jeannette B., confirmation of 194
ELECTION BOARD, STATE, communications from 1; 3; 22; 135
ELECTION RETURNS OF STATE OFFICIALS, canvass of in Joint Session 23
ENGLISH, Otis, confirmation of 922
ENLOW, Mr. and Mrs. Dewey, introduced 945
ENLOW, Jo Lynn, introduced 945
ENLOW, Josh, introduced 945
EQUALIZATION, STATE BOARD OF, communications from 40; 989
ESCALANTE, Reverend Bernard, Broken Bow, Chaplain 115
ESTEP, Reverend Wendell, Oklahoma City, Chaplain 2
EXECUTIVE COMMITTEE—State Legislative Council, membership 1073; 1080
EXECUTIVE MESSAGES
Governor Boren 37
Governor Nigh 89; 897; 1065
EXECUTIVE SESSIONS 113; 132; 141; 174; 181; 194; 201; 209; 239; 268; 280; 286; 306; 331; 350; 362; 385; 390; 453; 497; 545; 557; 568; 577; 616; 638; 693; 727; 749; 779; 802; 835; 851; 860; 890; 905; 921; 942; 968; 999; 1017; 1049

F

FIELD, Larry, confirmation of 363
FLANAGAN, Ilene, confirmation of 802
FLUSCHE, Reverend Ernest A., Ponca City, Chaplain 323
FRALEY, Reverend Douglas, Muskogee, Chaplain 471
FREEMAN, Paul, confirmation of 1018
FUNSTON, Bob, confirmation of 133

G

GARDNER, Lanny, confirmation of 568
GARDNER, Robert, confirmation of 1049
GARNER, Reverend Sam, Atoka, Chaplain 539
GARY, Joe F., confirmation of 851
GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS
Measures referred to 1101

Senate and House Conferees appointed 766
Subcommittees 802; 884
GICHOHI, Zachariah and Mary (Kamuyu), Nakuru, Kenya, Managing Director of the Gichohi Construction Company, addressed Senate 323
GILES, Mrs. Ray A., introduced 580
GOODWIN, Robert K., confirmation of 280
GOVERNOR DAVID L. BOREN
Message to Joint Session 37
GOVERNOR GEORGE NIGH
Addressed Joint Session 89; 897
Addressed Senate 1065
Attended session with Speaker Carl Albert 247
Bills and joint resolutions signed or vetoed ..... xiv; xv
Bills recalled from: SB 62, SB 319, SJR 10
Inauguration of 75
GRANTHAM, former Senator Roy E., introduced 579
GRAHAM, Reverend Gary, Texhoma, Chaplain 391
GREADINGTON, Pocahontas, confirmation of 727
GRIFFIN, Dr. J. David, Tulsa, Chaplain 351

H

HAGERSTRAND, Martin, confirmation of 453
HANNAH, John T., confirmation of 363
HARDIN, Al, confirmation of 545
HARDIN, Reverend Mart, Chickasha, Chaplain 71
HARKINS, Jeremy, introduced 971
HARKINS, Mr. and Mrs. Jimmy, introduced 971
HARKINS, Susan, introduced 971
HARRIS, Truman, confirmation of 890
HATTON, Carl N., confirmation of 943
HAWKINS, C. M., Jr., confirmation of 999
HAYNES, Bruce, confirmation of 280
HEALTH CARE DELIVERY SYSTEM, SPECIAL COMMITTEE ON, final report, Volumes I and II 399
HEGGY, Tom, confirmations of 860; 999
HELM, Mary
Communication from State Election Board re election 3
Motion of Senator Lamb to pay salary 145
Attorney General's opinion re salary 411
HENDERSON, Warren, confirmation of 280
HERRON, Mrs. Frances, Oklahoma's Teacher of the Year for 1978 713
HICKS, Marvin, confirmation of 545
HICKS, Victor, OU football player, introduced 786
HINTON, Bob, confirmation of 239
HOAGLAND, Harry, confirmation of 497
HODDER, R. A., confirmation of 363
HOLMBERG, Yngve, Consulate General of Sweden, addressed Senate 253

HOWELL, John, introduced 971
HOWELL, Pete, introduced 971
HUDLIN, Grace E., confirmation of 497
HUNT, Mrs. Charles R. "Pat", confirmation of 545

I

INVESTIGATIONS
Correctional System, HJR 1034 662
Insurance Companies, SJR 7 202
Langston University, SR 9 208
Methadone Maintenance Programs, HJR 1036 1062
IRBY, Dr. Robert, Jr., confirmation of 569
ISENBART, Reverend Monsignor A. A., Oklahoma City, Chaplain 334

J

JOHNSON, George, introduced 669
JOHNSON, Mrs. Joe, introduced 729
JOHNSON, Mrs. O. A., introduced 669
JOHNSON, Paul, confirmation of 727
JOHNSON, R. C., confirmation of 999
JOINT CONFERENCE COMMITTEE ON RETIREMENT LAWS, members 645
Measures referred to 1104
JOINT CONFERENCE COMMITTEE ON REVENUE, members 561; 643
Measures referred to 1104
JOINT RULES, printed in full; adopted 231; 258
Suspension of, see CUTOFF DATES
JOINT SESSIONS 22; 88; 896
JONES, William G. "Bill", confirmation of 1049

K

KEATING, Carrie, honorary Senator Young 1001
KEATING, Kelly, honorary Assistant Majority Floor Leader 121
KELLER, Miss Rachel, honorary Minority Floor Leader 608
KELLY, Huff, confirmation of 890
KENNEDY, Lloyd, confirmation of 577
KERNS, Dolores, Secretary of "Oklahoma Partners of the Americas" 946
KEY, Glen, confirmation of 1018
KIDD, Juanita, confirmation of 727
KILPATRICK, Mrs. Don, introduced 641
KINNARD, Ray, confirmation of 453
KIRKPATRICK, John, presented with Citation, introduced members of the Soviet Woman Delegation 706

KLUTTS, B. L. "Benny", confirmation of 851
KOLACHE QUEEN, Miss Lisa Hampton, Prague, introduced 600
KNIGHT, Vincent, confirmation of 569

L

LAFITTE, Gene A., confirmation of 922
LAMB, Mrs. Norman A., introduced 230
LAMBERT, former Senator Phil, introduced 107
LANDIS, Mrs. Kenneth, introduced 334
LANGLEY, James C., confirmation of 999
LANGLEY, Vernon, confirmation of 1018
LATIMER, Bob, confirmation of 557
LEAKE, James C., confirmation of 638
LEGISLATIVE ETHICS, JOINT COMMITTEE ON, membership 65
LENHART, Dr. Lowell, introduced 946
LIEUTENANT GOVERNOR SPENCER BERNARD
Ecorted and introduced Governor George Nigh to Senate 1065
Escorted and introduced the group, "Oklahoma Partners of the Americas" 946
Presided at Joint Sessions 88; 896
LIEUTENANT GOVERNOR GEORGE NIGH
Presided at Joint Session 22
Presided at opening session of the Senate 1
LINDSEY, Ellis, confirmation of 943
LINHART, Debbie, honorary page 695
LOBBY REGISTRATIONS
(Including organizations represented)
Allee, Dick, Oklahoma Farm Bureau
Anderson, Robert Hughey, American Insurance Assn.
Anderson, Wm. L., Allied Telephone Co. and Southern Union Gas Co.
Armstrong, Harold D., First Oklahoma Bancorporation, Inc.
Atkinson, G. G., Liberty National Bank and Trust Co.
Baldridge, Henry P., Oklahoma State Council of Carpenters
Barlow, Mike, Oklahoma City Federation of Teachers-AFL-CIO
Barnes, George C., Tulsa Public Schools
Bastow, Edward C., Jr., Oklahoma Education Assn.
Beaman, Pansy Mable, Tulsa Public Schools
Bensinger, Cheryl Leah Selman, Tulsa Classroom Teachers Assn.
Berry, Bob D., Oklahoma Dental Assn.
Blair, Rome J., Kansas City Southern Lines
Bonds, W. K., Liberty National Bank and Trust Co.
Boon, Mills B., National Federation of Independent Business and National Federation of Independent Business, Inc.
Brandenburg, Robert L., Oklahoma Assn. of Realtors
Brent, Carrye Mae, Tulsa Public Schools
Brewer, Robert A., Tulsa Public Schools
Brightwell, John Butler, Oklahoma City Federation of Teachers AFL-CIO
Brody, Jean Louise, League of Women Voters of Oklahoma

Bunch, Louis M., Oklahoma State Firefighters Assn.
Burns, Jack G., Oklahoma Trial Lawyers Assn.
Burns, Patricia S., Common Cause of Oklahoma
Calame, Gene D., Globe Life and Accident Insurance Co.
Claiborne, Ben, Oklahoma Independent Insurance Agents, Inc.
Colbert, John D., Southwestern Bell Telephone Co.
Comfort, Frank M., Assn. of Oklahoma Municipal Police Officers
Conner, John O'Melia, Oklahoma Automobile Dealers Assn. and Oklahoma City Motor Car Dealers Assn.
Conner, John O'Melia Jr., Oklahoma Hardware and Implement Assn.
Conway, John A., Oklahoma Education Assn.
Cornelison, Virgil W., Tulsa Public Schools
Costello, James Edward, Southwestern Bell Telephone Co.
Cravens, Leo Wayne, Oklahoma State Home Builders Assn.
Crim, James E., Oklahoma Independent Automobile Dealers Assn.
Dank, David M., Oklahoma Retail Merchants Assn.
Davis, Weldon Kent, Sr., Oklahoma Education Assn.
DeLay, Mark Stephen, Retail Clerks Union Local 73
Dennis, Elmer R., Chicago Rock Island and Pacific Railroad and Sheet Metal Workers #386
Dietrich, Allen, Oklahoma Farm Bureau
Dillard, Jack Kelly, Tenneco, Inc.
Dodd, Elaine Elsloo, Tulsa Classroom Teachers Assn.
Doublin, Gary D., Oklahoma Assn. of Realtors
Doucette, Paul Bernard, Texaco, Inc.
Dryden, David C., Oklahoma Division, American Automobile Assn.
Dudley, Ed, Oklahoma Railways Committee
Duncan, William M., Oklahoma State Assn. of Life Underwriters, Inc.
Dunlap, Tom, First Oklahoma Bancorporation, Inc. and The First National Bank and Trust Co. of Oklahoma City
Durbin, Deborah Ann, National Assn. of Social Workers
Dyer, Claude Allen, Tulsa Classroom Teachers Assn.
Elsener, Kent Nelson, Oklahoma Assn. of Electric Cooperatives
Erskine, John M., Jr., Standard Oil Co. — Indiana (Amoco)
Ersland, Ray, National Assn. of Retired Federal Employees
Everest, C. Randolph, First Oklahoma Bancorporation, Inc.
Farha, James T., Standard Life and Accident Insurance Co. and American Council of Life Insurance
Fleming, J. D., Oklahoma Farmers Union
Fletcher, Russell, Oklahoma Farm Bureau Mutual Insurance Co.
Funnell, Roberta Ann Paris, Oklahoma People's Lobby, Inc.
Gardner, Harvey C., American Agriculture Movement of Oklahoma Associated
Garren, Karen E., Tulsa Classroom Teachers Assn.
Garrison, Denzil D., Phillips Petroleum Co.
Gatti, Louis A., Oklahoma Malt Beverage Assn.
Gilliland, Joe Ted, Oklahoma Bankers Assn.
Greenhaw, Don R., Blue Cross and Blue Shield
Greer, Kenneth Gordon, Liberty National Bank and Trust Co.
Hain, Mark H., First Life Assurance Company

Hales, Ellsworth Henry, Tulsa Public Schools Independent School District
Hamill, James G., The City of Oklahoma City, a Municipal Corporation
Hargis, Vaden Burns, Allstate Insurance Company
Harkey, B. E. Bill, Liberty National Bank and Trust Co.
Harrison, Bill, Oklahoma Vocational Assn. and Oklahoma Vocational Technical Education Council, Inc.
Hartman, George L., Tulsa Public Schools
Hays, Burl E., Allstate Insurance Co.
Hemry, Gene H., American Council of Life Insurance and The Tobacco Institute
Hemry, Jerry L., Oklahoma Mortgage Bankers Assn.
Hepp, Mary T., Assn. of Classroom Teachers, Oklahoma City, and Oklahoma Education Assn.
Hicks, Robert L., Oklahoma Gas and Electric Co.
House, Millard L., Tulsa Public Schools
Howard, William W., Jr., Oklahoma Wildlife Federation
Huddleston, Charles, Oklahoma Farm Bureau
Huff, Joseph B., Jr., Oklahomans for Better Banking
Hughes, William L., M.D., Oklahoma State Medical Assn.
Hunt, David Bruce, Assn. of Classroom Teachers, Oklahoma City, and Oklahoma Education Assn.
Hutchinson, Ben, Oklahoma State AFL-CIO
Irwin, Stephanie Lea, Oklahoma Assn. Electric Cooperatives
Jewell, Nancy, Oklahoma Education Assn.
Johns, Jerry F., Southwestern Insurance Information Service
Johnson, Joe F., Oklahoma State AFL-CIO
Johnson, Thomas Edward, The First National Bank and Trust Co. of Oklahoma City
Jones, Bob E., Oklahoma Osteopathic Assn.
Jones, Charles E., Oklahoma Savings League
Jordan, Henry C., General Telephone Co.
Kanost, Margaret Rinden, League of Women Voters of Oklahoma
Keleher, T. H., Household Finance Corp.
Keller, Edward F., First Oklahoma Bancorporation, Inc.
Kelley, Steven Russell, Oklahoma Independent Petroleum Assn.
Kelsey, Lyle Reed, Oklahoma State Medical Assn.
Kiesling, Donald F., Fort Howard Paper Co.
Kubier, Julius E., Associated Industries of Oklahoma, Inc.
Kyle, John Paul, Oklahoma Oil Marketers Assn.
Landrum, Robin D., Oklahoma Farm Bureau
Langston, Czar D., Jr., Oklahoma Assn. of Electric Cooperatives
Larsen, Joyce G., Tulsa Classroom Teachers Assn.
Laws, Bettye J., Tulsa Public Schools
Lawson, Judith Ann, Tulsa Classroom Teachers Assn. and Oklahoma Education Assn.
Lee, Carol J. Guess, Tulsa Public Schools
Leftwich, Paulyne, Oklahoma Coalition for Older People, Inc.
Lehew, Max L., Southwestern Bell Telephone Co.
Loosely, Edwin Clark, Continental Oil Co.
McCarty, J. D., Chiropractic Assn. of Oklahoma, Mid-America Lumber Assn., Oklahoma Dental Assn., and Oklahoma Cemetery Assn., Oklahoma Optometric Assn., and Concerned Citizens for Cosmetology

McComber, George Mike, County Officers Assn. of Oklahoma
McDowell, Michael L., Oklahoma Municipal League/Municipal Electric Systems of Oklahoma
McFall, Kenneth R., Oklahoma Farm Bureau
McFerran, Dorotha, Oklahoma State AFL-CIO
McKeown, James Peter, Independent Bankers Assn. of Oklahoma
McLennan, Ross J., Sooner Alcohol-Narcotics Education
McMullen, Alfred H., General Motors Corporation
McSpadden, Clem R., Oklahoma Mining and Reclamation Assn.
Marrs, Olene, Tulsa Public Schools
Marshall, Peggy Elyse, Oklahoma Denturist Assn., Inc.
Matthews, Paul W., Highway Users Federation and Oklahoma Highway Users Federation
Million, Angela (Anne) Carman, League of Women Voters of Oklahoma
Moore, Daniel R., Associated Motor Carriers of Oklahoma, Inc.
Moore, Frank, Oklahoma Farm Bureau
Moore, R. B., Brotherhood of Maintenance of Way Employees
Morgan, Richard L., Distilled Spirits Council of the U.S. Wine Institute and Committee of Independent Refiner/Marketers
Moyer, William A., Oklahoma Municipal League
Murphy, Charles H., D.R.I.V.E. Teamsters Local Union 886
Murphy, Harold O., N.A.R.F.E.
Murphy, Thomas C., Fort Howard Paper Co.
Nance, Kenneth R., The Okla. Committee of Independent Refiner/Marketers and Oklahoma Rural Electric Cooperative Assn.
Nelson, Leon E., Savings and Loan Assn. of Oklahoma, Inc.
Nichols, Leigh, Motor Vehicle Manufacturers Assn.
Nobles, Charles Michael, Retail Clerks Union Local 73
Northcutt, Suzette, Oklahoma Congress of Parents and Teachers
O'Daniell, Leonard Ray, Oklahoma State Firefighters Assn.
O'Shea, Ted R., The First National Bank and Trust Co. of Tulsa and Oklahomans for Better Banking
Oliver, Ira T., Oklahoma Society of Professional Engineers
Orcutt, Robert Dale, Oklahoma Chapter of the Sierra Club
Oswald, Peter C., N.A.R.F.E. and A.A.R.P.
Owen, Charles A., Assn. of Oklahoma Municipal Police Officers
Paddleford, James H., State Farm Insurance Companies
Paden, Lee W., Public Service Company of Oklahoma
Padgett, Patsy Carol, Oklahoma State Assn. of Life Underwriters
Payne, Gary E., Alliance of American Insurers
Phelps, William W., Atlantic Richfield Co.
Pitts, William O., Kansas-Oklahoma Division/Mid-Continent Oil and Gas Assn.
Plummer, H. Wayne, Weyerhaeuser Co.
Prewitt, Barbara A., Sun Company, Inc.
Price, James H., Metropolitan Tulsa Chamber of Commerce
Pringle, Laura Nan, First Oklahoma Bancorporation, Inc.
Ramana, Marjorie, League of Women Voters of Oklahoma
Rankin, Guy M., American Assn. of Retired Persons and National Retired Teachers Assn.
Ray, Tom Walter, Oklahoma Education Assn.
Rider, Donald C., Oklahoma Municipal League

Robison, Vince, Associated Motor Carriers of Oklahoma, Inc.
Roscher, Elden G., Oklahoma Retail Grocers Assn.
Sanguin, Wayne, Electric Utilities Assn. of Oklahoma
Savage, Ann, League of Women Voters of Oklahoma
Schaefer, Margaret R. "Sandy", Manufactured Housing Assn. of Oklahoma
Schirf, Vincent Dean, Oklahoma City Chamber of Commerce
Semrod, T. J., Liberty National Bank and Trust Co.
Skeith, Bill, Assn. of Oklahoma General Contractors
Smedley, Bill B., Western Oklahoma Building and Construction Trades Dept.
Smith, Linda Luann, Tulsa Classroom Teachers Assn.
Smith, Norman A., Montgomery Ward and Co., Inc.
Smith, Robert H., Oklahoma Gas and Electric Co.
Sokolosky, Juanita Marie, Communications Workers of America
Spenny, Mark David, Jerry F. Johns, Southwestern Insurance Information Service
Springer, Jack G., Oklahoma State Chamber of Commerce
Stacy, Gaylon L., Oklahoma Lumbermen's Assn.
Stafford, Barry Gene, Oklahoma Podiatry Assn.
Starnes, Daniel William, AFL-CIO
Stockton, Cecil, Oklahoma Farm Bureau
Stratton, Wayne R., Alliance of American Insurers
Stuckey, Charles Vernon, Oklahoma Society of Certified Public Accountants
Sullivan, Bobbie Dale, Tulsa Classroom Teachers Assn.
Taylor, Wallace A. "Tate", Oklahoma Pharmaceutical Assn.
Thomas, Norma Jean, Communications Workers of America No. 6001
Thomason, M. Ruth, Tulsa Classroom Teachers Assn. and Oklahoma Education Assn.
Thompson, Claud, Sooner Alcohol-Narcotics Education
Thompson, John A., Oklahoma Assn. of Electric Cooperatives
Towner, James Neal, Blue Cross and Blue Shield
Turner, Alvin C., Southwestern Bell Telephone Co.
Ulman, James P., Oklahoma State Chamber of Commerce
Unger, Charles K., Recreation Vehicle Industry Assn.
Vahlberg, Robert J., Southwestern Insurance Information Service
Vaughn, Raymond L., Jr., Oklahoma Podiatry Assn.
Vernon, J. O., National Retired Teachers, American Assn. of Retired Persons, and the Oklahoma Retired Teachers
Wallgren, Virgil O., Oklahoma State Fox and Wolf Hunters' Assn. and Oklahoma Federation of Coon Hunters
Watson, Samuel David, Jr., Oklahoma Sheriffs and Peace Officers Assn. and County Officers Assn. of Oklahoma
Wegner, Ulysses E., Oklahoma Farm Bureau
Wheat, Willis J., Liberty National Bank and Trust Co.
Wheaton, Ava B., League of Women Voters of Oklahoma
Wilhelm, Marjorie A., Oklahoma Nurses Assn.
Williams, James O., Oklahoma Farm Bureau
Williams, Dr. Laurita F., Tulsa Classroom Teachers Assn.
Witherspoon, John C., International Paper Co.
Wolfe, Jim Charles, Oklahoma Bankers Assn.
Wright, Clarence J., Jr., The American Legion of Oklahoma
Wright, Teresa Michelle, Communications Workers of America

Zimmerman, Jim L., United Transportation Union
LOCKMILLER, Carlotta, confirmation of 943
LOHNE, Miss Meredith, introduced 136
LONG, Edwin E., confirmation of 569
LOTT, Thomas, OU football player, introduced 786
LUTON, Mrs. John D., introduced 471
LYNDE, Harriett, confirmation of 616

Mc

McCLELLAN, Myra, confirmation of 1018
McCUNE, John W., Tulsa, confirmation of 999
McDANIEL, Keith, honorary Majority Floor Leader 98
McDANIEL, Mrs. James W., introduced 521
McGEE, Dean A., commended, addressed Senate 1002
McKNIGHT, Terry, honorary Journal Clerk 979
McKNIGHT, Tracy, honorary Journal Clerk 979
McLEMORE, Al, confirmation of 239
McMAKIN, Peggy, confirmation of 497
McMILLEN, John B., confirmation of 1018
McSPADDEN, Bart, honorary page 629
McSPADDEN, Mrs. Clem, introduced 630

M

MASSEY, former Senator John, introduced 257
MAXWELL, Jack, confirmation of 802
MAYFIELD, Leo, confirmation of 545
MELTON, Bill G., confirmation of 1049
MICHALICKA, Reverend John J., Oklahoma City, Chaplain 334
MILEAGE ALLOWANCES for members of the Senate 20
MILLER, Mrs. Robert L., introduced 729
MILSTEN, David R., confirmation of 727
MINORITY PARTY LEADERSHIP 20
MITCHELL, Allen B., confirmation of 453
MONTE CASSINO SCHOOL, Tulsa, students introduced 125
MORGAN, Robert M. "Bob", confirmation of 209
MORSE, Norman T. "Bud", confirmation of 943
MURPHY, John, Stillwater, introduced 499
MURPHY, Mrs. Robert M., introduced 258
MURRAY, Lillie, confirmation of 454

N

NEVILLE, Drew, confirmation of 558
NICKLES, Mrs. Don, introduced 257

NICKLES, Donny, honorary President Pro Tempore 483
NICKLES, Jerry, honorary President Pro Tempore 483
NICKLES, Miss Kim, honorary President Pro Tempore 257
NIGERIAN LEGISLATIVE ADMINISTRATORS, group introduced 472
NIGH, Mrs. George, introduced to Joint Session 89
NIGH, GEORGE, see GOVERNOR GEORGE NIGH
NOLEN, Coleman, confirmation of 1018

O

ODOM, Bob, Chief Budget Analyst, granted privileges of the floor on SB 175 165
OFFICERS OF THE SENATE, elected, seated 17, 18, 19, 20
OGDEN, Frank M., confirmation of 363
OK-ERA organization, presented plaque to President Pro Tempore Howard 1079
OVERSTREET, David, OU football player, introduced 786

P

PACE, Reverend Sam, Lawton, Chaplain 167
PADGETT, Ward, confirmation of 1049
"PARTNERS OF THE AMERICAS, OKLAHOMA", introduced 946
PEANUT, LITTLE MISS, Lori Coleman, introduced 730
PERKINS, JEANIE, confirmation of 890
PERRY, Ed, confirmation of 385
PERRY, Johnny, confirmation of 209
PHILLIPS, former Senator Ferman, introduced 409
PLOWMAN, DR. PAUL, introduced 946
POOLE, Dr. Richard, confirmation of 577
POSTAGE AND SUPPLIES authorized for members of the Senate 40
PREFILED BILLS presented; listed 39; 52
PRESIDENT PRO TEMPORE: Senator Gene C. Howard
Authorized to approve claims for postage for Senators 40
Elected, remarks to Senate 17
Introduced The Honorable Yngve Holmberg, Consulate General of Sweden 253
Introduced John E. Kirkpatrick and the Soviet Woman Delegation 706
Received Susan B. Anthony silver dollar plaque, presented on behalf of OK-ERA organization by Senator Cate 1079
PRIBRAM, John, Dean of Studies, Monte Cassino School, Tulsa, introduced 125

R

RANSOM, John, confirmation of 638
RAZOOK, Lorena, confirmation of 1049
RECALL OF BILLS, see BILLS AND JOINT RESOLUTIONS, Recall of
REED, Paul W., Jr., confirmation of 385
REPORTS TO SENATE
Attorney General, re nonresident alien ownership of land 766

Correctional System, Special Committee on, with Minority Report 1083
Criminal Justice, Special Committee on, final 258
Health Care Delivery, Special Committee on, final 399
Langston University, Special Committee on 1053
RICHARDSON, Ken, confirmation of 851
RICHARDSON, W. T., Jr., confirmation of 385
RIVERS, Mrs. Archie, introduced 301
RIVERS, Reverend Archie, Sapulpa, Chaplain 275
ROBERTS, Greg, OU football player, introduced 786
ROBERTSON, Matt, confirmation of 454
ROBINSON, Tom, introduced 483
ROTHBAUM, Julian, confirmation of 693
ROUSE, Charlie Lou, Stillwater, library delegate to the White House Conference, introduced 337
RULES OF THE SENATE (see also COMMITTEES, Rules)
Joint Rules
Printed in full; adopted 231; 258
Suspension of, see CUTOFF DATES
Senate Rules
Amendments, adoption of amendments and Rules 186; 230; 239; 258
Constitution, Article 5, Section 34, cited, motion to suspend 815
Motions to reconsider to be disposed of by 47th legislative day 492
Motions to reconsider to be disposed of by 71st legislative day 779
Rule 3 (i) cited 814
Rule 7 (i) and (l) cited in Point of Order 814
Rule 7 (r), motion to suspend to WD HB 1284 (Cummins) 655
Rule 13, motion to suspend to send SJR 36 to Calendar, failed 695
Rule 14 (b) suspended 808
Rule 14 (q) challenged, interpretation requested of Rules Committee (Boatner) 748
Report of Rules Committee interpreting 886
Rule 14 (r) cited 814
Rule 16, motion to suspend re reproducing SB 231, objected to 696
Rule 19(b), rulings of the Chair re (Boatner on SB 246; Lamb on HB 1352) 536; 809
Report of Rules Committee interpreting 886
Rule 19 (b) suspended to reconsider HB 1100 day after passage 742
Rule 19 (c) invoked, motions to reconsider during last 6 days of Session 921
Temporary Rules adopted 17
RUSSELL, former Senator John W., Jr., District Attorney, District 27, introduced 669

S

SALATKA, Most Reverend Charles A., Oklahoma City, Chaplain 309
SARTIN, John P., confirmation of 454
SCAGNELLI, Reverend Louis, Oklahoma City, Chaplain 979
SCHOOLEY, Mrs. Mary Jo, introduced 971
SCHOOLEY, Miss Sarah, introduced 971
SCHUELEIN, Mrs. William M., introduced 499
SCROGGINS, Paul, confirmation of 1018

SEAY, Frank, Sr., confirmation of 802
SEAY, Judge Frank H., confirmation of 385
SENATE DISTRICT 46, contest
Communication from State Election Board re 3; 135
Referred to Rules Committee 17
Report of Rules Committee 143
Senator Cain seated by Senate, oath of office administered 145
Salary and emoluments, Opinion from Attorney General, motion re 411-413
SENATE OFFICERS, elected, seated 17, 18, 19, 20
SHIPLEY, Miss W. E. (Bill), illness announced 801; 873
SIMS, Billy, Heisman Trophy Winner, Oklahoma University, honored on "Billy Sims Day" 786
SLATER, Lee, elected Secretary of the Senate 19
SMITH, Dr. Irving, Enid, Chaplain 751
SMITH, Ruth
Elected Chief Clerk of the Senate 19
SR 55 presented by Senator McCune, spoke to Senate, reception for 1022
Husband and children introduced; Harvey W. Smith, Janet Smith Sprouse, Officer Douglas N. Smith 1022
SNAPP, J. Mike, confirmation of 802
SOKOLOSKY, John, confirmation of 1049
"SOVIET WOMAN" Delegation 706
SPECIAL COMMITTEES, see COMMITTEES, Special
STALLBAUMER, Mark, confirmation of 577
STATIONERY, SUPPLIES AND MATERIALS AND POSTAGE authorized for members of the Senate 40
STEWART, Mr. and Mrs. Jack, introduced 946
STOWE, Mrs. Joel, Jr., introduced 608
STOWE, Dr. Joel, Snyder, Chaplain 579
STUBBS, W. R. "Dick", confirmation of 363
SWIMMER, Ross, confirmation of 454
SWITZER, Barry, OU football coach, honored 786
SYLVESTER, Dr. Wendell, introduced 946

T

TALIAFERRO, Brian Matthew, honorary Chief Sergeant at Arms 257
TALIAFERRO, Miss Cynthia, introduced 167
TALIAFERRO, Mrs. Paul, introduced 1020
TALIAFERRO, Mr. and Mrs. Steven, introduced 257
TERRILL, Anthony Scott, honorary President Pro Tempore 547
TERRILL, Miss Leah, introduced 499
THOMISON, Billy Mack, confirmation of 545
THOMPSON, Reverend Les, Oklahoma City, Chaplain 873
TINNIN, Reverend Finley W., Oklahoma City, Chaplain 143
TURPEN, Michael C., confirmations of 860; 1018

V

VANDEGRIFF, Mrs. Norma, outstanding pioneer aviator, honored 742
VANN, Mrs. Charles W., introduced 471
VANN, Bill, introduced 580
VETO (list of bills vetoed, pages xiv and xv)
Message on SJR 10 945
Override 1075
House action 1075

W

WALKER, James, E., confirmation of 363
WALTER, Nancy, Elk City, lay delegate to White House Conference 337
WATERMELON QUEEN, Miss Nancy Davis, Rush Springs, addressed Senate 730
WATKINS, Congressman Wes, former Senator, introduced 641
WATSON, Miss Becky, honorary Chief Page 499
WATSON, Miss Phyllis, honorary Assistant Majority Whip 221
WESTFALL, Mike, confirmation of 693
WHITTEN, Dr. and Mrs. Dolphus, honored 782
WIENS, J. Lanny, confirmation of 578
WILLARD, Bob J., confirmation of 922
WILSON, Miss Gretchen, introduced 136
WINGO, Charles, confirmation of 1049

Y

YORK, Miss Heather, honorary Journal Clerk 483
YORK, Yancy, honorary Sergeant at Arms 275
YOUNG, Mrs. E. B., Oklahoma City, Pioneer Woman, recognized 713
YOUNG, Senator and Mrs. John W., introduced grandchildren: Deborah Lynne, Jennifer Sue, John Evan, Kristen, Michael B. 310

SUBJECT INDEX TO BILLS AND RESOLUTIONS

A

ABORTION
Government funding, prohibiting, SB 263
Licensing, disapproving of regulations, SR 6

ABSENTEE BALLOTS (see ELECTIONS)

ABSTRACTORS AND ABSTRACTING
Oil, gas and mineral leases, SB 19

ACCIDENTS
Good Samaritan Act, liability, SB 127

AD VALOREM TAXES (see REVENUE AND TAXATION)

ADJOURNMENT, SINE DIE, HCR 1037

ADMINISTRATIVE PROCEDURES ACT
Agency rules, modifying, restricting during certain time period, HB 1368
Land acquisition, federal government; consent of Legislature, SB 128

ADMISSION STANDARDS, HIGHER EDUCATION
High school students, exception, HCR 1023

ADOPTION
Parental consent, exception, parents convicted of certain crimes, SB 262
Records, releasing, SB 268

ADVERTISING
Outdoor, certain rights, acquisition of by Department of Transportation, HB 1252
Pharmacist or pharmacy, lawful to advertise for cost counseling, HB 1200

AERONAUTICS COMMISSION
Appropriation, SB 118
Runway maintenance, HB 1089

AFFAIRS, BOARD OF PUBLIC (see PUBLIC AFFAIRS, STATE BOARD OF)

AGED PERSONS
Health care, urging Congress to lower costs, SR 38
Property tax relief, extending, HB 1070
Retirement, raising age, Teachers' Retirement System, SB 210, SB 277
Sales tax, exempting on utilities, medicines or drugs and food products, SB 230
Social services, payments, increases, SJR 19, HJR 1004
Vendor Drug Program, expanding, HJR 1017

AGRICULTURE
Agriculture Stabilization and Conservation Committee, County, eliminating registration requirements for truckers, SB 329
Beef
  Imports, loans, petitions Congress to reset, SCR 3
  Labeling by Congress, HCR 1017
Brucellosis
  Branding, HB 1187
  Congress to reform eradication program, SCR 18
Fair boards
  Authorizing leases to public trusts or nonprofit organizations, HB 1438
  Elections, Boards of Directors, HB 1438
Farm mortgages, loans, fund investment, SB 152, SB 253, HB 1113
Federal Meat Inspection Act and Poultry Products Inspection Act, memorializes Congress to amend, SCR 27
Inspection fees, warehousemen, HB 1286
Interstate Compact on Agricultural Grain Marketing, creates, SB 139
Langston University Agricultural Experiment Station, removing authority of Board, SB 187
Pesticides
  Liability, state government, HB 1506
  Reporting, HB 1179
Sheep and wool, raising fee, SB 346
Soybean Commission, Oklahoma, creating, HB 1268
Water rights, agricultural purposes, SB 214

AGRICULTURE, STATE DEPARTMENT OF
Appropriations, SB 119, HB 1264, HB 1321
Emergency Insect Control Special Fund, creating, HB 1321
Pesticides, reporting application, HB 1179

AGRICULTURE ADVISORY COMMITTEE, GOVERNOR'S
Terminating, HCR 1024

AIRCRAFT AND AIRPORTS
Bureau of Investigation, authority to purchase, SB 111
Runways
  Lighting and safety markers, appropriation, SB 118
  Maintenance, Aeronautics Commission, HB 1089
Sales tax exemption, nonresidents, HB 1041

ALCOHOL (see INTOXICATING LIQUORS or BEER)

ALCOHOL PREVENTION, TRAINING, TREATMENT AND REHABILITATION AUTHORITY
Appropriation, SB 107
Sunset Law, recreating, SB 9, SB 33

ALCOHOLIC BEVERAGE CONTROL BOARD
Appropriation, HB 1154, HB 1454
Licensing, modifying grounds of denial, SB 304, HB 1154
Travel and per diem, SB 304

ALCOHOLISM
Municipalities, alternative program for intoxicated persons, SB 129

ALCOHOLISM ADVISORY COUNCIL
Sunset Law, recreating, SB 8, SB 33

ALIENS
Anti-government demonstrations, SB 126
College and university teachers, evidencing proficiency in English, HB 1136
Corporations, registration, Secretary of State, SB 62
Cosmetology, oral examinations, HB 1284
Income tax, nonresidents, eight percent, HB 1484
Land purchases, Oklahoma, SR 11
Nonresidents shall not qualify for positions or services in schools, SB 222
Physicians, requirements, SB 232
Tuition, nonresident, colleges and universities, SB 220, HB 1087

ALIMONY
Modification by court, voluntary cohabitation, HB 1038

AMATEUR RADIO OPERATORS
Technician class, identification rights, SB 169

AMUSEMENTS AND SPORTS
Athletic injury, school district liability, SB 228, HB 1309
Coin operated amusement machines, Tax Commission to issue permits, SB 321
Movies, blind bidding, prohibiting, SB 32, HB 1270

ANIMAL TECHNICIANS ACT
Certification, creating, SB 291

ANIMALS
Deer, protection, SB 2
Endangered species, protection, SB 331
Game animals, protection, HB 1450
Wildlife, exotic, protection, SB 51

APPEALS, COURT OF (see COURTS)

APPELLATE COURT, INTERMEDIATE (see COURTS)

APPELLATE DEFENDER PROGRAM
Supreme Court, appropriation to match federal grant, SJR 8

APPORTIONMENT
Legislature, constitutional amendment, SJR 15

APPRAISERS
Land Office, prohibiting certain acts, HB 1113
Sheriffs to require appraisals of property, HB 1082

APPROPRIATIONS
ACOG, SB 95
Aeronautics Commission, Oklahoma, SB 118
Affairs, Public, State Board of, SB 94, HB 1264, HB 1327
Agriculture, Department of, SB 119, HB 1264, HB 1321
Aircrafts and airports, SB 118
Alcohol Prevention, Training, Treatment and Rehabilitation Authority, SB 107
Alcohol Services Act, SB 107
Alcoholic Beverage Control Board, HB 1154, HB 1454
Alcoholic Influence, State Board of Chemical Tests for, SB 108, HB 1136
Allen Wright Memorial Library, SB 94
Altus Visitor Information Center, SB 120
American Correctional Association, capital outlay project for Corrections Department, HB 1319
American Public Health Association standards, capital outlay project for Corrections Department, HB 1319
American Theater Company, Tulsa, HB 1140
Anadarko Historical Society, SB 101
Anadarko Philomathic Museum, SB 101
Animal Control Program, Predatory, SB 119
Apache Historical Society, SB 101
Appeals, Court of, HB 1135
Appellate Defender Program, SJR 8
Arcadia Youth, Family and Multi-purpose Association, SB 104
Ardmore Guidance Clinic of Southern Oklahoma, SB 107
Ardmore Schools, reconstruction, HB 1140
Armories, HB 1320
Armory, El Reno, construction, SB 110
Armory, McAlester, SB 110
Armory, Tonkawa, construction, SB 110
Armstrong Academy Cemetery, SB 101
Arrowhead Lodge, SB 120, HB 1264
  Air conditioner, SJR 37
Arsenal Building, renovation, SB 94
Arts and Humanities Council HB 1143
ASCOG, SB 95
Atoka County Historical Society, SB 101

Atoka Kiamichi Area School, HB 1141
Attorney General, Office of, HB 1129, HB 1132
Auditor and Inspector, State, SB 93
Autry School, Enid, HB 1141
AVTS (Area Vocational Technical Schools, see Vocational and Technical Education)
Awards Board, Oklahoma, SB 1
Ballot titles, legal publication of, SB 89
Banking Department, Office of the, HB 1155
Bartlesville Energy Research Center, SB 90
Bassett Correctional Center, SB 115
Battered women shelter services, SB 107
Beaver County Historical Society, SB 101
Berryhill Creek, SB 151
Big Heart Historical Society, SB 101
Bi-State Mental Health Foundation, Ponca City, SB 107
Black Culture Center, Langston, SB 101
Black Health Care Providers, publication of the history of, SB 101
Blackwell Traveler Information Center, SB 120
Bloomfield Academy Cemetery, Bryan, SB 101
Boley Historical Site, SB 101
Boley National Historic District, SB 101
Boswell Museum, Leedey, SB 101
Boynton Schools, reconstruction, HB 1140
Bridges, counties, school bus routes, SB 118
Broiler Show, SB 120
Broken Bow Lake Association, SB 120
Broken Bow Visitor Information Center, SB 120
Budget, Division of the, SB 88
Budget Officers, National Association of State, SB 88
Buffalo Harper County Museum, SB 101
Burney Cemetery, SB 101
Caddo Historical Club, SB 101
Campus Master Plans, higher education, HB 1136, HB 1264
Canadian County Historical Society, El Reno, SB 101
Canadian Rivers Historical Society, SB 101
Capital Improvements, supplemental to certain state agencies, HB 1264
Capital outlay, Central State Griffin Memorial Hospital, SB 107
Capital outlay, Department of Corrections, HB 1319
Capitol Building, SB 94, HB 1264, HB 1327
Capitol Cafeteria, SB 94, HB 1264
Capitol Improvement Authority, SB 98
Capitol-Medical Center Zoning Commission, SB 94
Capitol Police, SB 94
Capitol Rotunda Visitor Center, SB 85
Carl Albert Community Mental Health Center, SB 107, HB 1264
Carl Albert Congressional Research and Studies Center, SJR 27
Carnegie Elementary School, SR 60
Carnegie Library Building, SB 101
Carter County School District I-66 and I-19, HB 1140

Catoosa Traveler Information Center, SB 120
Center for Local Government Technology, OSU, rural bridge construction, SB 118
Central Oklahoma Community Mental Health Center, HB 1264
Central Purchasing, SB 94, HB 1264
Central State Griffin Memorial Hospital, SB 107, HB 1264
Cerebral Palsy Center, Oklahoma, HB 1151
Chemical Tests for Alcoholic Influence, State Board of, SB 108, HB 1136
Cherokee County Guidance Center, SB 104
Cherokee National Cemetery, SB 101
Cherokee Strip Museum, SB 101
Chickasha School District, Jane Brooks School for the Deaf, HB 1328
Chief Mine Inspector, HB 1162
Child guidance, SB 104
Child Study Center, Oklahoma City, SB 104
Children, state aid for dependents of certain veterans, HB 1152
Childrens Medical Center, SR 60
Chiropractic Student Assistance Program, HB 1136
Choctaw County Historical Society, SB 101
Choctaw Historical Society, SB 101
Civil Air Patrol, SB 108
Civil Defense, Office of, SB 113
Clara Waters Community Center, HB 1319
Cleveland County Historical Society, SB 101
Clinical Laboratory, Emergency Medical and Trauma Center, University Hospital, HB 1137, HB 1322
Clinton-Sherman Air Force Base, SB 90
Coal County Historical and Mining Museum, SB 101
COEDD, SB 95
Colbert Historical Society, SB 101
Colbert Traveler Information Center, SB 120
Collinsville Historical Society, SB 101
Community Arts Programs, HB 1143
Community Mental Health Services Act, SB 107
Community Physicians Services, SB 95, HB 1323
Conner Correctional Center, SB 115, HB 1319
Conners Building, overhead walkway, SB 98
Conservation Commission, Oklahoma, SB 121, SB 151
Consumer Affairs, Commission on, HB 1156
Consumer Credit, Commission on, HB 1156
Controlled dangerous substances, purchasing, SB 117
Corn Historical Society, SB 101
Corporation Commission, HB 1157, HB 1383
Corrections, Department of, SB 115, HB 1319
Cosmetology, Board of, HB 1166
Cotton County Historical Society, SB 101
Council of Health Careers, HB 1323
Council of State Governments, SB 88
Counties and county officers, Fund for Reimbursement of Counties, SB 96
County Government Educational Services Center, OU, rural bridge construction, SB 118

Coweta Bell Museum, SB 101
Crescent School, HB 1264
Crime Commission, Oklahoma, SB 112
Criminal Appeals, Office of the Court of, HB 1130
Criminal Justice, Oklahoma Center for, SJR 8
Custer County School District I-66, HB 1140
Dairy Show, SB 119, SB 120
Data Processing and Planning, SB 94
Dewey Hotel, SB 101
District Attorneys, HB 1132
District Attorneys Training Coordination Council, HB 1132
District Courts, Office of the, HB 1133
Doaksville, SB 101
Domiciliary Facilities Inspection Fund, SB 104
Douglas Johnston Home, SB 101
Drug Treatment and Rehabilitation Authority, SB 107
Eastern Oklahoma Historical Society, SB 101
Eastern State Hospital, SB 107, HB 1264
ECHO, HB 1140
Economic and Community Affairs, Department of, SB 95, SB 295, HB 1323
EDA-Section 304 Construction Grants Program, local community match on the, SB 95
Education, Higher, State Regents for, SB 125, SJR 27, HB 1136, HB 1264
Education, State Board of, HB 1139, HB 1140, HB 1264, HB 1328
Educational Television Authority, Oklahoma, HB 1142, HB 1264
Election Board, Secretary of the State, SB 91
Elementary counseling, HB 1140
Elk City Museum, SB 101
Emergency Fund, State, HB 1324
Emergency Insect Control, SB 119, HB 1321
Emergency Telephone System, SB 108
Employee Suggestion Program, Board of Public Affairs, SB 94
Employees Retirement, Oklahoma Public, HB 1148, HB 1214
Energy, Department of, HB 1165
Energy Council, Southwest Regional, SB 85
Enid Satellite Laboratory (OSBI), SB 111
Enid Traveler Information Center, SB 120
Enriching Children's Hearing Opportunities (ECHO), HB 1140
EODD, SB 95
Equalization, Board of, SB 92, HB 1326
Erick Traveler Information Center, SB 120
Eufaula, Lake, SB 120
Evidence in narcotic cases, SB 117
Family Planning Services, HB 1325
Federally Guaranteed Student Loan Program, HB 1136
Fees for informers, SB 111, SB 117
Fire Protection Personnel Standards and Education, Commission on, HB 1145
Flood control, SB 121
Food and Fiber Show, SB 119, SB 120
Forest Heritage Center, SB 101

Forestry Division, Department of Agriculture, HB 1264
Forestry Show, SB 119, SB 120
Fort Gibson, SB 101
Fort Gibson Lake Association, SB 120
Fort Supply Teamsters Cabin, SB 101
Fort Towson, SB 101
Fountainhead State Lodge, SB 120, HB 1264
Frederick Historic Society, SB 101
Freedom Museum, SB 101
Frontier Country, SB 120
Fun Country, SB 120
Gate Museum, SB 101
Gateway to the Panhandle Museum, SB 101
Gordon Cooper School (Shawnee), HB 1141
Government Educational Services Center, County, University of Oklahoma, SB 118
Government Technology, Center for Local, OSU, SB 118
Governor, Office of the, SB 86, SB 94, SB 108
Governor McCurtain's House, SB 101
Governor's Committee on Employment of the Handicapped, HB 1147
Governor's Conference, National, SB 88
Governor's Mansion, SB 94, HB 1264, HB 1327
Grady County Historical Society, SB 101
Grand Lake, SB 120
Granite Reformatory, SB 115, HB 1319
Grant County Historical Society, SB 101
Great Plains Country, SB 120
Green Country, SB 120
Green McCurtain Homesite (Kinta), SB 101
Guidance Center, Southwest (Wheatland), HB 1325
Guidance Clinic of Southern Oklahoma (Ardmore), SB 107
Guidance Services, Statewide Regional, SB 104
Guymon Visitor Information Center, SB 120
Hammon Historical Society, SB 101
Hammon Schools, reconstruction, HB 1140
Handicapped, Governor's Committee on Employment of the, HB 1147
Harp Correctional Center, SB 115, HB 1319
Harrah Historical Society, SB 101
Haskell County School District I-20, HB 1140
Health, State Department of, SB 104, HB 1325
Health Careers, Council of, HB 1323
Health Planning Commission, Oklahoma, SB 105, SCR 7
Health Standards Program, HB 1319
Henry S. Johnston Library, SB 101
Higher Education, State Regents for, SB 125, SJR 27, HB 1136, HB 1264
Higher Education Tuition Aid Act, Oklahoma, HB 1136
Highway Construction and Maintenance Fund, SB 118
Highway Patrol, SB 108, SB 109
Historical sites, museums and projects, SB 101
Historical Society, Oklahoma, SB 101

Historical Society Building, SB 101, HB 1264
History of Oklahoma and the West, University of Oklahoma, SB 101
Hobart Short Grass Theater (Old City Hall Opera House), SB 101
Homebound children, HB 1140
Hominy Correctional Center, SB 115, HB 1319
Honey Springs Battlefield Site, SB 101
Horace Mann Community Treatment Center, HB 1319
Hospital and clinic care and treatment for inmates, SB 115
House of Representatives, SB 84
Howard C. McLeod Correctional Center, SB 115, HB 1319
Hudson Lake Association, SB 120
Hudson Program for School Age Parents in Tulsa, SB 104, HB 1325
Hughes County Historical Society, SB 101
Hugo Center, school satellite, HB 1140
Hugo Depot, SB 101
Hugo Historical Association, SB 101
Human Rights Commission, Oklahoma, HB 1149
Hypertension, Department of Health, SB 104
Idabel Historic Preservation District, SB 101
Illinois River Valley Association, SB 120
INCOG, SB 95
Indian Affairs Commission, Oklahoma, HB 1150
Indian American Heritage Institute, SB 101
Indian Territory Genealogical and Historical Society, SB 101
Industrial Development, Department of, SB 90
Information Centers, Oklahoma Traveler, SB 120
Inmate
  Court costs, SB 115, HB 1319
  Hospital and clinic and treatment, SB 115, HB 1319
  Incentive Pay Program, SB 115, HB 1319
Insect control, SB 119, HB 1321
Insurance Commissioner, Office of the, HB 1158
Interagency Mailing System, SB 94
Internship and residency training of physicians, HB 1138
Investigation, State Bureau of, SB 111
J. M. Davis Memorial Commission, SB 102
Jane Brooks School for the Deaf, HB 1136, HB 1140, HB 1328
Jim Taliaferro Community Mental Health Center, SB 107, HB 1264
Jim Thorpe Building, SB 94
Jim Thorpe Home, SB 101
Joe Harp Correctional Center, SB 115, HB 1319
Johnston County Historical Society, SB 101
Judicial Fund, State, SJR 8, HB 1133
Judicial Nominating Commission, HB 1135
Judiciary, Court on the, HB 1135
Jury Instructions, Oklahoma Uniform, HB 1135
Kate Barnard Community Treatment Center, HB 1319
Katy Museum (Elk City), SB 101
Kaw City Museum, SB 101

Kaw Lake Association, SB 120
KEDDO, SB 95
Kerr Industrial Applications Center, SB 90
Keystone Crossroad Historical Society, SB 101
Keystone Lake, SB 120
Kiamichi Area Vo-Tech School, Atoka, HB 1264
Kiamichi Country, SB 120
Kiowa Historical Society, SB 101
Labor, Department of, HB 1159
Lamb Show, SB 119, SB 120
Land Office, Commissioners of the, HB 1144
Laverne Community Museum, SB 101
Law Enforcement Education and Training, Council on, SB 114
Lawton Traveler Information Center, SB 120
Legislative Council, State, SB 85
Legislature, SB 84
Legislatures, National Conference of State, SB 88
Leon J. York's Children's Shelter in Payne County, SB 104
Lexington Assessment and Reception Center, SB 115, HB 1319
Libraries, Oklahoma Department of, SB 100
Lieutenant Governor, SB 87
Life Safety Codes Systemwide, HB 1319
Lincoln County Historical Society, SB 101
Liquefied Petroleum Gas Board, HB 1160
Logan County Historical Society, SB 101
Logan County School District I-2, HB 1264
Lone Chimney Historical Site, SB 101
Lou Ann Chance Project, Adair County, SB 101
Mabel Bassett Correctional Center, SB 115, HB 1319
Margaret Hudson Program for School Age Parents, Tulsa, SB 104, HB 1325
Marshall County Historical Society, SB 101
Mattie Beal Home, Lawton, SB 101
Mayes County Historical Society, SB 101
McAlester Armory, SB 110
McAlester Community Treatment Center, HB 1319
McAlester Penitentiary, SB 115, HB 1319
McAlester Visitor Information Center, SB 120
McCurtain County Historical Society, SB 101
McLaughlin Mound (Latimer County), SB 101
McLeod Correctional Center, SB 115, HB 1319
Medicolegal Investigations, Board of, SB 106, HB 1264
Medicolegal Investigations Facility, Tulsa, SB 106
Medicolegal Morgue Facility, Oklahoma City, SB 106
Medicolegal Morgue Facility, Tulsa, HB 1264
Mental Health, Department of, SB 107, SB 125, HB 1264
Mental Health Services Act, Oklahoma Community, SB 107
Mental Health System, Statewide Community, SB 107
Miami Traveler Information Center, SB 120
Mid-Del Youth and Family Center, SB 104

Midterm adjustment, HB 1328
Midwest City Historical Society, SB 101
Military Department, Oklahoma, SB 110, HB 1320
Mine Inspector, Chief, office of, HB 1162
Mingo Creek Urban Flood Control, SB 121
Mining Board, State, HB 1161
Mobile Home Board, State Factory Manufactured, HB 1515
Motor Pool, HB 1264
Motor Vehicles, licenses, SB 96
Muldrow Schools, reconstruction, HB 1140
Multicounty organizations, SB 120
Multicounty regional planning, substate, SB 95
Murray Lindsay Museum, SB 101
Museum of the Great Plains, SB 101
Museum of the Western Prairie, SB 101
Muskogee Clinic, HB 1264
Muskogee Community Treatment Center, HB 1319
Muskogee County School Districts I-4 and I-20, HB 1140
Muskogee Visitor Information Center, SB 120
Narcotics and Dangerous Drugs Control, Bureau of, SB 117
National Guard, SB 110
NECO, SB 95
Ninetieth Division Memorial, SB 101
NODA, SB 95
Nowata Historical Society Museum, SB 101
OEDA, SB 95
Oklahoma Awards Board, SB 1
Oklahoma City Community Treatment Center, HB 1319
Oklahoma County Historical Society, SB 101
Oklahoma State University, Center for Local Government Technology, SB 118
Oklahoma Stream Threshers, Pawnee, SB 101
Oklahoma Territorial Museum, Guthrie, SB 101
"Oklahoma Today", magazine, SB 120
Oktaha Historical Society, SB 101
Old Central Museum, SB 101
Old Doaksville, SB 101
Old Greer County Museum, SB 101
Old Town Museum, SB 101
100th Meridian Museum, Erick, SB 101
101 Ranch Historical Society, Kay County, SB 101
Oklahoma City Skills Center, HB 1141
"One Man — One Unit," Highway Patrol, SB 108
Oologah Lake, SB 120
Optometry Education Assistance Contract Program, HB 1136
Osage County Historical Society, SB 101
Osage Hills State Park, SB 120
O. T. Autry School, Enid, HB 1141
Ouachita Correctional Center, SB 115, HB 1319
Overholser Mansion, SB 101

Owasso Historical Society, SB 101
Ozarks Regional Commission, SB 95
Pardon and Parole Board, SB 116
Parent/Child Development Center, Oklahoma City, SB 107
Parents' Assistance Center, SB 104
Parks, State, SB 120
Parris Mound Site, SB 101
Pauls Valley Historic Preservation District, SB 101
Peanut Pod Rot Research, SB 119
Pecan Show, SB 119, SB 120
Personnel Board, State, SB 99
Personnel Officers, Department of Corrections, HB 1319
Physician Education Scholarship Fund, Oklahoma, HB 1138
Physician Training and Work Experience Scholarship Fund, Community Preceptor HB 1138
Physician Manpower Training Commission, HB 1138
Physicians Services, Community, SB 95, HB 1323
Pioneer Museum, SB 101
Pittsburg County Historical Society, SB 101
Planning Agencies, Council of State, SB 88
Pollution Control, Department of, SB 123
Poor persons, orphans, education of, HB 1136
Pottawatomie County Historical Society, SB 101
Poultry Show, SB 119, SB 120
Poverty, DECA, directing to mobilize resources to combat, SB 95
Predatory Animal Control Program, SB 119
Printing Co-op, State Capitol, SB 101
Property and Casualty Rates, State Board for, HB 1163
Public Affairs, State Board of, SB 94, HB 1264, HB 1327
Public Employee Relations Board, SB 94
Public Employees Retirement System, HB 1148, HB 1214
Public Safety, Oklahoma Department of, SB 108, SB 109, HB 1264
Purcell Facility, SB 101
Quapaw Historic Tribal Campground, SB 101
Red Carpet Country, SB 120
Red River Valley Archaeological Museum, SB 101
Red River Valley Historical Association, SB 101
Regents for Higher Education, SB 125, SJR 27, HB 1136, HB 1264
Reimbursement of Counties Fund, SB 96
Reverend Sylvester Morris House, Tulsa, SB 101
Roads, bridges and highways, SB 118
Rodeos, Department of Corrections, HB 1319
Roger Mills County Historical Society, SB 101
Roman Nose State Park, SB 120
Rural Medical Education Loan and Scholarship Fund, HB 1138
Rural Water Districts, SB 95
Rush Springs Historical Society, SB 101
Sallisaw Traveler Information Center, SB 120
Santa Claus Commission, SB 94

Sapulpa Schools, reconstruction, HB 1140
Scenic River Commission, SB 120
Schools, common, HB 1140
Science and Engineering Fair, HB 1140
Secretary of State, SB 89
Secretary of the State Election Board, SB 91
Securities Commission, HB 1164
Seger Colony Site Preservation, SB 101
Seminole Nations Museum, SB 101
Seminole Oil Museum, SB 101
Senate, Oklahoma, SB 84
Sequoyah County School District I-3, HB 1140
Sequoyah Home Site, SB 101
Sequoyah State Park, SB 120
Skiatook Historical Society, SB 101
SODA, SB 95
Sooner Theater, Norman, SB 101
Southeast Genealogical Society, SB 101
Southern Growth Policies Board, SB 88
Southwest Guidance Center, Wheatland, HB 1325
Southwest Regional Energy Council, SB 85
Special Education, SR 60, HB 1140
Special events, tourism and recreation, SB 120
Speech and Hearing Clinic, O.U., HB 1136
State Capitol Printing Company Building, SB 101
State Factory Manufactured Mobile Home Board, HB 1515
Statewide Community Mental Health System, SB 107
Stephens County Historical Museum, SB 101
Stigler Schools, reconstruction, HB 1140
Stringtown Correctional Center, HB 1319
Stroud Traveler Information Center, SB 120
Substate Multicounty Regional Planning, DECA, SB 95
Supreme Court, SJR 8, HB 1135
SWODA, SB 95
Sylvester Morris House, Tulsa, SB 101
Tahlequah Satellite Laboratory, OSBI, SB 111
Taliaferro Memorial, Madill, SB 101
Tax Commission, Oklahoma, SB 96
Tax Review, Court of, HB 1131
Tax-Sheltered Income Deferment Plans, HB 1148
Teacher's Salaries, HB 1140
Tenkiller, Lake, SB 120
Texoma, Lake, SB 120
Thackerville Traveler Information Center, SB 120
Tick Eradication Program, SB 95
Tick research, SB 119
Tillman County Historical Society Museum, SB 101
Title XX Matching Funds, Mental Health Department, SB 107
Top of Oklahoma Historical Society, SB 101

Tourism and Recreation, Department of, SB 120, SJR 37, HB 1264
Transportation, State Department of, SB 118
Traveler Information Centers, SB 120
Treasurer, State, SB 97
Triangle Area Heritage Association, SB 101
Tri-City Youth and Family Center, SB 107
Tri-County Lake Association, SB 120
Tsa-La-Gi "Theme Park," SB 120
Tuition Aid Act, Higher Education, HB 1136
Tulsa County Old Fort Arbuckle, SB 101
Tulsa Medical Examiner Facility, HB 1264
Tulsa Psychiatric Center, Inc., SB 107
Tulsa State Office Building, office space rental, SB 98
Uniform State Laws, National Conference of Commissioners on, SB 88
University Hospital, HB 1137, HB 1264, HB 1322
University of Oklahoma, Government Educational Services Center, County, SB 118
Various state agencies, HB 1264
Veterans, dependents, state aid, HB 1152
Veterans Affairs, Department of, HB 1152, HB 1264
Veterans Cemetery, HB 1320
Veterans Center, Ardmore, HB 1152
Veterans Center, Clinton, HB 1152
Veterans Center, Norman, HB 1152, HB 1264
Veterans Center, Sulphur, HB 1152, HB 1264
Veterans Center, Talihina, HB 1152, HB 1264
Veterans Commission, War, HB 1152
Veterans Commission Revolving Fund, HB 1152
Veterans Emergency State Aid, HB 1152
Vinita Troop Headquarters, SB 108, HB 1264
Visitor Information Center, State Capitol Rotunda, SB 94
Vital Records Computerized Retrieval System, SB 104
Vocational and Technical Education, State Board of, HB 1141, HB 1264
Wagoner County Historical Society, SB 101
Wapanucka Academy Cemetery, SB 101
War Veterans Commission, HB 1152
Warrants, cancelled, SB 124
Washita County Historical Museum, SB 101
Washita Valley Museum, SB 101
Water Districts, assistance to rural, SB 95
Water Resources Board, SB 122, HB 1318
Watershed Planning and Development, flood control, SB 121
Waterways Patrol Division, SB 108
Western Oklahoma Historical Society, SB 101
Western Plains Indians Arts and Crafts Commission, HB 1153
Western Prairie, Museum of the, SB 101
Western State Hospital, SB 107, HB 1264
Western Trail Historical and Genealogical Society, Altus, SB 101
Wheat Root Rot-Nematode Complex Research, SB 119
Wheelock Mission, SB 101

Wiley Post Building, HB 1264
Wiley Post Monument, SB 101
Will Rogers Centennial, SB 120
Will Rogers Homesite, SB 120
Will Rogers Memorial Commission, SB 103, SB 120
Will Rogers Research Project, OSU, SB 101
Wister, Lake, Association, SB 120
Workers' compensation, Department of Corrections, HB 1319
Workers' Compensation Court, HB 1134
Wright, Allen, Memorial Library, SB 94
Wynnewood Historical Society, SB 101
Youth and orphans, dependent, training and education of, HB 1136

ARBITRATION (see COLLECTIVE BARGAINING)

ARCHITECTS
Architects of Oklahoma, Board of Governors of Licensed, HB 1100
Architectural Act, State, HB 1100
Department of Corrections, prohibiting contracts, HB 1319

ARCHIVES AND RECORDS COMMISSION
Attorney General, removal from Board, HB 1504
Tax Commission, confidential records and files exempt, SB 296

ARMORIES
Appropriation, HB 1320
El Reno, McAlester and Tonkawa, appropriation, SB 110
Special Armory Board, changed to Oklahoma Military Property Control Board, SB 15

ARMORY CONSTRUCTION BOARD
Removing Attorney General, Governor to appoint member, HB 1504

ARRINGTON, JAMES H.
Condolences, SR 24

ARSON
Arson in the first degree, defining, SB 149
Arson Reporting Immunity Act, creating, HB 1031
Monetary limitations, increased, SB 162
Penalties, increased, SB 149, SB 162

ARTS AND HUMANITIES COUNCIL
Appropriation, HB 1140, HB 1143
Renaming as State Arts Council of Oklahoma, SB 136

ATOMIC ENERGY (see RADIOACTIVE MATERIALS)

ATTORNEY GENERAL, OFFICE OF
Appropriation, HB 1129, HB 1132

Deferred compensation, state employees, interpret laws, SB 276, HB 1307
Housing Finance Authority, Oklahoma, member of, SB 235
Income tax check-off for campaign expenditures, HB 1027
Legislature, provide expeditious opinions, HB 1504
Natural Gas Curtailment and Regulation Hearings, act as counsel, HB 1129
Public trusts, requiring reporting, audits, injunctions, HB 1386
Security Agents, Oklahoma Board of, members, SB 198
State boards and agencies, removing as member of, SB 201, HB 1504
Vacancy in office, appointment, SB 159

ATTORNEYS
Fees
  Automotive Repair Act, violations of, SB 172
  Indigents, SB 311, SB 349, SCR 30, HB 1345
  Motor vehicles, contracts, SB 65
  Property damage, negligence and willful injury, HB 1232
  Small claims, transfer to higher court, SB 68
  Title insurance, SB 200
Legislators, representation before state agencies, HB 1371
Malpractice, reports of, HB 1054
Probate procedure, creditors' notice, allowable places of return, HB 1449
Report and notice to certain parties, property partition, HB 1462
Trial continuance, procedures, SB 163

AUDITOR AND INSPECTOR, STATE
Appropriation, SB 93
Corrections Department, audit, SB 93
County and state audits, contracting private auditors, SB 93, HB 1191
Examiners, qualifications, SB 93
Income tax check-off for campaign expenditures, HB 1027
Public trusts, standards and format of audits, HB 1386
State Treasurer and Director of State Finance, transfer duties, HB 1019, HB 1020
Statutory references, changing from State Examiner and Inspector, SB 305, HB 1019, HB 1020
Tax Commission audit, SB 96
Vacancy in office, legislative appointment, SB 159

AUDIOLOGISTS
Malpractice insurance, SB 330

AUDITS
Corrections Department, authorizing Auditor and Inspector to make, SB 93
Public utilities, authorizing Corporation Commission, HB 1382
Tax Commission, authorizing Auditor and Inspector, SB 96

AUTOMOBILE REPAIR ACT, SB 172

AUTOMOBILES (see MOTOR VEHICLES)

AUTOPSIES
Place of performance, requiring payment, SB 274
State Mental Hospitals, investigation, SB 271

AWARDS AND DECORATIONS BOARD
Abolishing, SB 16

AWARDS BOARD, OKLAHOMA
Appropriation, SB 1
Creating, duties, membership, medals, SB 1

B

BAIL BONDS
Increases for certain offenses, HB 1002

BAILIFFS
Salary increase, HB 1253

BALLOTS (see ELECTIONS)

BANK MODERNIZATION ACT
Extended facilities, SB 48, SB 246, SB 328

BANKING BOARD
Per diem for members, HB 1155

BANKING COMMISSIONER
Oklahoma Housing Finance Authority, member of, SB 235

BANKING DEPARTMENT, OFFICE OF
Appropriation, HB 1155
Employees
  Merit System, exempting positions, SB 246, SB 254
  Positions, new, creating, SB 246, SB 254
Examinations, frequency, certain banks, SB 246, SB 254
Fees, increasing, SB 246, SB 254

BANKS AND BANKING
Bank Modernization Act, extended facilities, SB 48, SB 246, SB 328
Examinations, merit system, exempt, SB 254
Financial Privacy Act, financial records, restricting release of, SB 217
Loans to bank officers, SB 246, SB 254
Loans secured by land, raising interest rates, HB 1363
Payable on Death Accounts, SB 246, SB 254
Reports to Office of Banking Department, SB 246, SB 254
Travelers checks, abandoned, HB 1240

BARBER EXAMINERS, STATE BOARD OF
Sunset Law, recreating, SB 33, SB 189

BARREN FORK
Canoe fees, SB 120

BARROW, JUDGE ALLEN E.
Condolences, SR 17

BARTLETT, DEWEY F.
Condolences, SR 18

BASINGER, LLOYD
Outstanding performance, Highway Patrol, memorializes, SCR 1

BEAUTY SCHOOLS, BEAUTICIANS (see COSMETOLOGY)

BEEF (see AGRICULTURE)

BEER (see also INTOXICATING LIQUORS)
Minors, sale to, age, SB 344
Municipalities
  Locations, restricting, SB 154, SB 179, SB 344
  Permits, requiring, SB 179
Sales Tax
  Improving correctional institutions, constitutional amendment, SJR 14
  Levying, SB 150

BENTSEN, SENATOR LLOYD
Praising gas rationing position, SCR 25

BENTON, DR. NED
Investigation, SJR 34, HJR 1034

BIDS AND BIDDING
Motion picture theaters, prohibiting blind bidding, SB 32, HB 1270
Motor Fuel Purchasing Act, state agencies, exempting from bids, HB 1511
Public buildings and public works
  Contracts split for bidding, raising amount, SB 202
  Increases allowable a dollar amount of contracts under 1974 Competitive Bidding Act, SB 317
Public construction contracts, SB 317
Roads and bridges, raising nonbid financing limits for certain projects by county commissioners, SB 58
State government agencies preference to in-state bidders on Oklahoma goods, HB 1367

BINGO
Sales tax, nonprofit organizations, exempting, SCR 10

BLACK FOX NUCLEAR PLANT
Moratorium on construction, SR 33

BLIND PERSONS
Social services, payments, increases, SJR 19, HJR 1004
Vendor Drug Program, expanded, HJR 1017

BLOOD DONOR WEEK
State Capitol, HCR 1002

BOATS AND MOTORS (see MOTOR VEHICLES)

BOGUS CHECKS (see CRIMES AND PUNISHMENTS)

BOHANON, JUDGE LUTHER
Praising efforts, improving prison system, SR 2

BONDS
Appropriation to Regents for Higher Education, Department of Mental Health from sale of bonds, SB 125
Bail, raising, hunting and fishing offenses, HB 1002
Cities and towns, allowing indebtedness for financing:
Public utilities, constitutional amendment, SJR 29
Street improvements, constitutional amendment, SJR 30
Fire Protection Districts, raising amount and time maximum for bonds, SB 225
Home Development and Assistance Program, SB 247
Municipal Revenue Bond Act, creating, SB 333
Revenue, allows State Treasurer to offer to purchase at Northeastern (Tahlequah) and Northwestern (Alva), HJR 1027
Tourism and Recreation Commission, repeal of authority to issue negotiable bonds, HB 1233
Water Development and Conservation Authority, HB 1460

BONDS, BAIL (see BAIL BONDS)

BOONE, BYRON V., MRS.
Condolences, SR 30

BOREN, SENATOR DAVID
Praising gas rationing position, SCR 25

BOTTLES, RETURNABLE (see REVENUE AND TAXATION)

BRADLEY, ED
Honorary Leprechaun of Oklahoma State Senate, SR 23

BRADSHAW, MARK
Naming "The Mark 'Buzz' Bradshaw Packsaddle Bridge," HCR 1026

BRADSHAW, SCOTT
Praising, directing Congress to name landmark at Skiatook Reservoir in honor of, SR 3

BRANTLEY, BILLY WAYNE
Suit against the state, authorizing, SJR 12

BRIDGES (see ROADS, BRIDGES AND HIGHWAYS)

BROOKS, JANE, SCHOOL FOR THE DEAF
Appropriation, HB 1136, HB 1140, HB 1328
Commendation, SR 31

BRUCELLOSIS
Branding, removal of tags, penalties, seller inform of testing, HB 1187
Federal program, reform or eliminate, SCR 18

BUDGET ACT, MUNICIPAL, SB 300

BUDGET BALANCING
U.S. Constitutional Amendment, SJR 3, SCR 17

BUDGET, DIVISION OF
Appropriation, SB 88

BUILDING BONDS COMMISSION
Attorney General removed, HB 1504

BUILDING ENERGY CONSERVATION ACT
Cities and towns, building codes and guidelines, HB 1121

BUREAU OF INVESTIGATION, STATE (see INVESTIGATION, STATE BUREAU OF)

BURGLARY see (see CRIMES AND PUNISHMENTS)

BUSES
Public transportation requirements, exempt from, HB 1408

BUSINESS CORPORATION ACT
Provisions modified, SB 6

BUSING
Urging Congress to end during fuel crisis, HCR 1034

C

CAMP OPERATORS
Licensing, providing regulations, SB 289

CAMPAIGN CONTRIBUTIONS
Income tax check-off, political parties, SB 203, HB 1027

CANCER
Financial support, additional cigarette revenues, constitutional amendment, SJR 35
Lilium, allowing use of, HB 1356

CANCER, GOVERNOR'S COMMITTEE TO COMBAT
Abolishing, HCR 1024

CANDIDATES FOR OFFICE
Corporation Commission
Office vacant if filing for other office, HB 1157
Political activity/candidacy prohibited for unclassified employees, HB 1157
Governor and Lieutenant Governor, joint nomination and election, SB 267
Judicial, grounds for removal, HB 1004
Residency requirements for district judge, SB 238

CAPITAL IMPROVEMENT FUND, OKLAHOMA
Cigarette tax, levying additional, HB 1264, HB 1484
Creating, HB 1264, HB 1484

CAPITAL IMPROVEMENTS
Various state agencies, appropriation, HB 1264

CAPITOL BUILDING
Appropriations, SB 94, HB 1264, HB 1327
Electrical equipment, requiring approval, SB 94

CAPITOL IMPROVEMENT AUTHORITY, OKLAHOMA
Appropriation, SB 98
Attorney General, removing from board, HB 1504
Legislative Liaison Committee, advance meeting notification, HB 1040

CAPITOL-MEDICAL CENTER IMPROVEMENT AND ZONING COMMISSION
Appropriation, SB 94
Property owners, restricting certain actions, HB 1509

CAPITOL ROTUNDA VISITOR INFORMATION CENTER
Appropriation, SB 85
Legislative Council, under supervision of, SB 85
Salary, supervisor, SB 85

CARTER, PRESIDENT JIMMY
Welcoming to Elk City, SR 28

CASTRATION
Sex crimes, conviction, SB 79

CENTER FOR CRIMINAL JUSTICE
Attorney General, removing from board, HB 1504
Indigent criminal defendants, representation, funding, SJR 8

CENTRAL PURCHASING ACT
Exempting motor fuel purchases, HB 1511
Goods manufactured or grown in Oklahoma, HB 1367
State agencies, exempting, HB 1396

CENTRAL STATE GRIFFIN MEMORIAL HOSPITAL
Appropriation, SB 107, HB 1264
Sale of land, directing proceeds, HJR 1014

CERTIFICATE OF NEED
Abolishing, SB 237
Moratorium, issuance of certificates, SR 4

CERTIORARI
Costs recoverable when interlocutory order reversed on appeal, HB 1403

CHANGE OF VENUE
Forum non conveniens, doctrine of, prohibiting, intrastate, SB 161

CHECKS, BOGUS (see CRIMES AND PUNISHMENTS)

CHEMICAL TESTS FOR ALCOHOLIC INFLUENCE, STATE BOARD OF
Appropriation, SB 108, HB 1136

CHILD SUPPORT (see CHILDREN)

CHILDREN
Adoption
  Parental consent exception when parent is charged with certain crimes, SB 262
  Release of records, SB 268
Aid to families with dependent children, payments, increases, HJR 1004
Child support, changing age limitations when child in high school, SB 78
Childbirth, midwives, SB 171
Higher education, tuition for law enforcement agents' dependents, SB 12, HB 1116
Immunizations, admission to day care centers, SB 143
Juvenile proceedings
  Apprehension, authorization for law enforcement officials, HB 1493
  Certification as adult, HB 1208, HB 1493
  Child in need of supervision, defining, SB 28, SB 234
  Court records, expunged, HB 1493
  Court supervision, parents, SB 28
  Delinquent children, defining, SB 234, HB 1493
  Detention, separate from other prisoners, HB 1208
  Felony crimes, age to prosecute, HB 1493
  Juvenile Bureau, deletes authority to file cases, HB 1493

Juvenile division, district court, proceedings, SB 339
Reverse Certification Law, corrects, HB 1493
Kindergarten, minimum age for attendance, SB 7, SB 205
Minors, nonintoxicating liquors, SB 344
Paternity suits, liens on real property, HB 1075
Restitution for certain crimes, parental liability, HB 1313
Transportation, public schools, reduces distance paid by state funds, SB 56
Truant, defining, SB 28, SB 234
Youthful Offender System, special committee to study, SJR 33

CHILDREN AND YOUTH, GOVERNOR'S COMMITTEE ON
Terminating, HCR 1024

CHILDREN'S MEMORIAL HOSPITAL
Employee and salary maximums, HB 1168
Supplies, exempting from Central Purchasing Act, HB 1396

CHINA, REPUBLIC OF
Memorializing Congress, guarantee security and social trade relationships, HCR 1009

CHIROPODY
Changing medical terminology to podiatry, SB 184

CHIROPRACTORS
Accident and health insurance, coverage, SB 286
Education assistance, HB 1136
Educational requirements, HB 1108
Nonprofit corporations, exempt, insurance laws, HB 1302

CIGARETTES
Sales tax exemption removed, HB 1041
Warehousing outside state prohibited, HB 1369

CIGARETTE TAX (see REVENUE AND TAXATION)

CITIES AND TOWNS
Alcohol abuse, alternative treatment for convicted abusers, SB 129
Budget Act, terms and penalties, SB 300
Buildings, energy guidelines, HB 1121
Central purchasing, goods made in Oklahoma, HB 1367
Collective bargaining, organization procedures, HB 1395
Debts, public financing of roads and streets, constitutional amendment, SJR 30
Elections, special, eliminating, HB 1297
Excise tax, authorizes additional levy on property, SB 227
Fines, raises repayment of unpaid, HB 1413
Firemen's Relief and Pension Fund (generally, this index)
Historic Preservation Act, creating commission, SB 135, SB 145
Joint Utility Act, Oklahoma Municipal, SB 334
Land, plats, SB 239

Ordinances, violation of, increasing fine, SB 347
Outdoor advertising, local regulations or ordinances shall not apply, HB 1252
Police pensioners, prohibits benefits to spouse who deserts husband, SB 278
Revenue Bond Act, procedures for financing public utilities, SB 333
Sales tax, gas and electricity, exemption does not apply to, SB 13, HB 1041
Special renovation in preservation areas, assessment valuations, HB 1262
Tax Commission, set nonpayment penalties, SB 131
Utilities, public financing, constitutional amendment, SJR 29
Vacation of land, notice, procedures, HB 1298
Wards, elimination of, SB 259
Water requirements, SB 341
Zoning
  Limits of jurisdiction, SB 298
  Nonintoxicating beverages, regulation, SB 154

CITY OF FAITH
Certificate of need, SR 4

CIVIL DEFENSE
Appropriation, SB 113
Emergency Resources Planning Committee, HB 1037
Volunteers, workers' compensation
  Coverage provided, HB 1497
  Exemptions, SB 76

CIVIL DEFENSE ADVISORY COUNCIL
Attorney General, removed from board, HB 1504

CIVIL PROCEDURE
Admissions, requests for, HB 1050
Alimony, modifying, voluntary cohabitation, HB 1038
Appellate Courts, judgments set aside, new trials, HB 1404
Attorneys (see also ATTORNEYS)
  Fees, recovery of, HB 1232
  Report and notice, parties not represented by counsel, HB 1462
  Trial continuances, SB 163
Class actions
  Members, determining, SB 326
  Methods and procedures, specifying, SB 332
Comparative negligence, HB 1303
Contracts, modifying, performance of conditions, HB 1412
Child support, modifying length of, high school students, SB 78
Damages
  Negligence, plaintiffs, HB 1303
  Wrongful deaths, HB 1274
Depositions
  Admissible evidence, certification of shorthand reporter, HB 1436
  Corporations, time limits, procedures, SB 207
  Expert witnesses, HB 1184

Divorce
Alimony payments, voluntary cohabitation, HB 1038
Child support, high school students, SB 78
Conciliation Court Act, counseling services, SB 309
Evidence Code, Uniform, amending, HB 1050
Execution, recording of, appraisal, costs, HB 1082
Forum non conveniens, doctrine of, courts, modifying powers, SB 161
Interest
Court judgments, increasing, SB 166
Deposits with county clerks, SB 132
Interlocutory order, recovery of costs, HB 1403
Judgments, dockets, transferring to county clerks, HB 1475
Liens, deposit, expanding purpose, SB 137
Medical profession, testifying to authenticity of certain documents, HB 1272
Motor vehicles, implied warranty, SB 65
Partition of property, notices, HB 1462
Passports and naturalization papers, issuing by county clerks, SB 165
Political subdivisions, defense for employees, HB 1354
Process servers
Fees, legislative intent, SCR 6
Licensing, SB 287
Modifying service, SB 255, SB 287
Small claims
Judgments, lien on real property, HB 1078
Transferring to higher courts, SB 68
Statute of limitations
Damages, product liability, SB 348
Defendant, out of state, HB 1492

CLAIMS AGAINST THE STATE (see SUITS AGAINST THE STATE)

CLASS ACTION
Conditions, procedures, filing, SB 332
Courts determining members of class, SB 326

CLOSING OUT SALES
Regulations, HB 1494

COAL (see MINES AND MINING)

COAL RECLAMATION ACT OF 1979, SB 299

COIN OPERATED AMUSEMENT MACHINES
Licensing, SB 321

COLLECTIVE BARGAINING
Municipal employees, HB 1395

COLLEGES AND UNIVERSITIES (see REGENTS FOR HIGHER EDUCATION)

COMMERCIAL CODE, UNIFORM
County clerks, increasing filing fees, SB 4
Filing officers, increasing information given over the telephone, SB 176, SB 195
Security interests, filing, fee, HB 1466

COMMITTEES, SPECIAL
Administration Committee, Legislative Council, creating, SB 288
Insurance companies, special committee on investigation of, SJR 7, SJR 38
Interstate Cooperation, Committee on, Legislative Council, HB 1207
Juvenile and Criminal Justice, Youthful Offender System, SJR 33
Land Records Systems, HJR 1007
Langston, special committee to study, SJR 16, SR 9
Methadone Maintenance Program, investigating, HJR 1036
Social services, review committee, abolishing, HB 1410

COMMUNICATION COMMISSION, FEDERAL
Christian programs, T.V. and radio, SR 26

COMMUNITY EDUCATION SCHOLARSHIP PROGRAM, OKLAHOMA
Scholarships, Physician Manpower Training Commission, SB 310

COMPARATIVE NEGLIGENCE (see CIVIL PROCEDURE)

COMPREHENSIVE EMPLOYMENT TRAINING ACT (CETA)
Contracts, judiciary, repeals, SB 295
Salaries, maximum, certain employees, repealing, SB 295

COMPUTERS (see DATA PROCESSING)

CONCILIATION COURT ACT, SB 309

CONFLICT OF INTEREST
Legislators/attorneys, state agencies, HB 1371
Congress of Parents and Teachers, Oklahoma, SB 64

CONGRESS OF THE UNITED STATES
Memorializing or requesting Congress to take action on:
- Balanced federal budget, SJR 3, SCR 17
- Beef parity, SCR 3
- Brucellosis, eradication of, SCR 18
- Busing, end forced during energy crisis, HCR 1034
- El Reno Reformatory, investigation of, SCR 5
- Equal Rights Amendment, ratification of, SJR 18
- 45th Infantry Division, recreate, SCR 32
- Gas rationing plan, rejection of, SCR 25
- Health care facility costs, reduction of, SR 38
- Meat, labeling origin, HCR 1017
- Meat and Poultry Inspection Acts, SCR 27
- Metric System, prohibiting conversion to, HCR 1018

Nazi war criminals, Germany to extend statute of limitations, SCR 19
Oklahoma school districts, impact aid funds, SCR 14
Rail passenger service, continuation of, HCR 1020
Revenue sharing, SR 15
SALT agreement, rejection of treaty, SR 50
Senate, U.S., disapproval of salary change, SR 32
Skiatook Reservoir landmarks, renaming, SR 3, SR 4
Speed limit, increasing, SCR 16, HCR 1011
Taiwan, HCR 1009

CONGRESSIONAL MEDAL OF HONOR
Recipients, special license plates, HB 1101

CONNOR CORRECTIONAL CENTER
Metal fabrication industry, HB 1319

CONNORS, M. C., BUILDING
Walkway across Lincoln Blvd., authorized, SB 98

CONSERVATION COMMISSION
Appropriations, SB 121, SB 151
Directing to administer programs re pollution of waters, HB 1467
Water Development and Conservation Authority, members of, HB 1460

CONSTITUTION, OKLAHOMA, AMENDMENT OF
Cigarette Stamp Tax, additional, SJR 35
Corporation Commission, regulate electricity generation facilities, SB 272
Corrections institutions, beer tax, capital improvements, SJR 14
Equality of rights not to be denied or abridged on account of sex, SJR 22
Governor, reducing powers of, pardons and paroles, SJR 6
Income tax, State Question 539, HB 1484
Legislature, special sessions, HJR 1025
Municipalities
  Public utilities, SJR 29
  Revenue bonds, joint public utilities, SB 333, SB 334
  Roads and streets, SJR 30
Pardon and Parole Board, full time, SJR 25
Political subdivisions, indebtedness, SJR 23
Public utilities, definitions, SB 307
Reapportionment of Legislature, time limit, SJR 15
Schools
  Ad valorem taxes, allocation, statewide funding, SJR 26
  Emergency levy, qualified voters, SJR 31
  Maximum indebtedness, HJR 1028
Supreme Court, Criminal Appeals Court, judges, SJR 13
Surplus water, SJR 4

CONSTITUTION OF THE UNITED STATES
Budget balancing amendment, supporting, SJR 3, SCR 17
Equal Rights Amendment, SJR 18

CONSTRUCTION CONTRACTS (see PUBLIC BUILDINGS AND PUBLIC WORKS)

CONSUMER AFFAIRS, DEPARTMENT OF
Appropriation, HB 1156
Renamed as Consumer Credit Department, HB 1420

CONSUMER CREDIT CODE, UNIFORM
Adjustment, certain dollar amounts, SB 231, HB 1156
Base index, changes dollar amounts used, SB 231
Consumer Affairs, Department, name change, HB 1420
Loans, defines those which can be secured by an interest in land, HB 1363
Repossession of goods, buyer liability, SB 231

CONSUMER PROTECTION ACT
Going out of business sales, licensing, HB 1494

CONTRACTS
Bids, raises amount of contracts split for bidding, SB 202
Civil procedure, pleading performance of conditions precedent in contract, HB 1412
Going out of business sales, HB 1494
Insurance
  Cancellation, notice of, HB 1299
  Plain and easily understood language, HB 1341
Motor vehicles, establishes implied warranty, SB 65
Natural gas purchase contracts, SB 49
Public Competitive Bidding Act, increasing dollar amount of contracts, SB 317
Public construction contracts, SB 317

CONTROLLED DANGEROUS SUBSTANCES (see DRUGS AND NARCOTICS)

CONVEYANCES
Filing of special improvement district assessment with county clerk, HB 1077

CORPORATION COMMISSION
Administrative Review Panel, establishing to review cases, HB 1157
Appropriations, HB 1157, HB 1383
Commissioners
  Campaign expenses, income tax check-off, HB 1027
  Office vacant when files for another elected position, HB 1157
Deaf and hearing impaired, lower rates on long distance calls, HCR 1033
Electricity generation facilities, regulation, SB 272
Emergency Telephone Act, creating system, SB 257
Employees
  Reduces number, increases salaries, HB 1383
  Unclassified service, offices and positions, SB 39
Energy Regulatory Commission, Federal, compliance with, SF 9, HB 1206
Natural Gas Policy Act of 1978, SB 206, HB 1206
Oil and gas contracts, SB 49
Public Utilities Commission, creating, SB 306, SB 327

Public Utility Regulation Act, SB 307
Rural Electric Cooperatives
Exempts from regulations, SB 256
Exempts items from being included as operating expenses, HB 1421
Salt water, allows use for deicing streets, SB 204
Utility corporations, provides for audits, HB 1382

CORPORATIONS
Business Corporation Act, domestic corporation requirements, SB 6
Certification, repeals required report on stockholders, SB 181
Charitable organizations, recodifying requirements, SB 67
Depositions, requires presence without subpoena, SB 207
Domestic, general or limited partnerships allowed, SB 44
Fees, increasing filing charge in Secretary of State's office, SB 62
Foreign, service by Secretary of State, procedures, SB 62
Home Development and Assistance Act, SB 247
Housing Finance Authority Act, SB 235
Income tax rate, increase
Oklahoma taxable income, HB 1484
Schools, support of, SJR 26
Limited partnerships, SB 44
Liquidation, reduces required percentage of shareholders, HB 1435
Nonprofit
Boards of education, sell or convey land or buildings to, HB 1439
Chiropractic service corporations, authorizing, HB 1302
Optometric service and indemnity corporation, stated contingent liability, HB 1378
Powers, SB 44
Professional
Annual certificates, repealing certain provisions, SB 181
Directors, shareholders, licenses, HB 1241
Tax increased, HB 1484

CORRECTIONS, DEPARTMENT OF
American Correctional Association, capital outlay, appropriation, HB 1319
American Public Health Association standards, capital outlay, HB 1319
Appropriations, SB 115, HB 1319
Audit, providing for, SB 93
Capital improvements, beer tax, constitutional amendment, SJR 14
Correctional officers, deceased, college tuition waived for dependents of, SB 12
Counties, reimbursement of costs for incarceration of inmates, SJR 10
Employees
Drugs, possession or distribution, requiring reports, HCR 1015
Incentive pay plan, HB 1319
Salaries, SB 138, SB 175, HB 1319
Teachers, employment at colleges and universities, SB 70
Guards and officers, salaries, SB 138
Inmates, referral for parole 60 days prior to eligibility, SB 26
Investigation, special committee, SJR 34, HJR 1034
Land, Pittsburg County, authorizing sale of, SJR 32

Legislative intent, Department to submit plan upgrading qualifications of correctional officers, HB 1319
Physicians, providing part-time services, SB 310
Prison Rodeo, revolving fund, HB 1319
Salaries
Director, directing Legislature to set, SB 138
Employees, SB 138, SB 175, HB 1319
Inmates, HB 1020, HB 1319
"Scared Straight" program, directing to implement, SR 56
Travel and per diem, transporting inmates, HB 1319

COSMETOLOGY
Board of, appropriation, HB 1166
Defining, expanding, HB 1234
Educational requirements, HB 1284
Sunset law, recreating Board of, SB 33, SB 191

COUNTIES AND COUNTY OFFICERS
Assessor, abolishes county office, HB 1175
County clerk
Conveyances, filing of special improvement district assessment, HB 1077
Deposits, interest earned on those from civil cases accrue to fund, SB 132
Executions, registration required when in sheriff's custody for levy, HB 1082
Information, authorizes release of statements over telephone, SB 176, SB 195
Judgment Docket, transfers from court clerk's office, HB 1475
Land parcel identifier system, HB 1012
Liens, transfers filing from court clerk, HB 1083
Mechanical or electronic instruments, use for taking minutes, HB 1419
Passports, naturalization papers, authorizes to process, SB 165
Secretary of State, eliminates filing certain documents with, SB 62
Uniform Commercial Code, reduces filing fees, SB 4
Court clerk
Duties, expanding, passports and naturalization papers, SB 165
Fees
Adds authentication of court records, storing of wills, HB 1306
Notary commission, HB 1176
District Attorneys
Appropriation, HB 1132
Campaign Finance Act, requires filing of report, HB 1027
Farm mortgages, eligibility for, SB 152
Pretrial Diversion Program, creates, SB 335
Salaries, payment procedure for DAs and staff, HB 1470
Documents, incorporates master form in recorded document, HB 1016
Election boards
Salaries, secretaries, SB 91, HB 1402
Travel and per diem, precinct officials, increasing, HB 1247, HB 1402
Emergency Medical Systems Revolving Fund Act, county assistance, HB 1280
Energy Code, counties to enact, HB 1121
Equalization Board, membership, Tax Commission to solve disputes, SB 236

Excise Board, must confer with law enforcement officers on budget, SB 148
Excise Tax (see REVENUE AND TAXATION)
Fire Protection Districts, bonds, SB 225
Gasoline, diesel fuel tax, authorized to levy for road maintenance, SB 118
Homestead exemption, raising, SB 41
Investigation, State Bureau of, maintenance of scientific laboratory, SB 38
Law enforcement, additional personnel support in emergencies, HB 1251
Liens, extends filing period, HB 1218
Motor vehicles, mail order vehicle registration system, fees and penalties apportioned monthly by Tax Commission, HB 1242
Property, cleaned of trash, grass mowed, billing owner, HB 1220
Property, requires address of designated party with documents, HB 1014
Process servers, two or more served at same time requires no extra charge, SCR 6
Public defender's salary equal to district attorney, SCR 30
Reimbursement by Tax Commission for lost revenue, SB 96
Repairs to rental facilities of DISRS, SB 322
Road Improvement Districts, SB 199
Rural Bridge Construction Program, roads, appropriation, SB 118
Sheriffs
  County excise tax levy funded to, SB 157
  Firearms, allowing to bear after retirement, SB 146
  Property, reduces holding time before disposal, SB 252
  Travel and per diem, SB 45, HB 1250, HB 1472
  Vehicles, sale from Highway Patrol, HB 1391
Sick-vacation leave, establishes, HB 1418
Solid Waste Management Systems, regulations, county election, SB 313
Superintendents, modifying power in appointing deputies, HB 1472
Surveyor, abolishing, HB 1175
Territorial jurisdiction of municipalities modified, SB 298
Travel and per diem, HB 1472
Treasurer, tag agents, HB 1405
Trusts, indebtedness requires Governor's approval, when, SB 36
Zoning, extends jurisdiction of city, SB 298

COURT ADMINISTRATOR
Compliance reports from trial courts, SJR 2
Group Health and Life Insurance Board, designate hearing officers for, SB 201

COURT REPORTERS
Depositions, admissible as evidence, HB 1436
Qualifications, HB 1436
Salaries, HB 1133
Travel and per diem, HB 1343

COURTS (see also CIVIL PROCEDURE)
Adoption, release of records, SB 268
Appellate Defender Program, authorizing matching monies to fund, SJR 8
Appropriations
  Appeals, Court of, HB 1135

Criminal Appeals, Court of, HB 1130
Corrections, Department of, court costs for inmates, SB 115
District Courts, Office of the, HB 1133
Judicial Nominating Commission, HB 1135
Judiciary, Court on the, HB 1135
Supreme Court, Office of, HB 1135
Tax Review, Court of, HB 1130, HB 1131
Workers' Compensation Court, HB 1134
Bailiffs, salaries, increasing, HB 1133, HB 1253
Conciliation Court Act, creating counseling service, SB 309
Court reporters
Qualifications, HB 1436
Salaries, HB 1133
Travel and per diem, HB 1343
Damages, plaintiff's negligence, HB 1303
Defendants, paying prosecution costs, SB 349
Elections, Supreme Court and Court of Criminal Appeals Judges, bipartisan elections, constitutional amendment, SJR 13
Forum non conveniens, doctrine of, modifying powers, SB 161
Judges
Elections
Prohibiting certain acts by candidates, HB 1004
Residency requirements, SB 238
Supreme Court and Court of Criminal Appeals, elected at nonpartisan elections, constitutional amendment, SJR 13
Farm mortgages, eligible for, SB 152, HB 1113
Judicial Nominating Commission, appropriation, HB 1135
Retirement benefits and disability, HB 1397
Travel and per diem, HB 1343
Judgments
Appellate Court, grounds to set aside, HB 1404
Docket, transferring to county clerk, HB 1475
Increasing interest, SB 166
Liens, real property, Small Claims Procedure Act, HB 1078
Providing for payment for certain state employees, SB 312
Juvenile proceedings
Apprehension, authorization for law enforcement officials, HB 1493
Certification as an adult, certain crimes, HB 1493
Child in need of supervision, definition, SB 28, SB 234
Court records, expunged under certain conditions, HB 1493
Court supervision, parents, SB 28
Delinquent children, expanding definition, SB 234, HB 1493
Detention, under certain conditions separate from other prisoners, HB 1208
Felony crimes, age to prosecute, HB 1493
Juvenile Bureau, deleting authority to file cases, HB 1493
Juvenile division, district court, proceedings, SB 339
Minors, changing age, nonintoxicating liquors, SB 344
Restitution for certain crimes, parental liability, HB 1313
"Reverse Certification" law, corrects, HB 1493

"Truancy Bill," SB 28, SB 234
Land actions, filing in county seat, HB 1013
Law libraries, additional funding, SB 305, SB 315
Public defenders, increasing compensation, HB 1345
Restitution, directing courts to give consideration as alternative to fines or incarceration, HB 1278
Restitution and probation, directing courts to use in certain crimes, SJR 2
Supreme Court
Appellate Defender Program, funding, SJR 8
Authorizing maintenance of records and property, HB 1185
Court reporter's notes, disposition of, HB 1436
Restitution on money and property, SJR 2
Review procedure of Corporation Commission on Natural Gas Policy Act, SB 206
Trial continuances, SB 163
Trials, new, grounds to grant, Appellate Court, HB 1404
Voting, prohibiting disclosure of as evidence, SB 212
Workers' Compensation Court
Insurance policies filed with, SB 188
Interest rates, judgments increased, SB 166

COWBOY HALL OF FAME
Miller brothers, SR 14

CRIMES AND PUNISHMENTS (see also CRIMINAL PROCEDURE)
Alcohol related crimes, alternative programs, SB 129
Aliens, prohibiting demonstrations, SB 126
Appraisers, Commissioners of Land Office, prohibiting certain acts, penalties, HB 1113
Arson, increasing punishments, definition, SB 149, SB 162
Arson Reporting Immunity Act, HB 1031
Bogus checks, increasing monetary limitations and penalties, SB 162
Burglary in the first degree: defining, HB 1255; deleted, HB 1493
City ordinances, violations, fines, SB 347
"Confidence games," increasing monetary limitations and penalties, SB 162
Contempt for nonpayment of fines and court costs, penalties, SB 349
Criminal Justice System, Oklahoma, special committee to study, SJR 34
Defrauding the owner/innkeeper, penalties, SB 162
Demonstrations
Defining unauthorized conduct disturbing Legislature, SB 282
Prohibiting by aliens on certain property, SB 126
Felony crimes
Brucellosis, removing tags, HB 1187
Burglary, first degree, defining, HB 1255
Confidential information, data processing agency, divulging, SB 174, HB 1347
Conspiracy to commit, penalties, SB 260
Convictions, fine in addition to imprisonment, SB 290
Firearms, limiting use and transport over public roads and highways, increasing penalties, SB 50
Incarceration, county jails, weekends for nonviolent crimes, SJR 10
Mandatory sentencing for third conviction, SB 18

Teachers, prohibiting employment, certain crimes, SB 55
Voting, prohibiting during time equal to sentence, HB 1402
Wages, withholding for certain employees, SB 197
Game and fish, selling, penalties, providing for confiscation, HB 1450
Grand larceny, increasing monetary limitations and penalties, SB 162
Insurance claims, requiring certain reporting by insurer, SB 164
Juveniles, restitution, increasing parental liability, HB 1313
Landlord/tenant, intent to defraud the owner, SB 340
Larceny of merchandise, increasing monetary limitations and penalties, SB 162
Liens, providing notice by contractors before enforceable, SB 192
Motion pictures, detectives determining attendance to show identification, HB 1415
Odometer Setting Act, prohibiting altering, SB 63
Restitution
Directing courts to consider as well as other penalties, HB 1278
Juveniles, parental liability, HB 1313
Probation, district courts to sentence for certain crimes, SJR 2
Schools, prohibiting employment of certain teachers by school boards, SB 242
Secondhand dealers, requiring recordkeeping, SB 168
Sentences (see SENTENCING)
Solicitation to commit a crime, defining, SB 185
Telephone companies, providing for assistance during crimes, HB 1503
Truancy, parental responsibility, SB 28, SB 234

CRIMINAL JUSTICE SYSTEM, OKLAHOMA
Special committee to study, SJR 34

CRIMINAL PROCEDURE (see also CRIMES AND PUNISHMENTS)
Admissible evidence, certain photographic records, HB 1280
Appellate Defender Program, SJR 9
Bail bonds, increasing for certain offenses, HB 1002
Contempt of nonpayment of fines and courts costs, penalties, SB 349
Defendants, requiring to pay costs of prosecution, SB 349
Deferred prosecution program, SB 335
Demonstrations, prohibiting by aliens on certain property, SB 126
Exhibits, providing conditions for returning, HB 1280
Indigents
Raising attorney fees for, HB 1345
Requiring payment of legal fees under certain conditions, SB 311, SB 349
Inmates, medical assistance, requiring authorities to provide upon request of sheriff, SB 21
Juveniles
Apprehension, authorization for law enforcement officials, HB 1493
Certification as an adult, certain crimes, HB 1208, HB 1493
Child in need of supervision, definition, SB 28, SB 234
Court records, expunged under certain conditions, HB 1493
Court supervision, parents, SB 28
Delinquent children, expanding definition, SB 234, HB 1493
Detention, separate from other prisoners, HB 1208
Felony crimes, age to prosecute, HB 1493
Juvenile Bureau, deleting authority to file cases, HB 1493

Juvenile division, district court, proceedings, SB 339
Restitution for certain crimes, parental liability, HB 1313
"Reverse Certification Law," corrects, HB 1493
Truant, defining, SB 28, SB 234
Kidnapping, preventing telephone communication, HB 1503
Law enforcement officers (generally this index)
Municipal criminal courts of record, trial by jury, SB 347
Pretrial diversion program, delaying prosecution, SB 335
Restitution, courts, directing to
Consider as well as other penalties, HB 1278
Sentence for certain crimes, SJR 2
Sentencing (see SENTENCING)
Sheriffs (see COUNTIES AND COUNTY OFFICERS)

D

DAIRY PRODUCTS
Imitation, labeling, restaurants, SB 221

DAMAGES
Comparative negligence, diminishing, award according to plaintiff's negligence, HB 1303
Health care providers, expanding allowable damages, HB 1398
Judgments, increasing interest on, SB 166
Juvenile crimes, parents' liability, HB 1313
Legal counsel, state employee, agency to insure against liability, SB 312
Medical malpractice, HB 1398
Medicine, person engaged in practice of, liability, SB 216
Motor vehicles, implied warranty, SB 65
Oil and gas well refuse, surface landowners, SB 29
Oklahoma Automotive Repair Act, violating, SB 172
Pesticides, governmental entities liable in misuse of, HB 1506
Petroleum products suppliers, franchises, SB 325
Property, actions to recover, HB 1232
Statutory defenses, actions against public officers and employees, SB 320
Wrongful deaths, HB 1274

DANGEROUS SUBSTANCES, CONTROLLED (see DRUGS AND NARCOTICS)

DATA PROCESSING
Data Processing Planning and Management Act
DISRS, exempting from act, SB 174
Tax Commission, exempting from act, SB 174, HB 1474
Data Processing Planning Division, abolishing, transferring duties and powers to Oklahoma Data Processing Agency, HB 1347
Data processing specialist, Legislative Council, expanding duties, SB 174, HB 1347
Equipment, requiring approval of leases, sales agreements by Data Processing Commission, SB 174, HB 1347

Senate, authorizing Secretary of Senate to develop system, SR 47
Technical Advisory Commission, abolishing, transferring duties and powers to Data Processing Commission, HB 1347

DAY CARE CENTERS
Children must be immunized, SB 143

DEAF AND HEARING IMPAIRED, OKLAHOMA COMMISSION ON
Duties transferred to Health Department, SB 33
Sunset Law, recreating, SB 10, SB 33

DEATH CERTIFICATES
Attending physician to sign, SB 270

DEATH WITH DIGNITY ACT
Living wills, procedures, SB 83

DECA (see ECONOMIC AND COMMUNITY AFFAIRS, DEPARTMENT OF)

DEEDS AND CONVEYANCES
Beneficiaries, disclaimers of interest, filing time, SB 140

DEEP FORK
Legislative consent, federal land acquisition, SB 128, HB 1178

DEFERRED COMPENSATION
State employees, modifying tax shelter provisions, SB 276, HB 1307

DEMONSTRATIONS
Aliens, state/public property, penalties, SB 126
Appellate Defender Program, Supreme Court, matching funds, SJR 8
Legislature, definition of disturbing, SB 282

DENTISTRY
Fees, allowing collection of by Health Department, HB 1476

DENTISTS, BOARD OF GOVERNORS FOR
Changing procedure for member selection and setting qualifications, HB 1300

DEPOSITIONS
Admissible evidence, certified reporter, HB 1436
Corporations, time limits, procedures, SB 207
Expert witnesses, HB 1184

DEPOSITS ON RETURNABLE BOTTLES (see REVENUE AND TAXATION)

DISABLED PERSONS (see HANDICAPPED PERSONS)

DISASTER RELIEF PLAN, OKLAHOMA
Terminating, HCR 1024

DISCRIMINATION
Age, insurance physicals, prohibiting, HB 1346
Equal protection under law, constitutional amendment, SJR 22

DISRS (see INSTITUTIONS, SOCIAL AND REHABILITATIVE SERVICES or WELFARE ASSISTANCE)

DISTRICT ATTORNEYS (see COUNTIES AND COUNTY OFFICERS)

DISTRICT ATTORNEYS TRAINING COORDINATION COUNCIL
Appropriation, HB 1132
Attorney General, removing from Council, HB 1504
Deferred prosecution program, assisting District Attorneys in development of, SB 335

DIVORCE (see CIVIL PROCEDURE)

DRIVERS EDUCATION
Funding, increasing in schools, HB 1331
Indians, appropriation, HB 1139

DRIVERS LICENSE EXAMINERS
Age requirements, lowering, SB 109

DRUGS AND NARCOTICS
Evidence, purchasing, appropriation, SB 117
"Eye drop bill," optometrists, SB 285
Generic drugs, HB 1200
Inmates, county jails, providing upon request of county sheriff, SB 21
Juveniles, incarceration, HB 1208
Lilium, allowing use of, HB 1356
Methadone Maintenance Program, special committee to investigate, HJR 1036
Prescription drugs, exempting from sales tax, SB 30, SB 46, SB 230
Teachers, conviction of crimes involving drugs, prohibiting employment, SB 55

DRY CLEANERS BOARD, STATE
Sunset Law, recreating, SB 33, SB 190

"DUCK" STAMP
Creates, provides for usage of funds, SB 249

DUFFY, CHARLES B.
Condolences, SR 29

DYER, RAY J.
Commendation, SR 22

E

ECONOMIC AND COMMUNITY AFFAIRS, DEPARTMENT OF
Appropriation, SB 95, SB 295, HB 1323

CETA
Contracts, judiciary, repealing, SB 295
Salaries, certain employees, repealing maximum, SB 295
Clearinghouse, establishing for federal grants, SB 295
Divisions, director to organize, SB 295
Government Straight Line, transferring to DECA from Commission on Consumer Affairs, SB 95
Merit System, removing certain employees, SB 295
Public bodies, defining, SB 295

EDUCATION, BOARDS OF
Appropriation for common schools, SR 60, HB 1140
Elections
By school board district rather than at large, HB 1204
Date of, changing, SB 180, HB 1204
General elections, eliminating, SB 180, HB 1204
Recall, providing by petition, SB 324
Special, authority to call, SB 180
Vocational-technical schools, SB 329
Employment, prohibiting by certain school board members, SB 242
Indebtedness, requiring certain needs before calling certain elections, constitutional amendment, HJR 1028
Land, allowing to sell school lands to nonprofit organizations, HB 1439
Members, number of, SB 180
Terms of office, SB 180

EDUCATION, COMMON (see SCHOOLS or specific subject)

EDUCATION, HIGHER (see SCHOOLS or REGENTS FOR HIGHER EDUCATION)

EDWARDS, C. PLOWBOY
Condolences, SR 25

ELDERLY PERSONS (see SENIOR CITIZENS)

ELECTION BOARD, STATE
Appropriation, SB 91
Chairman, Vice Chairman, per diem, HB 1402

ELECTION BOARDS, COUNTY (see COUNTIES AND COUNTY OFFICERS)

ELECTIONS
Ballots
Absentee, deadlines, voting requirements, changing, HB 1402
Individual's not admissible as court evidence, SB 212
Publication of, appropriation, SB 89
Campaign Finance Fund, Oklahoma, creating, public financing of political parties, candidates, SB 203, HB 1027
Candidacy for office, joint, Governor and Lieutenant Governor, SB 267
Constitutional amendments (see CONSTITUTION, OKLAHOMA, AMENDMENT OF)

Corporation Commission, declaring vacancy when member files for other elective office, HB 1157
Counters, clerks, judges, compensation, HB 1247
County surveyor, abolishing as an elected office, HB 1175
Disclosure of vote, prohibited, SB 212
Fair Boards, allowing only registered voters to vote, HB 1438
Initiative petitions
  Ballots, requiring certain language, HB 1180
  Counties, solid waste management systems, SB 313
Judges
  District, eligibility requirements, SB 238
  Judicial candidates, prohibiting certain acts, HB 1004
  Supreme Court and Court of Criminal Appeals, election at nonpartisan elections, constitutional amendment, SJR 13
Municipal office vacancy, special election, HB 1297
Public utility proposals, municipal elections, SB 333
Rural Electric Cooperatives, SB 256
School
  Board
    Date of, changing, SB 180, HB 1204
    Election by school board district rather than at large, HB 1204
    General elections, eliminating, SB 180, HB 1204
    Recall, providing by petition, SB 324
  Emergency levy, eliminating requirements for voters, constitutional amendment, SJR 31
  Maximum indebtedness, time limits, constitutional amendment, HJR 1028
  Vo-tech, Oklahoma County, economic feasibility study, SCR 4
Voting machines, state purchase, SB 258

ELECTROLOGY, STATE BOARD OF
Revolving Fund, repeals, HB 1036
Sunset Law, recreating, SB 33, HB 1441

EMERGENCIES
Good Samaritan Act, SB 127
Police, service in other municipalities, HB 1251

EMERGENCY INSECT CONTROL SPECIAL FUND
Creation, SB 119

EMERGENCY MEDICAL SERVICES COORDINATING COMMITTEE
Terminates, HCR 1024

EMERGENCY MEDICAL SERVICES SYSTEMS REVOLVING FUND ACT
Assistance to counties and other governmental bodies, HB 1230

EMERGENCY RESOURCES PLANNING COMMITTEE
Terminating, HB 1037

EMERGENCY TELEPHONE SYSTEM (911)
Appropriation, SB 108
Creating, SB 257

EMINENT DOMAIN
Outdoor advertising, property rights, acquisition by state, HB 1252

EMPLOYEE-EMPLOYER RELATIONS
Municipalities, HB 1395

EMPLOYEES GROUP HEALTH AND LIFE INSURANCE BOARD, STATE
Vice Chairman, Tax Commission, adding as member, SB 201

EMPLOYMENT REVIEW BOARD, STATE
Capitol law enforcement personnel, directing to review, SB 209
Meeting times, call of Governor, HB 1168

EMPLOYMENT SECURITY ACT, OKLAHOMA
Contributions, time frames, state experience factor, SB 318

EMPLOYMENT SERVICES, PRIVATE, GOVERNOR'S ADVISORY COUNCIL
Repeals, HB 1032

EMPLOYMENT SECURITY COMMISSION
Board of review, salaries, increasing, SB 153
Personnel and salary maximums, HB 1168

ENDANGERED SPECIES
Regulation and investigation, penalties, SB 331

ENERGY CONSERVATION
Busing, forced, urging Congress to end during energy crisis, HCR 1034
Gas rationing, Governor's plan, HCR 1028
Gasoline shortages, prevention of, SCR 28
Homes, construction of, SB 247
Municipalities, building guidelines, HB 1121
Oklahoma Lighting Energy Conservation Act, HB 1177
Public transportation, development of, HB 1408
School, Hospital Energy Audit Program, SCR 7

ENERGY, GOVERNOR'S ADVISORY COUNCIL ON
Terminates, HCR 1024

EQUAL RIGHTS AMENDMENTS
Discrimination, sex, constitutional amendment, SJR 22
Ratification of, U.S. Constitution, SJR 18

EQUALIZATION BOARDS, COUNTY (see COUNTIES AND COUNTY OFFICERS)

ESTATE TAX (see REVENUE AND TAXATION or PROBATE PROCEDURE)

ESTATES (see PROBATE PROCEDURE or WILLS AND SUCCESSIONS)

EUTHANASIA
Death with Dignity Act, SB 83

EVIDENCE, COURT
Disclosure of vote not admissible, SB 212
Funds, appropriation, SB 111, SB 117
Photographic, admissibility, HB 1050, HB 1280
Returning, procedures, HB 1280
Video depositions, HB 1436

EXCISE BOARDS (see COUNTIES AND COUNTY OFFICERS)

EXCISE TAX (see REVENUE AND TAXATION)

"EYE DROP BILL," SB 285

F

FAIR BOARDS
Elections, Board of Directors, HB 1438
Leases, authorizing to public trusts or nonprofit organizations, HB 1438

FAIRS, SHOWS, FESTIVALS, SPECIAL DAYS (see SPECIAL EVENTS COMMISSION)

FAMILY, ADVISORY COMMISSION ON STATUS OF
Terminates, HCR 1024

FEDERAL COMMUNICATIONS COMMISSION
Christian radio and T.V. programs, SR 26

FEDERAL ENERGY REGULATORY COMMISSION
Corporation Commission, compliance, SB 49, HB 1206

FEDERAL FUNDS
Disbursement, legislative approval, SB 130
Federal School and Hospital Energy Audit Program, Oklahoma participation, SCR 7

FEDERAL GOVERNMENT
Acquisition of lands, legislative approval, SB 128, HB 1178

FEDERAL GRANTS
DECA, state clearinghouse, audit, SB 295

FEES
Animal technicians, SB 291

Attorneys (see ATTORNEYS)
Banking Department, increasing, SB 254
Coal producers, HB 1471
Coin operated amusement machines, SB 321
Cosmetology, beauty schools, HB 1284
County clerks
  Authorizing for certain telephone information, SB 176
  Increasing allowable fees, HB 1306
Court (see COURTS)
Electrologists, HB 1441
Game and fish, controlled hunts, SB 52, HB 1366
Health departments, nonphysician services, HB 1476
Hunting and fishing licenses, SJR 5, HJR 1026
Hunting licenses, deleting certain attachments, SB 53
Hotels, drugs, food brokers, SB 303
Informant, SB 111, SB 117
Insurance
  Agent's appointment fee, increasing, SB 11
  Increasing for filing copy of notice of suit, SB 173
Legal notices, printing, HB 1169
Motor vehicle repair facilities, SB 172
Motor vehicles
  Certificate of title, HB 1227, HB 1242
  Commercial and semi-trailers, trucks, SB 108
  Driver education, HB 1331
  Junked or dismantled, license fee credits, HB 1242
  Licensing, HB 1405
  Lien filing fee, HB 1227
  Operator's license, HB 1026
  Registration, double, HCR 1021
  Security interest fee, HB 1227
  Trucks, overweight apportionment of, HB 1242
Notary public, HB 1176
Optometrists, licensing, SB 314
Parks, senior citizens, handicapped, decreasing, SB 3, HB 1003
Plumbing, increasing fees charged by Commissioner of Health, HB 1314
Process servers, legislative intent, multiple service, SCR 6
Safety inspection stickers, HB 1372
Scenic River Commission, use fee, canoes and floats, SB 120
Secretary of State, SB 62, HB 1466
Security agents, SB 198
Sheep and wool producers, SB 346
Soybeans, HB 1268
Tuition, Oklahoma universities, nonresident aliens, SB 220
Uniform Commercial Code, SB 4, SB 176
Warehousemen, inspection fees, HB 1286
Waterfowl hunting, SB 249

FELONIES (see CRIMES AND PUNISHMENTS)

FIELD, SENATOR LEON B.
Praising, SR 54

FINANCIAL INSTITUTIONS (see BANKS AND BANKING)

FINANCIAL PRIVACY ACT
Banks and trust companies, restrictions, release of financial records, SB 217

FIREARMS
Roads and highways, prohibiting transportation over, SB 50
Sheriffs, allowing to bear after retirement, SB 146

FIRE MARSHAL, STATE
Arson Reporting Immunity Act, HB 1031
Inspection, manufactured homes, SB 264
Regulations, insulation, HB 1046
Salary increase, SB 226

FIRE MARSHAL COMMISSION, STATE
Full time employees and salary maximums, HB 1168

FIRE PROTECTION DISTRICTS
Bonds, assessment, notice, amount, time limit, SB 225

FIRE PROTECTION PERSONNEL STANDARDS AND EDUCATION COMMISSION
Attorney General, removing from, HB 1504

FIREMEN'S RELIEF AND PENSION FUND
Account of fire insurance companies' tax, warrants, distribution of tax, SB 265
Municipalities, deductions from salary of members, SB 133
Surplus line policies, portion of tax to fund, SB 60

FISHING (see GAME AND FISH)

FLAG OF OKLAHOMA
Salute to, creating, SJR 21

FLINT CREEK
Canoe and float use fee, SB 120

FLOOD CONTROL, GOVERNOR'S ADVISORY TASK FORCE ON
Terminates, HCR 1024

45TH INFANTRY DIVISION
Urging Congress to recreate, SCR 32

FORUM NON CONVENIENS, DOCTRINE OF
Application, prohibiting intrastate, SB 161

FREE ENTERPRISE DAY
Designating, HCR 1005

FUEL TAX (see REVENUE AND TAXATION)

G

G. I. BILL
Veterans, time period, modified for eligibility, SB 170

GAME AND FISH
Deer, doe, protecting, certain counties, SB 2
Duck stamp, creating, SB 249
Endangered species, regulating and investigation, SB 331
Fees, certain hunts, SB 52, HB 1366
Fines, certain wildlife offenses, HB 1002
Firearms, transporting or discharging along public roads and highways, SB 50
Fish hatcheries, federal, repealing, HB 1178
Furbearing animals, seasons, modifying dates of, SB 233, SJR 24
Game animals, protecting, penalties, HB 1450
Hunting and fishing licenses
  Agents, commissions, increasing, SB 223
  Expiration date, extending, SJR 5
  Fees, current to stay in force and effect, HJR 1026
  Lake Texoma, exceptions, SB 211
  Permits, deleting, SB 53
Land, acquisition, federal government, requiring consent of Legislature, SB 128, HB 1178
Quail and squirrel seasons, modifying dates of, SB 233, SJR 24
Trotlines and juglines, requiring certain identification, SB 54
Waterfowl hunting stamp, SB 249
Wildlife, exotic, protection for, SB 51

GAS (see OIL and GAS)

GASOHOL
Motor Fuel Tax Code, definition, HB 1482
Sales tax, exempting, SB 248

GASOLINE SHORTAGES
Urging Governor to determine preventative measures, SCR 28

GENERIC DRUGS, HB 1200

"GOING OUT OF BUSINESS SALE," HB 1494

"GOLDEN DRILLER"
Official state monument, Tulsa Fairgrounds, SCR 23

GOOD SAMARITAN ACT
Emergency medical treatment, liability, SB 127

GOVERNMENT STRAIGHT LINE COMMUNICATION SERVICE
Removed from Commission on Consumer Credit, HB 1156, HB 1420
Transferred to Department of Economic and Community Affairs, SB 95

GOVERNOR
Appointments
Commissions and boards, SB 160, HB 1504
State agencies, SB 159
Appropriation, SB 86, SB 94, SB 108, HB 1264, HB 1327
Income tax check-off, campaign expenses, HB 1027
Industrial Development Commission, removing as Chairman, SB 160
Joint nomination and election with Lieutenant Governor, SB 267
Oklahoma Education Council, transfer, SB 86
Paroles, deleting power, SJR 6
Review Committee, repealing, HB 1410
Vacancy in office, Governor to nominate for certain offices, SB 159

GOVERNOR'S ADVISORY COUNCIL TO PRIVATE EMPLOYMENT SERVICES
Terminating, HB 1032

GOVERNOR'S COMMISSION ON INTERSTATE COOPERATION
Removes Attorney General from Commission, HB 1504

GOVERNOR'S COMMITTEES, COUNCILS
Terminating certain, HCR 1024

GRAND JURIES
Multicounty, Attorney General to convene, HB 1504

GRAND LARCENY (see CRIMES and PUNISHMENTS)

GRIMES, PAT
Praising outstanding performance, Highway Patrol, SCR 1

GROCERIES
Sales tax exemption, SB 47, SB 230

GROSS PRODUCTION TAX (see REVENUE AND TAXATION)

GUNS (see FIREARMS)

H

HANDICAPPED PERSONS
Assistance, state aid, increasing, SJR 19

Feasibility studies
Electronic equipment, facilitating communications with Legislature, HCR 1032
Telephone rates, HCR 1033
Homestead exemption, increasing, certain household income, HB 1070
Jane Brooks School for the Deaf
Appropriation, HB 1136, HB 1140, HB 1328
Commendation, SR 31
License plates, special, HB 1047
Parks, fees, reducing for certain persons, HB 1003
Rental agreements, allowing pets, HB 1425
Schools
Increasing grants, SB 183
Special education classes, continuing summer months, HB 1442
Social services, payments, increasing, HJR 1004
Vendor Drug Program, expanding, HJR 1017
Voter registration, prohibits certain persons, HB 1402

HEALTH, STATE BOARD OF
Pollution standards and penalties, HB 1467

HEALTH, STATE DEPARTMENT OF
Abortion, licensing, rules, SR 6
Advisory Council on Youth Camp Safety, created, SB 289
Appropriation, SB 104, HB 1325
Immunization program, day care centers, SB 143
Malpractice insurance, personnel, SB 330
Municipalities, facilities for alcohol related crime, investigation, SB 129
Plumbing, licensing fees, HB 1314
Various agencies, transferring equipment, funds to, SB 33
Water Resources Board, duties re water pollution transferred to, HB 1467

HEALTH CARE FACILITY COSTS
Reduction, urges Congressional support, SR 38

HEALTH CAREERS, COUNCIL OF
DECA, medical services, HB 1323

HEALTH FACILITIES ADVISORY COUNCIL
Members, increases number, HB 1229

HEALTH INSURANCE (see INSURANCE)

HEALTH PLANNING COMMISSION
Appropriation, SB 105, SCR 7
Certificate of need, SB 237, SR 4
Charity cases, procedures, requirements, state hospitals, SB 269

HEALTH SYSTEMS AGENCY, OKLAHOMA, INC.
Funding, requesting termination, urging new agency be created, SR 13

HERRON, MRS. FRANCES
Commending as Teacher of the Year, SR 34

HIGHER EDUCATION (see SCHOOLS or REGENTS FOR HIGHER EDUCATION)

HIGHWAY COMMISSION (see TRANSPORTATION, DEPARTMENT OF)

HIGHWAY PATROLMEN (see also PUBLIC SAFETY, DEPARTMENT OF)
Appropriation, SB 108, SB 109
Commending patrolmen, apprehension of prison escapees, SB 1, SCR 1
Dependents of troopers, providing scholarships, SB 12, HB 1116
Employment, additional patrolmen, SB 109
Hazardous duty pay, SB 108
Safety inspection fees, increasing, allocating certain portion to Highway Patrol Pension and Retirement Fund, HB 1372
Salary increase, SB 109
Vehicles, surplus selling to counties, HB 1391

HIGHWAY SAFETY COORDINATING COMMITTEE
Attorney General, removing from committee, HB 1504

HIGHWAYS, DEPARTMENT OF (see TRANSPORTATION, DEPARTMENT OF)

HISSOM MEMORIAL CENTER
Pittsburg County, transferring to, SCR 26

HISTORIC PRESERVATION ACT
Counties and municipalities, SB 135, SB 145

HISTORICAL DAY COMMITTEE, OKLAHOMA
Sunset Law, repealing, SB 74

HOME DEVELOPMENT AND ASSISTANCE ACT, OKLAHOMA
Low income families, purchase and rehabilitation of homes, SB 235, SB 247

HOMESTEAD EXEMPTIONS (see REVENUE AND TAXATION)

HOSPITALS
Certificate of need, new institutions, SB 237, SR 4
Charity care, providing monitoring, SB 269
DISRS, food supplies exempt from Central Purchasing, HB 1396
Energy Audit, Federal, SCR 7
Foreign medical students, qualifications, SB 232
Lilium, allowing use of, prohibiting disciplinary action, HB 1356
Mental hospitals, state, investigation of, SB 271
Open Meeting Law, SB 336
Patient medical records, copies made available, SB 164
Podiatrists, providing certain privileges, SB 158

HOSPITAL LAKE AT NORMAN
Tourism and Recreation Department, lease agreement, HJR 1008

HOUSE OF REPRESENTATIVES (see LEGISLATURE)

HOUSING
Public trusts, indebtedness, SB 147

HOUSING FINANCE AUTHORITY ACT, OKLAHOMA, SB 235

HUGHES, HOYT
Commending, SCR 1

HUNTING (see GAME AND FISH)

I

ILLINOIS RIVER
Canoes, floats, use fee, SB 120

IMMUNIZATIONS
Daycare centers, required for admission, SB 143

INCOME TAX (see REVENUE AND TAXATION)

INCOME TAX CHECK-OFF ACT, OKLAHOMA
Public financing, state political parties, SB 203, HB 1027

INDIAN AFFAIRS COMMISSION
Appropriation, HB 1150
Rental, Tulsa Office Building, exempted from deposit to General Revenue Fund, SB 98

INDIAN AFFAIRS, GOVERNOR'S ADVISORY COMMITTEE ON
Terminating, HCR 1024

INDIAN MERIDIAN INITIAL POINT
Historical site, SCR 21

INDIANS
Drivers education program, HB 1139
Seminole Nation Highway, naming, HCR 1028

INDIGENTS (see POOR PERSONS)

INDUSTRIAL COURT (see COURTS, Workers' Compensation)

INDUSTRIAL DEVELOPMENT COMMISSION
Members, expanding number, granting Governor duties, SB 160

INITIATIVE AND REFERENDUM
Ballot title, explanation, HB 1180

INSPECTION STICKERS, SAFETY
Modifies time limits, SB 142, HB 1372

INSTITUTIONS, SOCIAL AND REHABILITATIVE SERVICES (see also WELFARE ASSISTANCE)
Advisory Committee on Medical Care, terminating, HCR 1024
Central Purchasing Act, HB 1396
County welfare offices, allowing repairs to existing buildings, SB 322
Data Processing Planning and Management Act, SB 174
Employee and salary maximum, HB 1168
Rader, Lloyd E., Diagnostic Center, transfer to Pittsburg County, SCR 26
Review Committee, programs in welfare system, eliminating, HB 1410
Vendor Drug Program, expanding, HJR 1017
Visual services, license requirements, SB 303
Welfare payments, increases, SJR 19, HJR 1004
Workers' compensation, exempting, SB 104, SB 188

INSULATION
Thermal insulating material, HB 1046

INSURANCE
Accident, health and life insurance, chiropractors, prohibiting exclusion from certain policies, SB 286
Auditors for rate increase requests, SB 243
Automobile
  Liability, requiring affidavit, HB 1099
  Policies, requiring information regarding cancellation and premium increases, SB 69
  Uninsured motor vehicles, expanding definition, SB 297
  Violations, recorded, and points assessed, HB 1201
Cancellation of policy
  Age discriminations, physicals, prohibiting, HB 1346
  Auto casualties, prohibiting if premiums paid during certain period are less than claim, SB 219
  Notice, requiring, HB 1299
  Truckers, speeding violations, HB 1201
Chiropractors
  Coverage, prohibiting exclusion from claims, SB 286
  Insurance code, exempting, HB 1302
Claims
  Chiropractic, prohibiting excluding from certain policies, SB 286
  Physicians
    Requiring insurance companies to report to licensing agencies, SB 164
    Statute of limitations, HB 1398
Domestic insurance companies
  Fees, increasing for certain agents, SB 11
  Manner of reporting, SB 11
Fees, increasing for filing notice of suit against unauthorized insurers, SB 173
Firemen's Relief and Pension Fund, funding, SB 60
Forms, restricting language, HB 1341

Insurance Code
Exempting organizations, HB 1001, HB 1302
Repealing exemptions of organizations, SB 167
Investigation, special committee created, SJR 7, SJR 38
Liability, claims arising under pesticide act, HB 1506
Life
Agents, requiring educational requirements, SB 273
Group, increasing maximum insurance on life of debtor, SB 345
State employees, retired, continuing, SB 201
Malpractice, Health Department, authorizing, SB 330
Optometric service, corporate indemnity and liability, HB 1378
Physicals, age discrimination, prohibiting, HB 1346
Policies
Requiring notice of cancellation, HB 1299
Requiring restricted language, outline of coverage, HB 1341
Property and Casualty Insurance Guaranty Association Act, SB 40
Rates
Moratorium on increases, SCR 13
Restricting requests, SB 156
Terminating moratorium, SCR 35
Truckers, speeding, prohibiting certain actions, HB 1201
Schools, liability, limiting, including athletic events, SB 228, HB 1309
Senior citizens, physicals, prohibiting age discrimination, HB 1346
State agencies, liability, authorizing purchase of insurance for employees, SB 312
Title insurance, mortgagee to provide information to buyer, SB 200
Truckers, speeding, prohibiting actions, HB 1201

INSURANCE BOARD, STATE EMPLOYEES GROUP HEALTH AND LIFE
Removes Attorney General from Board, appoints new member, provides for legal counsel and hearing official, SB 201

INSURANCE COMMISSIONER, OFFICE OF
Appropriation, HB 1158
Campaign expenses, income tax check-off, HB 1027
Commissioner
Expanding power regarding insurer's certificate of authority, SB 24
Qualifications for employment, confirmation by Senate, SB 196
Vacancy in office, providing for appointment, SB 159
Domestic insurance company, requiring reporting, provides tax exemption, SB 11
Fees, raising, agents, SB 11
Health insurance, reporting to Legislature and state agencies, SJR 20
Workers' compensation, authorized to determine nonhazardous classification, SB 76, HB 1293

INSURANCE FUND, BOARD OF MANAGERS OF STATE
Attorney General, removing from Board, HB 1504
Personnel and salaries, maximum, HB 1168

INTENSIVE CARE AND TREATMENT FACILITY, SAND SPRINGS
Transfer to Pittsburg County, SCR 26

INTERSTATE COMPACT ON AGRICULTURAL GRAIN MARKETING, SB 139

INTERSTATE COOPERATION, COMMITTEE ON, LEGISLATIVE
Council, constituting Council of American Legislators Association, repealed, HB 1207
Council, membership, National Conference of State Legislatures, HB 1207

INTOXICATING LIQUORS
Alcohol treatment programs, modifying provisions for approval and utilization, SB 129
Alcoholic Beverage Control Board
  Modifying grounds for denial of licenses, SB 304, HB 1154
  Travel and per diem, SB 304
Beer
  Minors, changing legal age, sale to, SB 344
  Municipalities
    Locations, restricting, SB 154, SB 179, SB 344
    Permits, requiring, SB 179
  Sales tax
    Improving correctional institutions, constitutional amendment, SJR 14
    Levying, SB 150
Public inebriate alternative programs, SB 129
Tax stamps, eliminating, providing new procedures, HB 1461

INVESTIGATION, STATE BUREAU OF
Airplanes, purchase of, appropriation, SB 111
Appropriation, SB 111
Expands duties, investigation of crimes against state officers, HB 1239
Laboratories, Carter or Murray County, SB 38
Merit System, job positions, SB 111
Naming building "Carl H. Tyler," SJR 1

INVESTIGATIONS AND STUDIES
Corrections, Department of, HJR 1034
Criminal Justice System, SJR 34
Federal Bureau of Prisons, memorializing Congress, SCR 5
Insurance, SJR 7, SJR 38
Langston University, SR 9, SJR 16
Methadone, HJR 1036
State Mental Hospitals, SB 271
Vo-Tech school district, Oklahoma County, SCR 4

J

J. M. DAVIS MEMORIAL COMMISSION, SB 73, SB 102

JIM THORPE MEMORIAL-ATHLETIC HALL OF FAME, SB 72

JUDGES AND JUSTICES (see COURTS)

JUDICIAL COMPLAINTS, COUNCIL ON
Terms of members, modifies, HB 1004

JUDICIAL DISTRICTS (see COURTS)

JUNIOR LEAGUE OF TULSA
Commendation, SR 39, SR 43

JUVENILE BUREAU
Authority to file cases, HB 1493
Salaries
Director, SB 337
Employees, SB 234

JUVENILES
Apprehension, law enforcement, HB 1493
Certification as an adult, certain crimes, HB 1208, HB 1493
Court supervision, parents, SB 28
Definition expanded, SB 234, HB 1493
Delinquent, hearing to determine, SB 339
Restitution for certain crimes, parental liability, HB 1313
"Scared Straight" program, SR 56
Separate from other prisoners, HB 1208
Special Committee on Study of Youthful Offender System, SJR 33
Truancy, SB 28, SB 234

K

"KEEP OKLAHOMA BEAUTIFUL"
Terminating, HCR 1024

KERR-McGEE CORPORATION
Congratulating, SR 53

"KINDERGARTEN BILL"
Minimum age for attendance, SB 7, SB 205

KIRKPATRICK, JOHN
Commendation, SR 41

L

LABOR
Employee wages, certain crimes, SB 197
Employer contributions, limitations, SB 342
Minimum wages, HB 1407
Municipalities, collective bargaining, non-binding arbitration, HB 1395

Occupational Health and Safety Standards Commission, HB 1030
Private employment services, advisory council, HB 1032
Time frames, contributions, state experience factor, SB 318

LAND
Acquisition, federal government, legislative consent, SB 128, HB 1178
Farm loans, interest rate increased, HB 1113
Foreign investors, land purchases, SR 11
Lease of, to City of Norman, HJR 1008
Oil and gas wells, equipment, restoration of, SB 240
Plats
  Municipalities, governing body approval, SB 239
  Water and sewage disposal, subdivisions, SB 61
Sale
  Department of Corrections, Pittsburg County, SJR 32
  Department of Mental Health
    Land sale moratorium, HJR 1014
    Report of land sold during certain period, HJR 1014
Surface, restoration after abandonment of oil and gas wells, SB 240
Tracts, vacating, HB 1298

LAND OFFICE, COMMISSIONERS OF THE
Appropriation, HB 1144
Boards of Education, allowing to sell school lands, HB 1439
Directing to implement state statutes regarding investment of loans, veterans, SB 253
Farm loans
  Appraisers, prohibiting certain acts, HB 1113
  Interest rates, increasing, HB 1113
  Restrictions, modifying persons eligible for loans, SB 152, HB 1113
Land acquisition, federal government, requiring legislative consent, SB 128, HB 1178

LAND RECORDS SYSTEM
Special committee on the study of, HJR 1007

LANDLORD AND TENANT
Intent to fraud, rental agreement, penalties, SB 340
Pets, allowing for aid to handicapped persons, HB 1425
Rent increase, prohibits when services decreased, SB 302
Security deposit
  Pets, HB 1425
  Procedures for interest bearing escrow account, HB 1425

LANDSCAPE ARCHITECTS
Licensing, definition, State Architectural Act, HB 1100

LANGSTON UNIVERSITY
Board of Regents, creating separate board, SB 187
Extension facilities, SJR 36, HB 1136
Special committee to investigate, SJR 16, SR 9

LAW ENFORCEMENT EDUCATION, COUNCIL ON, SB 114

LAW ENFORCEMENT OFFICERS
Budget conferences, requiring with county officials, SB 148
Dependents of deceased officers, providing scholarships for, SB 12, HB 1116
Emergency service, other municipalities, HB 1251
Firearms, retain right to keep after retirement, SB 146
Off-duty, in attendance at public functions, HB 1080
Spouse of, deserted, may not receive retirement benefits, SB 278

LAW LIBRARIES
Additional funding by county population, SB 305, SB 315

LEGAL NOTICES
Printing fees, increases, HB 1169

LEGISLATIVE COUNCIL
Administrative Committee, creates, director, members, SB 288
Appropriation, SB 85
Capitol Rotunda Visitor Information Center, employees transferred from Board of Affairs, SB 85
Committee on Interstate Cooperation, constituting Council of the American Legislators Association, repealed, HB 1207
Consumer interests, advocate for, SB 307
Data processing specialist, expanding duties for Legislature, SB 174, HB 1347
Executive Committee
  Appointment by congressional district and majority vote, SB 288
  Meeting place, Senate Chamber, repealed, SB 288
  Members, number of, SB 288
Land Records Systems, Committee, HJR 1007

LEGISLATIVE LIAISON COMMITTEE
Meetings, notification of, HB 1040

LEGISLATIVE INTENT
Bingo receipts, nonprofit organizations, exempting, sales tax, SCR 10
Carl Albert Congressional Research and Studies Center, University of Oklahoma, creating, SJR 27
Corrections, Department of, requiring plans upgrading officers' qualifications, HB 1319
Emergency medical services, providing assistance to counties and other governmental bodies, HB 1230
Foreign goods, sales tax, exempting, SCR 12
Higher Education, Board of Regents, clarifying "related institutions" as applying to supplying of utilities, SCR 24
Hunting and fishing licenses and fees, extending period in effect, SJR 5
Merit System
  Disapproving of certain regulations regarding job vacancies, SR 58
  Rescinding of SR 58, SR 61
Mining, disapproving definition of Oklahoma Water Resources Board, SR 45

Motor vehicles, escort cars for overweight vehicles, disapproving of, Department of Public Safety rules, SR 57, SR 62
National Finals Rodeo, Oklahoma, continuing to host, SR 1
Petroleum Museum of Oklahoma Oil History, efforts continued to establish, SR 49
Police Pension and Retirement Systems, municipalities, maintaining separate accounts, SR 20
Process servers, fees for multiple service, SCR 6
Public defenders, defining certain terms, salaries, SCR 30
Public employees retirement, allowing retirees to be employed by the state, SCR 37, HB 1353
Recreational vehicles, defining, SCR 2
Regents for Higher Education, expenditures, HB 1136
Schools, funding, based on class size in certain subjects, SCR 11
Special education, appropriating funds to Children's Medical Center and Carnegie Elementary School, Tulsa, SR 60
Teachers' retirement, military service, time served to accumulate toward years of service, SR 59
Trusts, recording, HB 1426, HB 1440
Workers Compensation Act, defining exceptions, HCR 1031

LEGISLATURE
Adjournment, sine die, HCR 1037
Administration Committee, created, SB 288
Agency rules, expanding time limitation for disapproval, HB 1368
Apportionment, time limit extended, SJR 15
Appropriation, SB 84
Committees (see COMMITTEES)
Confidential and privileged records and information, SB 84
Disturbing, providing penalties, SB 282
Equipment, installing, feasibility study, communication between handicapped persons and Legislature, HCR 1032
Ethics, attorneys appearing before state agencies, HB 1371
Federal funds, disbursing on approval of Legislature, SB 130
Former members of Legislature, restricting appointments to state boards, SB 243
House of Representatives, employees, classification and compensation, HB 1443
Joint Rules, 37th Legislature, First Session, HCR 1010
Land, acquisition of by federal government, consent of Legislature, SB 128, HB 1178
Legislative procedures
  Effective dates, certain legislative measures, SB 209
  Schedules, repealing, HB 1029
Recess
  June 1, 1979 to July 2, 1979, SCR 36
  Travel and per diem, authorizing, SB 209
Records, requiring confidentiality, SB 84
Senate
  Chamber, repealing as meeting place for Legislative Council, SB 288
  Computer system, authorizing development by Secretary of Senate, SR 47
  Employees, classification and compensation, SR 12, HB 1443
  Information dissemination, authorizing development by Secretary of Senate, SR 48

Interim operation, SR 46
Travel out of state during legislative session, SR 5
Special sessions, constitutional amendment, HJR 1025
Travel and per diem, SB 82, SB 84, SB 209, SR 5, HB 1377

LIBRARY CLASSES
Size of, HB 1373

LICENSE PLATES (see MOTOR VEHICLES)

LICENSING
Alcohol Beverage Control Board, grounds for denial, reduces, SB 304
Animal technicians, SB 291
Architects, HB 1100
Barber Examiners, SB 33
Camp operators, SB 289
Coin operated amusement machines, SB 321
Cosmetology, SB 33, HB 1284
Court reporters, HB 1436
Drivers' licenses, HB 1026, HB 1248
Dry cleaners, SB 33
Electrology, SB 33, HB 1441
Fishing licenses, Lake Texoma, SB 211
Food store, temporary, SB 303
Foreign medical school students, SB 232
Going-out-of-business sales, HB 1494
Hunting, SB 2, SB 52, SB 53, SB 223, SB 249, SJR 5, HJR 1026
Insurance agents, educational requirements; SB 273
License plates, SB 308, HB 1479, HCR 1021
Midwifery, SB 171
Mopeds, HB 1242
Motor vehicles, SB 229
Nonintoxicating beverages, municipalities, SB 179
Optometry, SB 285, SB 314
Physicians, foreign, SB 232
Private detectives, SB 198
Process servers, SB 287
Psychologists, State Board of Examiners, SB 33
Radio operators, amateur, SB 169
Real estate brokers, multi-year licensing, SB 34
Restaurants, temporary, SB 303
Security agents, SB 198
Sewage disposal processing sites, SB 313, HB 1496
Shorthand reporters, HB 1436
Trucks, overweight, HB 1242
Weld test facilities, SB 244

LIENS
Contractors, providing notice before enforceable, SB 192

Deposits after judgment, SB 137
Materialmen's lien, notice required, SB 27, SB 192, HB 1218
Maternity action, filed on real property, HB 1075
Mines and mining, unpaid taxes, HB 1471
Motor vehicles
  Notice of filing, SB 57, HB 1006
  "Lien law," HB 1227, HB 1405
  Security interest, defining, fees, HB 1227, HB 1405
Recording, requiring, county clerk, HB 1083
Small Claims Procedures Act, real property, filing, HB 1078
Trash, private property, unpaid removal costs, HB 1220

LIEUTENANT GOVERNOR
Apportionment Commission, SJR 15
Appropriation, SB 87
Boards and commissions, member of, replaces Attorney General, HB 1504
Income tax check-off, campaign expenses, HB 1027
Joint election with Governor, SB 267
Travel and per diem, spouse, SB 87
Vacancy in office, providing appointment, SB 159

LIGHTING ENERGY CONSERVATION ACT, OKLAHOMA, HB 1177

LIKES, HENRY L.
Condolences, SR 51

LILIUM
Use of, prohibits restrictions, HB 1356

LIQUORS (see INTOXICATING LIQUORS)

LOANS (see specific subject)

LOBBYISTS
Disclosure of compensation, SB 301

LONG, MONA
Commending, mother of the year, SCR 22

M

MALPRACTICE, MEDICAL
Claims reported by insurance companies, SB 164
Damages, allowable expended, HB 1398

MANDATORY PRISON SENTENCING (see SENTENCING)

MANPOWER SERVICES COUNCIL, STATE
DECA, abolishing, SB 295

MEAT
Imitation beef products, labeling, SB 221
Origin, labeling, HCR 1017

MEAT INSPECTION ACT
Memorializing Congress to amend, SCR 27

MEDAL OF HONOR
Special license plates, HB 1101

MEDICAL EXAMINER
Salary, SB 106

MEDICAL LABORATORY WEEK, NATIONAL
Creates, SR 27

MEDICAL PROFESSION (see PROFESSIONS AND OCCUPATIONS)

MEDICINES AND DRUGS (see DRUGS AND NARCOTICS)

MENNONITE AND BRETHREN IN CHRIST, MUTUAL AID ASSOCIATION
Insurance code, exempting, HB 1001

MENTAL HEALTH, DEPARTMENT OF
Appropriation, SB 107, SB 120, SB 125
Assistant Director, Board of Mental Health, modifying duties, HB 1228
Battered women shelter services, SB 107
Inebriate alternative programs, modifying provisions for approval, SB 129
Merit system, exempting certain employees, SB 107
Norman, City of, lease of land for park and recreational area, HJR 1008
Norman Community Mental Health Center, supervising, SB 107
Sale of land, Norman, Oklahoma, cease to, HJR 1014

MENTAL HEALTH, STATE BOARD
Authority for the Alcohol Prevention, Training and Rehabilitation Authority, SB 9

MENTALLY INCOMPETENT PERSONS
Sterilization procedure, SB 79
Voter registration restricted, HB 1402

MERIT SYSTEM OF PERSONNEL ADMINISTRATION
Banking Department, SB 254
Corporation Commission, SB 39
Economic and Community Affairs, Department of, SB 295
Investigation, State Bureau of, SB 111
Mental Health, Department of, SB 107
Personnel Board, expressing legislative disapproval of regulations regarding job vacancies, SR 58, SR 61
Salaries, state employees, SJR 9

Securities Commission, HB 1164
Tax Commission, SB 96
Teachers, certified, classified service, SB 186
Teachers Retirement System, positions upgraded, HB 1384

METAL FABRICATION
Conner Correctional Center, creates, HB 1319

METRIC SYSTEM
Conversion to, HCR 1018

MIDWIFERY
Licensing, SB 171

MILITARY PROPERTY CONTROL BOARD, OKLAHOMA
Renaming from Special Armory Board, SB 15

MILITARY RETIREES APPRECIATION WEEK
Creates, HCR 1030

MILITIA (see also VETERANS)
Awards and Decorations Board, abolishes, SB 16
45th Infantry Division, urging Congress to recreate, SCR 32
Special Armory Board, renaming, SB 15

MILLER BROTHERS
National Cowboy Hall of Fame, recommendation, SR 14

MINERAL RIGHTS
Certificate or Resale Tax Deed, limiting property conveyed, SB 23
Land sales by Corrections Dept. and Board of Affairs, shall retain, SJR 32
Landowners, surface, allowing for damages by producers, SB 29
Taxes, providing separate valuing, listing and payment, HB 1448

MINES AND MINING
Coal fees, levying, providing for liens, HB 1471
Coal Reclamation Act of 1979, SB 299
Mining, disapproving definition by Oklahoma Water Resources Board, SR 45

MINIMUM WAGE ACT
Minimum wage, increases, SJR 9, HB 1407

MINORS (see CHILDREN)

MOBILE HOMES (see MOTOR VEHICLES)

MORTGAGES
Farm
Interest rates, increasing, SB 152, HB 1113

Investment of funds by Land Office, SB 253
State officials, allowing to obtain loans, SB 152, HB 1113
Rents, security, allowing mortgagors to assign, HB 1123
Statute of limitations, modifying, HB 1017
Title insurance, mortgagee to provide information to buyer, SB 200

MOTHER OF THE YEAR, Mona Long, SCR 22

MOTION PICTURES
Bidding, blind, prohibits, SB 32, HB 1270
Private investigators, credentials, movie attendance, HB 1415

MOTOR FUEL PURCHASING ACT, STATE
State agencies, exempting from bids, HB 1511

MOTOR FUEL TAX CODE
Weighted average price, excise tax, HB 1482

MOTOR VEHICLE POLLUTION CONTROL SYSTEMS ACT, SB 77

MOTOR VEHICLES
Automobile Repair Act, regulations, mechanic qualifications, SB 172
Boats, mufflers, regulations, exempting, SB 251
Drivers licenses, validation period, modifying, HB 1026, HB 1248
Gross vehicle weight, additional truck fees, apportionment of fees, HB 1242
Junked or dismantled vehicles, license fees, HB 1242
Highway Patrol, sale of surplus vehicles to county governments, HB 1391
Insurance
Casualty, limiting premium increases, SB 219
Liability, requiring affidavit, HB 1099
Policies, information regarding cancellation and premium increases, SB 69
Uninsured motor vehicles, expanding definition, SB 297
Licensing
Fees
Adjusting, HCR 1021
Driver education, HB 1331
Increasing, HB 1479
New vehicles, extending time for registration, HB 1227, HB 1405
Plates
Authorizing special for honors, HB 1101
Authorizing special for handicapped, HB 1047
Car dealers, allowing loan of, SB 308
Providing guidelines, fees, penalties, HB 1405
Weight, increasing for certain vehicles, SB 229
Lien Laws, security interests, procedures, HB 1227, HB 1405
Mail order vehicle registration system, fees and penalties to be apportioned monthly to counties, HB 1242
Mobile homes
Escort cars, legislative disapproval of Public Safety rules, SR 57, SR 62

Lien laws, security interest, procedures, HB 1227, HB 1405
Transportation, highways, modifying height restrictions, HB 1352
Mopeds, licensing, HB 1242
Motor Vehicle License and Registration Act, amending conflicts, HB 1227, HB 1308
Motor Vehicle Pollution Control Systems Act, regulations, inspections, SB 77
Odometer Setting Act, penalties, SB 63
Oversized or overweight loads, escort vehicles, requesting Department of Public Safety to rescind current regulations, adopt previous regulations, SR 57, SR 52
Product liability, manufacturer, SB 65
Radio operators, special license plates, SB 169
Railroads, de-regulation by Corporation Commission, HB 1157
Recreational vehicles
Defining, SCR 2
Turnpikes, providing dump stations, SJR 17
Safety inspection stickers, procedures and cost, SB 142, HB 1372
Salt water, state agencies, deicing, SB 204, HCR 1008
Security interests, liens, release of, defining, HB 1227, HB 1405
Speed limit
Increasing from 55 mph, SB 224, SCR 16, HB 1305
Violations, recorded and points assessed, HB 1201
State agencies, eliminating registration, annual reports to state location of vehicles, HB 1349
Tag agents, providing for appointment of county treasurers, HB 1405
Taxes, excise, reducing, SB 14
Taxicabs, defining, exemption from gasoline tax, SB 218
Title fees, deposited to Tax Commission Revolving Fund, HB 1227, HB 1242
Traffic violations, prohibiting release of records and preventing points from being assessed under certain conditions, SB 250
Trucks
Commercial and semitrailers, increasing fees, SB 108
County Agricultural Stabilization and Conservation Committee, eliminating requirements for registering, SB 229
Covered loads, requiring, providing penalties, HB 1242
Gross vehicle weight, assessing and apportioning fees for overweight trucks, HB 1242
Used car dealer, defining terms, SB 293

MUNICIPAL BUDGET ACT, SB 300

MUNICIPAL COURTS (see COURTS)

MUNICIPAL JOINT UTILITY ACT, OKLAHOMA
Duties, power, constitutional amendment, SB 334

MUNICIPAL REVENUE BOND ACT, SB 333

MUNICIPALITIES (see CITIES AND TOWNS)

MUTUAL AID ASSOCIATION OF THE MENNONITE AND BRETHREN IN CHRIST
Insurance code, exempting, HB 1001

N

NARCOTICS (see DRUGS AND NARCOTICS)

NARCOTICS AND DANGEROUS DRUGS CONTROL, BUREAU OF
Salaries, number of employees, SB 117

NASA
Regional Industrial Applications Center, designated as, SB 90

NATIONAL CONFERENCE OF STATE LEGISLATURES
Membership, HB 1207

NATIONAL COWBOY HALL OF FAME
Miller brothers, recommending, SR 14

NATIONAL FINALS RODEO
Champions from Oklahoma, commending, SR 1
Continuing to host, SR 1

NATIONAL GUARD
Scholarship program, SB 110

NATURAL DEATH ACT
Living wills, SB 83

NATURAL GAS (see OIL AND GAS)

NATURAL GAS POLICY ACT OF 1978
Implementation, HB 1206

NATURAL GAS PRICE PROTECTION ACT, OKLAHOMA
Restricting price increases in certain contracts, SB 49

NAZI WAR CRIMINALS
Memorializing Congress to extend statute of limitations, SCR 19

NEGLIGENCE (see CIVIL PROCEDURE or DAMAGES)

NEGOTIABLE INSTRUMENTS (see COMMERCIAL CODE)

NEPOTISM
Schools, board members, teachers, SB 242

NIX, KIRKSEY
Condolences, SCR 15, SR 16

NORMAN, CITY OF
Real estate, lease for urban wilderness and recreational area, HJR 1008

NORTHEASTERN OKLAHOMA STATE UNIVERSITY
Revenue bonds, repayment, HJR 1027

NORTHWESTERN OKLAHOMA STATE UNIVERSITY
Revenue bonds, repayment, HJR 1027

NOTARIES, PUBLIC
Fees, HB 1176

NOTICES (see specific subject)

NUCLEAR ENERGY (see also RADIOACTIVE MATERIALS)
Moratorium, Black Fox, SR 33

NURSES
Midwifery Act, Oklahoma, SB 171
State Licensed Practical Nurses Day, created, HCR 1022

NURSING HOMES
Patients, medical expenses, SB 177
Workers' Compensation, coverage, employees excluded, SB 76

O

OCCUPATIONAL HEALTH AND SAFETY STANDARDS COMMISSION
Repeals, HB 1030

ODOMETER SETTING ACT, SB 63

OFFICERS
Political subdivisions
  Expanding definition, limit of liability, HB 1354
  Expanding exemptions from liability, athletic events, SB 228, HB 1309

OIL AND GAS
Franchises, petroleum products dealers and distributors, conditions for terminating, SB 325
Golden Driller, Tulsa Expo Square, naming official state monument as symbol of oil industry, SCR 23
Gross Production Tax
  Reapportions for roads, schools, HB 1491
  Requiring reporting to Tax Commission, HB 1351
Leases, recording, exceptions, SB 19
Natural Gas Curtailment and Regulation Hearings, Attorney General to act as counsel, HB 1129
Natural Gas Policy Act of 1978, Corporation Commission to comply with regulations, SB 206, HB 1206
Natural Gas Price Protection Act, Oklahoma, restricting price increases in certain contracts, SB 49

Sales tax, residential use of natural gas, exemptions, SB 13, HB 1041
Wells
Abandoned equipment, requiring removal and restoration of land, SB 240
Drilling damages, compensation, SB 29

OKLAHOMA STATE UNIVERSITY
Officially changing name to, HB 1053

"OKLAHOMA TODAY", SB 120

OPEN MEETING LAW
Hospitals, admission boards, higher education committees, exempt, SB 336

OPTOMETRY
Board members, increasing per diem and salaries, SB 314
Education assistance, appropriation, HB 1136
"Eye Drop Bill," allowing administering of drugs, SB 285
Liability, corporations, HB 1378
Licensing, increasing fees, SB 314

ORGANIZED CRIME PREVENTION COUNCIL
Terminates, HCR 1024

P

PARDON AND PAROLE BOARD, OFFICE OF THE
Appropriation, SB 116
Employees, creating new positions to assist board, HB 1319
Salaries, SB 116

PARDON AND PAROLE BOARDS
Corrections Department assistance, appropriation, HB 1319
Full time, creating, abolishing certain duties and powers of Governor, constitutional amendment, SJR 6, SJR 25
Minimum sentencing, SB 18, SB 26
Pardon and parole reviewers, positions, qualifications and duties, SB 80
Pardons and paroles, conditions for, amending employment, SB 26
Paroles, inmates, "good time" accrued toward serving sentence, SB 26
Restitution, HB 1429

PARENTAL RIGHTS (see CHILDREN)

PARENTS AND TEACHERS, OKLAHOMA CONGRESS OF
Sales tax exemption, SB 64

PARKS (see also TOURISM AND RECREATION, DEPARTMENT OF)
Camping, restricting areas, SCR 31

Fees
Handicapped persons, HB 1003
Senior citizens, SB 3
Norman, City of, lease of land, HJR 1008

PATRICK J. MILTON
Naming; Skiatook Reservoir, SR 3

PAWNEE INDIAN VETERANS HISTORICAL ASSOCIATION
Repealing, HB 1034

PERRY, OKLAHOMA
Commendation, SR 10

PERSONNEL BOARD, STATE
Appropriation, SB 99
Merit System
Legislative disapproval of certain regulations regarding job vacancies, SR 58
Rescinding of SR 58, SR 61
Quorum, allowing alternate members to be counted, HB 1048
Salaries, SB 99

PESTICIDES (see AGRICULTURE)

PETROLITE CORPORATION
Commendation, SR 44

PETTIT, DELOS
Naming, Skiatook Reservoir, SR 3

PETROLEUM MUSEUM OF OKLAHOMA, OIL HISTORY
Creates, Tulsa Union Depot, SR 49

PHARMACIST
Prescription drugs, substitution, HB 1200

PHYSICAL FITNESS, GOVERNOR'S COUNCIL ON
Terminating, HCR 1024

PHYSICIAN MANPOWER TRAINING COMMISSION
Appropriation, HB 1138
Correction facilities, services, SB 310
Employee maximum and salaries, HB 1138
Interns and residents, appropriation, HB 1138

PITTSBURG COUNTY
Certain DISRS institutions, transfer to, SCR 26
Sale of certain land, SJR 32

PLANNING AND RESOURCES BOARD
Statutory changes to Oklahoma Tourism and Recreation Commission, SB 319

PLUMBING
Apprentice, licensing, HB 1314
Fees, licensing, Commissioner of Health, HB 1314

PLUMBING EXAMINERS, STATE COMMITTEE OF
Recreates, compensation, HB 1314

PODIATRIST
Chiropodist, changing to podiatrist under certain conditions, SB 184
Hospital privileges, SB 158
Licensing, renewal, SB 184

POLICE (see LAW ENFORCEMENT OFFICERS)

POLICE PENSION AND RETIREMENT SYSTEM
Municipalities, separate accounts, SR 20
Spouses, payment to, conditional, SB 278

POLITICAL SUBDIVISION TORT CLAIMS ACT (see Tort Claims Act)

POLLUTION
Motor boats, mufflers, SB 251
Motor vehicles, regulations, SB 77
Waters and water rights, regulations, HB 1467

POOR PERSONS (see also WELFARE ASSISTANCE)
Court costs, SB 311, SB 349
Homestead exemption, HB 1070
Hospitals, monitor charity care practices, SB 269
Legal defense, SB 311, SCR 30, HB 1345
Medical expenses, catastrophic, SB 323
Poverty, appropriation to combat, SB 95
Review Committee, repealing, HB 1410

POULTRY INSPECTION ACT
Memorializes Congress to amend, SCR 27

PRESCRIPTION DRUGS (see DRUGS AND NARCOTICS)

PRESERVATION AREAS, SPECIAL RENOVATION FOR, HB 1262

PRETRIAL DIVERSION PROGRAM
Creates, deferred prosecution, SB 335

PRINTING AND BINDING
Legal notices, increasing fees, HB 1169
State agencies, providing restrictions, HB 1340

PRISON INDUSTRY
Conner Correctional Center, metal fabrication industry, HB 1319

PRISON RODEO
Revolving Fund, HB 1319

PRISONERS (see PRISONS AND REFORMATORIES)

PRISONERS OF WAR
POW-MIA Day, designating, SCR 9, SR 7

PRISONS AND REFORMATORIES (see also CORRECTIONS, DEPARTMENT OF)
Appropriations, SB 115, HB 1319
Bohanon, Luther, praising for efforts on behalf of Oklahoma prisons, SR 2
Correctional officers and guards
  Legislative intent, Corrections Department to submit plan for upgrading qualifications, HB 1319
  Qualifications, modifying, HB 1319
  Salaries, increasing, SB 138
Educational personnel, authorizing to hire, exempting certain persons, SB 222
El Reno Reformatory, memorializing Congress to investigate, SCR 5
Employees
  Drugs, possession or distribution, requiring reports, HCR 1015
  Incentive Pay Plan, HB 1319
  Salaries, SB 138, SB 175, HB 1319
  Teachers, employment at colleges or universities, SB 70
Maximum security units, authorization, SJR 11
Medium security units, authorization, SJR 11
Pardons and paroles, inmates (see PARDON AND PAROLE BOARDS)
Prison industries, HB 1319
Prison rodeo, revolving fund, HB 1319
Prisoners
  "Good time" accrued toward sentence, SB 26
  Medical treatment, out-patient procedures, SB 144
  Salaries, HB 1020, HB 1319
  Sterilization, SB 79

PRIVATE DETECTIVES
Licensing, Oklahoma Security Agents Act, SB 198
Movie theaters, attendance, credentials, HB 1415

PRIVATE EMPLOYMENT SERVICES ADVISORY COUNCIL, GOVERNOR'S
Repealing, HB 1032

PRIVATE SECURITY
Security Agents Act, SB 198

PROBATE PROCEDURE (see also ESTATE TAX)
Creditor's notice, allowable places of return, HB 1449

Estate tax exemption increased, SB 182
Estate values, increases for certain proceedings, SB 43
Oil and gas leases, bonus value increased, HB 1505
Surviving Spouse Probate Reform Act of 1979, property distribution, HB 1505

PROCESS SERVERS
Fees, multiple service, legislative intent, SCR 6
Licensing
  Expands area of service, SB 255, SB 287
  Information necessary, SB 287

PRODUCT LIABILITY
Automobiles, warranties, SB 65

PRODUCTS LIABILITY TORT REFORM ACT, SB 348

PROFESSIONAL CORPORATIONS
Annual certificates, SB 181
Directors, shareholders or officers, multiple corporations, HB 1241

PROFESSIONAL STANDARDS BOARD
Membership, modifies requirements, SB 261

PROFESSIONS AND OCCUPATIONS
Architects, expanding definition, licensing, HB 1100
Barbers, Board of, recreating, Sunset Law, SB 33, SB 189
Chiropractors
  Education, requirements, HB 1108
  Educational assistance, HB 1136
  Insurance, accident and health coverage, SB 286
  Nonprofit corporations, exempt insurance laws, authorizing creation, HB 1302
Cosmetology
  Board, recreating, Sunset Law, SB 33, SB 191
  Definition, expanding, HB 1234
  Education, requirements, HB 1284
Dentists
  Board, members, procedures for selection, qualifications, HB 1300
  Fees, allowing collection of by Health Department, HB 1476
Dry Cleaners, Board of, recreating, Sunset Law, SB 33, SB 190
Electrology
  Board, recreating, Sunset Law, SB 33, HB 1441
  Revolving Fund, repealing, HB 1036
Medical Profession
  Death certificate, who may sign, SB 270
  Educational requirements, foreign doctors, SB 232
  Emergency medical care, liability, SB 127
  Emergency Medical Services Systems Revolving Fund Act, assistance to counties and other governmental bodies, HB 1230

Expenses
Catastrophic, SB 323
Nursing home patients, SB 177
Foreign physicians, educational requirements, SB 232
Insurance, claims, insurance company to report to licensing agencies, SB 164
Interns and residents
Appropriations for hospitals and medical schools, salaries, HB 1138
State manpower distribution, SB 81
Liability for damages, conditions, SB 216
Lilium, allowing use of, prohibiting disciplinary action against physician, HB 1356
Malpractice claims, reporting by insurance companies, SB 164
Records, providing for accessibility and cost of copying, SB 164
Rural areas, physicians services, SR 52
Statute of limitations, insurance, HB 1398
Testimony, court
Expert medical witnesses, qualifications, SB 216, HB 1184
Medical bills, authenticity, HB 1272
Unprofessional conduct, expanding definition, SB 194
Midwifery, establishing profession, licensing, SB 171
Optometry
Board members, increasing per diem and salaries, SB 314
Education assistance, appropriation, HB 1136
Eye drops, allowing administering of drugs under certain conditions, SB 285
Liability, corporations, HB 1378
Licensing, increasing fees, SB 314
Pharmacists
Drugs, substitution of prescription, HB 1200
Generic drugs, HB 1200
Plumbers
Examiners, increasing compensation, HB 1314
Licensing, terms of apprenticeship, HB 1314
Podiatry
Chiropodist, changing to podiatrist in certain instances, SB 184
Hospital privileges, SB 158
Licensing, requirements for renewals, SB 184
Private detectives
Movie theaters, attendance, credentials, HB 1415
Security Agents Act, Oklahoma, licensing, SB 198
Psychologists, State Board of Examiners of, recreating, Sunset Law, SB 33
Real Estate
Commission, recreating, Sunset Law, SB 34
Licensing, creating multi-year, SB 34
Veterinary Medicine, certification of animal technicians, SB 291
Welders, inspectors, providing for years of experience, SB 244

PROPERTY (see also LAND)
Capitol district, prohibiting certain acts by property users, HB 1509
Distribution of by court, HB 1505
Estate tax (see Revenue and Taxation)

Partition, providing for, reporting and notice, HB 1462
Personal, municipalities may levy additional excise tax, SB 227
Real property
Conveyances
Joint ventures, HB 1440
Mineral rights, SB 23
Small claims, judgments, liens, HB 1078
Trusts
Express, real property, recording and notice, HB 1426, HB 1440
Vacation of land, notice, procedures, HB 1298

PROPERTY AND CASUALTY RATES, BOARD FOR
Appropriation, HB 1163
Membership
Additional, legislative appointment, SB 243
Legislative members, former, restricting, SB 243
Qualifications, period of appointment, amending, SB 155
Professional staff, additional, employing to examine and investigate insurance requests, requiring insurers to pay fees and expenses, SB 243
Surety bonds, board employees, HB 1163

PROPERTY AND CASUALTY INSURANCE GUARANTY ASSOCIATION ACT, OKLAHOMA, SB 40

PSYCHOLOGISTS, STATE BOARD OF EXAMINERS OF
Recreates, Sunset Law, SB 33

PUBLIC AFFAIRS, STATE BOARD OF
Appropriations, SB 94, HB 1264, HB 1327
Central Purchasing Act, exceptions to, HB 1396
Feasibility study for equipment, Deaf and Hearing Impaired, communication with Legislature, HCR 1032
Legislative Liasion Committee, meeting notification, HB 1040
Surplus Property Program, employees and salary maximum, HB 1168
Visitor Information Center, Capitol Rotunda, transfer to Legislative Council, SB 85

PUBLIC AFFAIRS SURPLUS PROPERTY PROGRAM
Personnel and salary maximum, HB 1168

PUBLIC BUILDINGS AND PUBLIC WORKS
Contracts
Amounts, increases, SB 317
Split bids, SB 202, SB 317

PUBLIC COMPETITIVE BIDDING ACT OF 1974, SB 317

PUBLIC DEFENDER, OFFICE OF
Salaries
Increases, HB 1345
Legislative intent, SCR 30

PUBLIC EMPLOYEES RETIREMENT SYSTEM
Appropriation, HB 1148, HB 1214
Benefits
Increasing, HB 1214, HB 1353
Prohibiting if reemployed for certain time, SB 276
Reemployment, providing certain conditions, SB 275
Cost of living increase, HB 1214, HB 1353
Deferred compensation, state employees, modifying tax shelter provisions, SB 276, HB 1307
District Attorney, officers and employees may be members of, HB 1470
"Double Dipping Bill," prohibiting, SCR 37, HB 1353
Elected officials, providing for membership, HB 1353
Employer contributions, amending, HB 1353
Legislative intent, allowing retirees to be employed by the state, SCR 37
Life insurance, continuing, SB 201
Prior and participating service, modifying provisions, SCR 37, HB 1353
Trustees, Board of, removing Attorney General, providing for counsel, HB 1504

PUBLIC FINANCE
Budget, state, limits increases, HB 1479
Federal funds, disbursement, legislative, SB 130

PUBLIC HEALTH AND SAFETY
Abortion
Government funding, prohibiting, SB 263
Licensing, disapproving of certain regulations, SR 6
Alcoholism Advisory Council, recreating, Sunset Law, SB 8, SB 33
Alcohol Prevention, Training, Treatment and Rehabilitation Authority, recreating, Sunset Law, SB 9, SB 33
Autopsy
Place of performance, requiring payment, SB 274
State mental hospitals, investigation, SB 271
Black Fox Nuclear Plant, moratorium, SR 33
Camp operators, licensing, providing regulations, SB 289
Dairy products, imitation, requiring labeling, SB 221
Deaf and Hearing Impaired, Oklahoma Commission of, recreating, Sunset Law, SB 10, SB 33
Death certificates, who may sign, SB 270
Dental fees, allowing collection of by Health Departments, HB 1476
Emergency Medical Services Systems Revolving Fund Act, creating fund, providing assistance to counties and other governmental bodies, HB 1230
Emergency Resources Planning Committee, repealing, HB 1037
Emergency Telephone Communications System (911)
Appropriation, SB 108
Creating, SB 257
Health care, cost, Congress to support legislation for reduction, SR 38
Health Facilities Advisory Council, providing for representatives, HB 1229
Health Systems Agency, Governor to create, SR 13

Hospitals
Charity care, monitoring, SB 269
Podiatrists, privileges, SB 158
Insurance, malpractice, personnel authorization, Health Department, SB 330
Lilium, allowing use of, conditional disciplinary action, HB 1356
Mufflers, motorboats, providing regulations, SB 251
Nuclear energy, moratorium, Black Fox Nuclear Plant, SR 33
Nursing home patients, medical expenses, SB 177
Psychologists, State Board of Examiners, recreating, Sunset Law, SB 33
Radioactive material, disposal of
State of Oklahoma, increases fine, SB 294
Waters and waterways, SB 281
Restaurants, food stores, bars, etc., prohibiting temporary operation without certain licenses, SB 303
Sewage disposal
Counties, solid waste management systems, providing for election, SB 313
Permits, protects property owners, HB 1496
Plats, water and sewage disposal, subdivisions, SB 61

PUBLIC LANDS
Farm mortgages
Appraisers, certain acts prohibited, HB 1113
Commissioners of Land Office, directing to implement Section 6, Article XI, Oklahoma Constitution, re investment of certain funds, SB 253
Interest rate, increases, HB 1113
Restrictions, modifying persons eligible for loans, SB 152, HB 1113

PUBLIC MEETINGS (see OPEN MEETING LAW)

PUBLIC SAFETY, DEPARTMENT OF
Appropriations, SB 108, SB 109, HB 1264
Highway patrolmen
Additional, SB 108
Hazardous duty pay, SB 109
Motor vehicles
Escort cars for oversized vehicles, legislative disapproval of rules, SR 57, SR 62
Increasing number of, SB 108
Retirement, benefits, SB 266
Retirement and Pension Board
Attorney General, removing from Board, HB 1504
Contributions, SB 109
Salaries, SB 109
Sick Leave Review Board, Attorney General, removing from board, HB 1504
Traffic violations, prohibiting release of records, preventing points being assessed, SB 250

PUBLIC TRUSTS
Fairboards, authorizing lease to, HB 1438

PUBLIC UTILITIES
Advertising costs, prohibiting, operating expenses, HB 1421

Audits, authorizing Corporation Commission to provide, HB 1382
Bills, requesting patience of utility companies in collection because of severe weather, praising companies who comply, HCR 1016
Damages, requiring repair to roads and highways caused by installations, HB 1316
Entertainment costs and gifts, prohibiting using as operating expenses, HB 1421
Legislative intent, defining term "related institutions" for purposes of Regents for Higher Education, SCR 24
Municipal Joint Utility Act, Oklahoma, providing for joint utility companies, constitutional amendment, SB 334
Municipal Revenue Bond Act, financing public utilities, revenue bonds, SB 333
Municipalities, providing for indebtedness and financing, constitutional amendment, SJR 29
Natural Gas Curtailment and Regulations Hearing, appointing Attorney General as counsel, HB 1129
Natural Gas Policy Act of 1978, authorizing Corporation Commission to comply with certain regulations, SB 206, HB 1206
Natural Gas Price Protection Act, Oklahoma, restricting price increases in certain contracts, SB 49
Public Utility Regulatory Act, regulation and supervision of utilities, rates, SB 307
Public Utilities Commission, Oklahoma
  Duties and powers, transferring from Corporation Commission to Public Utilities Commission, SB 306, SB 327, SJR 28
  Members, qualifications and terms, SB 306, SB 327, SJR 28
Regulation, transferring from Corporation Commission to Public Utilities Commission SB 306, SB 307, SB 327, SJR 28
Rural electric cooperatives
  Operating expenses, certain items excluded, HB 1421
  Regulations, Corporation Commission, approval by members, SB 256
Sales tax, exempting, SB 13, SB 75, SB 230, HB 1041

PUBLIC UTILITIES COMMISSION, OKLAHOMA, SB 306, SB 327, SJR 28

PUBLIC UTILITY REGULATORY ACT, SB 307

PUBLIC WELFARE COMMISSION, OKLAHOMA
Name all institutions under its jurisdiction, HCR 1019

PUERTO RICO
Southern Growth Policies Agreement, eligible party, HB 1390

PURCHASING
State agencies, directing preference for goods made in Oklahoma, HB 1367

Q

QUAIL SEASON
Deletes current date, committee to set, SB 233
Extends, SB 233, SJR 24

R

RADER, LLOYD E., DIAGNOSTIC CENTER
Pittsburg County, transfer to, SCR 26

RADIO OPERATORS
Technician class, identification rights, SB 169

RADIOACTIVE MATERIALS
Disposal of
State of Oklahoma, SB 294
Waters and waterways, SB 281

RAILROADS
Corporation Commission, deregulation, HB 1157
Passenger trains in Oklahoma, HCR 1020

REAL ESTATE (see also LAND and PROPERTY)
Brokers, multi-year licensing, SB 34
Filing of certain actions, county seat, HB 1013
Indexing, property, requirements, HB 1014
Liens, notification of filing, SB 57
Mortgaged property
Rents and profits, additional security, HB 1123
Statute of limitations, foreclosure, HB 1017

REAL ESTATE COMMISSION, OKLAHOMA
Recreates, Sunset Law, multi-year licensing, SB 34

REAPPORTIONMENT
Legislature, time limit, SJR 15

RECALL FROM GOVERNOR
SB 62 by SCR 34
SB 319 by SCR 29
SJR 10 by SCR 33

RECALL PETITION
Boards of Education, SB 324

RECESS, LEGISLATURE
June 1 to July 2, SCR 36
Travel and per diem, authorizing, SB 209

RECORDS
Court, Supreme Court to provide by rule for maintenance of, HB 1185
Medical, hospitals, physicians, providing at certain cost, SB 164

RED RIVER COMPACT
Ratifying, certain states, apportioning water, SB 283, HB 1388

REFEREE, BUREAU OF DETENTION
Salary, certain limitation, HB 1085

REGENTS FOR HIGHER EDUCATION
Admission standards, high school students, exceptions, HCR 1023
Appropriations, SB 125, SJR 27, HB 1136, HB 1264
Bonds, revenue, directing State Treasurer to purchase for OSU at Tahlequah and OSU at Alva, HJR 1027
Course numbering, directing to make uniform, HJR 1016
Delinquent student loans, providing for collection, SB 27
Langston University
  Board of Regents, creating separate, SB 187
  Extension facilities, approving, SJR 36, HB 1136
  Investigation of, SJR 16, SR 9
Legislative intent
  Expenditures, HB 1136
  "Related institutions," defining, utilities, SCR 24
Oklahoma State University of Agriculture and Applied Science, renaming, HB 1053
Oklahoma University
  Carl Albert Congressional Research and Studies Center, appropriation, SJR 27, HB 1136
  Jane Brooks School for the Deaf, appropriation for training special education teachers, HB 1136
Open Meeting Law, exceptions, certain committees, SB 336
Scholarships
  Chiropractic assistance, HB 1136
  Federally guaranteed student loan program, HB 1136
  Higher Education Tuition Aid Act, HB 1136
  Law enforcement officers, deceased, certain dependents, SB 12, HB 1116
  National Guard, members of, SB 110
  Optometry Education Assistance Contract Program, HB 1136
Tuition
  Nonresident aliens, SB 220, HB 1087
  Student activity fees, OU, OSU, increased, HB 1136
  Waived, dependents of persons killed in line of hazardous duty, SB 12, HB 1136

REGIONAL EDUCATION, ADVISORY COUNCIL ON
Terminating, HCR 1024

REID, RED
Commendation, SR 35

RELIGIOUS ORGANIZATIONS
Bingo games, sales tax exemption, SCR 10
Certain rights as domestic organizations, SB 67
Tax exemption certificates, eliminates, HB 1461

RENOVATION
Municipalities, "special renovation for preservation areas," HB 1262

REORGANIZATION OF STATE GOVERNMENT, SPECIAL COMMISSION ON
Repeals, HB 1409

RESIDENCY REQUIREMENTS
Judges, District, SB 238

RESTITUTION
Courts, fine or incarceration alternative, HB 1278
Juveniles, parental liability, HB 1313
Parole conditions, HB 1429
Sentencing, crimes against money or property, SJR 2

RETAILERS
Sales tax credit, uncollected accounts, HB 1329

RETIREMENT (see also specific object)
Firemen's Relief and Pension, municipal, SB 60, SB 133, SB 265
Judicial Retirement, State, HB 1397
Police Pension and Retirement System, SB 278, SR 20
Public Employees Retirement System
  Appropriation, HB 1148, HB 1214
  Cost of living increase, HB 1214, HB 1353
  Elected officials, providing for membership, HB 1353
  Employer contributions, amending, HB 1353
  Life insurance, continuing, SB 201
  Prior and participating service, modifying provisions, HB 1353
  Trustees, Board of, removing Attorney General, providing for counsel, HB 1504
Public Safety, Department of, pension and retirement, SB 109, SB 266, HB 1372
Teachers' Retirement, SB 210, SB 277, HB 1045, HB 1079, HB 1168, HB 1384

REVENUE AND TAXATION
Adjusted gross income credit, SJR 31
Ad valorem tax
  Emergency levy, increasing, SJR 31
  Mineral rights, spearate valuing, listing and payment, HB 1448
  Schools
    Eliminating allocation, statewide funding, SJR 26
    Permitting transfer to certain districts where taxes are paid, tuition credits, SB 7
Bottles, returnable, sales tax exemption, HB 1041, HCR 1007
Certificate or Resale Tax Deed, limiting property conveyed, SB 23
Cigarette tax
  Allocation, Capital Improvements Fund, HB 1264
  Increasing sales tax, constitutional amendment, SJR 35, HB 1484
County equalization boards, membership, Tax Commission to resolve conflicts, SB 236
Diesel fuel, taxing on gallons sold, SB 248
Estate tax
  Estate value, increase, probate purposes, SB 43, SB 182
  Net estate, eliminating tax rates for certain persons, SB 316

Excise tax
Counties
Authorizing motor fuel tax at election by county option, SB 118
Authorizing for sheriff and improving law enforcement, SB 157
Weighted average price, establishes, requires reports of gas dealers, HB 1482
Gasoline tax
Gasohol, exempting, SB 248
Taxicabs, exempting, SB 218
Weighted average price, establishing, HB 1482
Gross production tax, reapportions to schools and roads based on certain ratios, HB 1491
Gross Production Tax Code, exempting confidentiality, Tax Commission, HB 1350
Homestead exemption, persons of certain household income, additional exemption, SB 41, HB 1070
Income Tax
Classification of taxpayers, methods 1 and 2 options, HB 1484
Corporations, raising, HB 1484
Cost of living adjustment, SB 178
Credit, federal income tax paid, SB 37, SB 42, SB 178, HB 1484
Oklahoma Campaign Finance Fund, creating, allows check-off on tax returns to fund political parties, candidates, SB 203, HB 1027
Nonresidents, pro-rating for persons moving out of state, SB 66
Separate income tax returns, single and married persons, modifying computations, SB 35
State Question, 539, proposed passage of, nullifies method 2 option, HB 1484
Surtax, HB 1484
Taxable income, Oklahoma, adjustments, itemizing, SB 292
Insurance, certain domestic companies exempt, SB 11
License tax (or occupation)
Coin operated machines, municipalities, authorizing to levy, SB 321
Motor vehicles
Decreasing, transfer of title, SB 14
Extending date for payment, HB 1227
Municipalities, collection, penalties, SB 131
Oil and gas, information to be provided Tax Commission by certain time, HB 1351
Sales tax
Beer, levying, SB 13, SB 150, SJR 14, HB 1041
Cigarettes, increasing, constitutional amendment, SJR 35, HB 1484
Credit, retailers, uncollectible accounts, HB 1329
Diesel fuel, taxing on number of gallons sold, SB 248
Exemptions
Aircraft, sales to nonresidents, HB 1041
Bingo, legislative intent, nonprofit organizations, SCR 10
Bottles, returnable, HB 1041, HCR 1007
Foreign goods, legislative intent, SCR 12
Groceries, SB 47, SB 230
Oklahoma Congress of Parents and Teachers, SB 64
Prescription drugs, SB 30, SB 46, SB 230
Utilities, residential, SB 13, SB 75, SB 230, HB 1041

Special renovation for preservation areas, authorizing limited assessed valuations for certain period of time, HB 1262
Tax stamps, cigarettes, prohibiting distributors from certain acts, HB 1369
Use tax, municipalities, authorizing to levy, SB 227

REVENUE SHARING
Memorializes Congress to let expire, SR 15

REVIEW COMMITTEE
DISRS, eliminates, HB 1410

RIVERS, TIMOTHY JAMES
Condolences, SR 40

ROADS, BRIDGES AND HIGHWAYS
Advertising, outdoor, certain rights, acquisition of by Department of Transportation, HB 1252
Bids, counties, allowing projects of amounts without bids, SB 58
Bridges, county highway systems, school bus routes, appropriation, SB 118
Counties, reapportioning taxes for road repair and maintenance, HB 1482
Gross Production Tax, reapportioning for roads based on certain ratios, HB 1491
Highways
  Appropriation, SB 118
  Public restrooms, increasing number of, SJR 17
"Mark 'Buzz' Bradshaw Packsaddle Bridge," naming of, HCR 1026
Municipalities
  Providing for indebtedness to finance roads, streets, constitutional amendment, SJR 30
  Reapportioning taxes for road repair and maintenance, HB 1482
Park, scenic river, historical and industrial sites, appropriation, SB 118
Public transportation system, directing development, HB 1408
Public utilities, rights of way and easements, HB 1316
Road improvement districts, making certain sections of statute applicable only to, SB 199
Speed limit, increasing, HB 1305
Turnpike Authority
  Dump stations, recreational vehicles, providing, SJR 17
  Motor fuel taxes, increasing apportionment, SB 343
  Public restrooms, increasing number, SJR 17
  Tollbooths, certain locations, SB 17

RODEOS
National Finals, hosting, SR 1

RULES
Legislature
  Joint Rules, HCR 1010
  Procedures and deadlines, repeal of certain actions, HB 1029
State agencies, boards and commissions, modifying procedures, HB 1368

RUNWAYS
Lighting and safety markers, appropriation, SB 118
Maintenance and construction, counties, HB 1089

RURAL ELECTRIC COOPERATIVES
Operating expenses, certain items excluded, HB 1421
Regulation by Corporation Commission, provides for election, SB 256

S

SAFETY INSPECTION STICKERS
Amending procedures, cost, SB 142, HB 1372

SALARIES
Bailiffs, HB 1133, HB 1253
Correctional officers and guards, SB 138
Court reporters, HB 1133
Election Board, counties, HB 1402
Fire Marshal, SB 226
Juvenile Bureau, supervisors, referees, SB 234
Legislature
  House of Representatives, HB 1443
  Senate, HB 1443
State employees, increases, limitations, SJR 9

SALES TAX (see REVENUE AND TAXATION)

SALT (STRATEGIC ARMS LIMITATION TREATY)
Memorializes Congress to reject, SR 50

SALT WATER
Pollution Control Coordinating Board, regulations, HB 1019
State agencies, deicing, SB 204, HCR 1008

SALUTE TO THE FLAG OF OKLAHOMA
Establishes, SJR 21

SAVINGS AND LOAN BOARD
Board members, per diem, HB 1155

"SCARED STRAIGHT" PROGRAM
Corrections Department, directing to implement, SR 56

SCENIC RIVERS
Scenic river areas, appropriation, SB 118
Scenic River Commission
  Appropriation, SB 120
  Canoe fees, authorizing to charge for certain areas, SB 120

SCHOLARSHIPS
Chiropractic assistance, HB 1136
Community Physician Education Scholarship Fund, HB 1138

Federally Guaranteed Student Loan Program, HB 1136
Higher Education Tuition Aid Act, HB 1136
Law enforcement officers, deceased, dependents of, SB 12, HB 1116
Medical students, HB 1138
National Guard members, SB 110
Optometry Education Assistance Contract Program, HB 1136
Osteopathic students, HB 1138
Physician Training and Work Experience Scholarship Fund, Community Preceptor, HB 1138
Residencies and internships, appropriation, HB 1138
Rural Medical Education Loan and Scholarship Fund, HB 1138

SCHOOL FUNDS
Investment of, farm mortgages, SB 253

SCHOOL LANDS (see PUBLIC LANDS or LAND OFFICE, COMMISSIONERS OF THE)

SCHOOLS
Admissions standards, colleges and universities, exceptional high school students, HCR 1023
Ad valorem taxes
  Allocation, eliminating, statewide funding, SJR 26
  Emergency levy, increasing, SJR 31
  Mineral rights, separate valuing, listing and payment, HB 1448
  Tuition credits, transfer to districts where taxes are paid, SB 7
Age requirements, SB 205
Average daily attendance
  Funds not be withheld on the basis of class size in classes of certain grades, SCR 11
  Minimum for district, repealed, HB 1140
  Reapportioning revenues, oil and gas taxes, HB 1491
Classes
  Library, exempting from restrictions, HB 1373
  Special education, allowing to continue during summer months, HB 1442
Common, funding
  Board of Education, appropriation, HB 1140
  Emergency levy, increasing, SJR 31
  Indebtedness, requiring needs before calling elections, constitutional amendment, HJR 1028
  Oil and gas taxes, reapportioning revenues based on set ratios, HB 1491
  Vocational education, expansion of nonchargeable funds, SB 5
Delinquent student loans, collection, SB 27
Drivers education, increasing funding, HB 1331
Energy Audit Program, Federal School and Hospital, Oklahoma participation, SCR 7
Impact aid funds, memorializes Congress to appropriate full amount, SCR 14
Jane Brooks School for the Deaf, appropriation, HB 1136, HB 1140, HB 1328
Kindergartens, minimum age for school attendance, SB 7, SB 205
Liability, expanding exemptions, including athletic events, SB 228, HB 1309
Oklahoma State University of Agriculture and Applied Science, renaming, HB 1053

Open Meeting Law, colleges and universities, excepting certain committees, SB 336
Physician Manpower Training Commission
Corrections facilities, part-time services, SB 310
Medical interns, number to work outside metropolitan areas, SB 81, SB 310
Professional Standards Board, membership, SB 261
Property, sale or lease to charitable or public educational corporation, HB 1439
School boards
Elections
Date of, changing, SB 180, HB 1204
Election by school board district rather than at large, HB 1204
General elections, eliminating under certain conditions, SB 180, HB 1204
Recall, providing by petition, SB 324
Special elections, authority to call, SB 180
Members
Number of, SB 180
Terms of office, SB 180
School Districts
Appropriation, I-3, I-20, I-4, I-66, I-19, rebuilding buildings destroyed by fire, HB 1140
Appropriation, I-2, Logan County, HB 1264
"Snow Bill", cancellation of days of school, SB 213, SB 241, HB 1209
Special education
Increasing grants, SB 183
Summer months, HB 1442
Superintendent of Public Instruction, vacancy, legislative appointment, SB 159
Superintendents, textbooks, committee to review all requested, SB 284
Teachers (see TEACHERS)
Teachers' Retirement System (see TEACHERS, Retirement)
Textbooks
Committee, review of books requested by district superintendent, SB 284
Increasing maximum time of use, SB 134
Transportation, state funding for certain distances, SB 56
Tuition
Colleges and universities, exempting for dependents of deceased law enforcement officers, SB 12, HB 1116
Nonresident aliens, SB 220, HB 1087
Vo-tech (see VOCATIONAL AND TECHNICAL EDUCATION)

SECONDHAND DEALERS
Record-keeping requirements, SB 168

SECRETARY OF STATE
Appropriation, SB 89
Fees, increasing filing charges, SB 62, SB 173
Professional corporations, annual certificates, repealing provisions, SB 181
Uniform Commercial Code, security interest, specifying fees, HB 1466

SECURITIES COMMISSION
Appropriation, HB 1164
Public trusts, bonds, indebtedness, HB 1386

SECURITY AGENTS ACT, OKLAHOMA, SB 198

SEMINOLE NATION HIGHWAY
Renaming, HCR 1028

SENATE, OKLAHOMA (see LEGISLATURE)

SENATE, UNITED STATES
Salaries, expressing legislative disapproval, SR 32

SENIOR CITIZENS
Homestead exemptions, additional for certain persons, HB 1070
Insurance, physicals, unfair practices, HB 1346
Sales tax exemptions
  Groceries, SB 230
  Medicines and drugs, SB 230
  Utilities, SB 230
Social services, payments, increases, HJR 1004
State park use fees and licenses, discounts, SB 3
Vendor Drug Program, expands, HJR 1017

SENTENCING
Concurrent sentences, to be served in the order received by penal institutions, HB 1385
Court-imposed fines, misdemeanor and felony convictions, SB 290
Felony offenders, third time, directing mandatory sentencing, SB 18
Mandatory sentencing, third time felony offender, SB 18
Municipalities, prohibiting penalties greater than those imposed for the same crime by state statutes, HB 1413
Nonviolent crimes, allowing courts to sentence to weekend incarceration in county jails, SJR 10
Restitution
  Directing courts to consider as alternative to fine and incarceration, HB 1278
  Juveniles, parental liability, HB 1313
Voting, prohibiting for convicted felons for time equal to sentence, HB 1402

SERVICE OF PROCESS
Fee increases, SB 173
Legislative intent, fees, SCR 6
Licensing of servers, SB 255, SB 287
Not required, depositions, SB 207, HB 1184

SEWAGE DISPOSAL
Counties, Solid Waste Management Systems, election, SB 313
Permits, protects property owners, HB 1496
Plats, water and sewage disposal, subdivisions, SB 61

SHEEP
Fees, procedures, SB 346

SHERIFFS (see COUNTIES AND COUNTY OFFICERS)

SICK LEAVE REVIEW BOARD, DEPARTMENT OF PUBLIC SAFETY
Removes Attorney General from Board, Governor to replace, HB 1504

SIMS, BILLY
Naming Billy Sims Day, SR 42

SINE DIE ADJOURNMENT, HCR 1037

SKIATOOK RESERVOIR
J. Milton Patrick, Delos Pettit, Scott Bradshaw, naming landmarks, SR 3
Sylvester J. Tinker, naming landmark, SR 8

SMALL BUSINESS OPPORTUNITIES, TASK FORCE ON
Terminating, HCR 1024

SMITH, RUTH
Praising, SR 55

"SNOW BILL"
Schools, cancellation of days of school, SB 213, SB 241, HB 1209

SOLDIERS AND SAILORS
G. I. benefits, length of military service, SB 170
War Veterans Commission
  Members, SB 338
  Per diem, HB 1088

SOUTHERN GROWTH POLICIES AGREEMENT
Appropriation, SB 88
Puerto Rico and Virgin Islands, eligible parties, HB 1390

SOUTHWEST REGIONAL ENERGY COUNCIL, SB 85

SOYBEAN COMMISSION, OKLAHOMA
Creates, HB 1268

SPANISH AMERICAN RELATIONS, GOVERNOR'S ADVISORY COUNCIL ON
Terminating, HCR 1024

SPECIAL ARMORY CONSTRUCTION BOARD
Attorney General, removes from Board, HB 1504
Changes name to Oklahoma Military Property Control Board, SB 15

SPECIAL EDUCATION (see SCHOOLS)

SPECIAL RENOVATION FOR PRESERVATION AREAS
Municipalities, authorizes, HB 1262

SPECIAL SESSIONS (see also State Question 540)
Legislature to call under special conditions, constitutional amendment, HJR 1025

SPEED LIMIT
Increasing, SB 224, SCR 16, HB 1305
Memorializing Congress to repeal 55 m.p.h., HCR 1011
Truckers, insurance, certain exceptions, amended, HB 1201
Violations, recorded and points assessed under certain conditions, HB 1201

SQUIRREL SEASON
Current dates, modifies, SB 233

STATE CONTRACTS (see CONTRACTS)

STATE EMPLOYEES (see STATE GOVERNMENT)

STATE EMPLOYMENT REVIEW BOARD
Meet at call of Governor, HB 1168

STATE GOVERNMENT
Agencies, boards and commissions, Sunset Law, SB 8, SB 9, SB 10, SB 31, SB 33, SB 34, SB 71, SB 72, SB 73, SB 74, SB 189, SB 190, SB 191, HB 1314
Deferred compensation, SB 276, HB 1307
Data processing
  Data Processing Planning and Management Act
    DISRS, exempting from provisions, SB 174
    Tax Commission, exempting from provisions, SB 174, HB 1474
  Data Processing Planning Division, abolishing, transferring duties and powers to Oklahoma Data Processing Agency, HB 1347
  Data processing specialist, Legislative Council, expanding duties to include duties for Legislature, SB 174, HB 1347
  Equipment, requiring approval of certain leases, sales agreements by Data Processing Commission, SB 174, HB 1347
  Senate records, SR 47
  Technical Advisory Commission, abolishing, transferring duties and powers to Data Processing Commission, HB 1347
Emergency Medical Services Systems Revolving Fund Act
  Health Department to invoke standards, HB 1230
Employees, state
  Group Health and Life Insurance, State Employees
    Attorney General, removing as member of Board, SB 201
    Life insurance, continuing for certain retired persons, SB 201
  Limiting number of and salary maximum for certain state agencies, HB 1168
  Retired, prohibiting employment, state agencies, SCR 37, HB 1353
  Retirement System, Public Employees, SB 201, SB 275, SB 276, SCR 37, HB 1148, HB 1214, HB 1307, HB 1353, HB 1504
  Salaries, SJR 9
Employment Review Board, State, board to meet on Governor's call, HB 1168
Examiner and Inspector, State, renaming State Auditor and Inspector, transferring duties, powers, HB 1019, HB 1020

Industrial Development Commission, members, Governor nonvoting, SB 160
Investigation, Bureau of, crimes against state officers, HB 1239
Legislature
Confidentiality, records and information, SB 84
Employment
House of Representatives, HB 1443
Senate, HB 1443
Ethics, legislative attorneys appearing before state agencies, HB 1371
Former members, restricting appointments to agencies, SB 243
Senate information system, SR 48
Senate records, data processing, SR 47
Special sessions, constitutional amendment, HJR 1025
Travel and per diem, SB 82, SB 84, SB 209, SR 5, HB 1377
Liability
Limit, clarifies under certain conditions, HB 1354
Litigation costs, conditions for payment, insurance, SB 312
State employees, certain defenses, SB 320
Lobbying practices, disclosure of compensation, SB 301
Merit System
Banking Department, SB 254
Corporation Commission, SB 39
Economic and Community Affairs, Department of, SB 295
Investigation, State Bureau of, SB 111
Mental Health, Department of, SB 107
Personnel Board
Legislative disapproval of regulations regarding job vacancies, SR 58, SR 61
Quorum, allowing alternate members to be counted, HB 1048
Salaries, SJR 9
Securities Commission, HB 1164
Tax Commission, SB 96
Motor Fuel Purchasing Act, State, exempting agencies from bids, HB 1511
Printing and binding, state agencies, restrictions, HB 1340
Purchasing, preference for goods "made in Oklahoma", HB 1367
Reorganization of State Government, Special Commission on, abolishes, HB 1409
Salt water, state agencies, deicing, SB 204, HCR 1008
Travel and per diem, SB 82, SB 209, HB 1377
Vacancies, certain state offices, authorizing the Governor to appoint, SB 159

STATE QUESTION 539
Special Election by voters on initiative petition to allow taxpayers full deduction

STATE QUESTION 540
Legislative power to call special sessions, HJR 1025

STATUTE OF LIMITATIONS
Civil procedure, concealment or absence from state by certain persons, commencement of action, HB 1492
Mortgages, foreclosure, HB 1017
Physicians, liability, HB 1398
Products Liability Tort Reform Act, SB 348

STATUTES AND REPORTS
Legislative procedures, repeal of certain act, HB 1029
State agencies, boards and commissions, rulemaking procedures, HB 1368

STERILIZATION
Criminals and mental patients, repeals, SB 79

STOCK AND STOCKHOLDERS
Professional corporations, license, HB 1241

STUDENT INTERNSHIP PROGRAM
Terminates, HCR 1024

SUBPOENA (see Service of Process)

SUITS AGAINST THE STATE
Brantley, Billy Wayne, SJR 12

SUMMERS, HOUSTON
Condolences, SCR 1

SUNSET LAW
Alcohol Prevention, Training, Treatment and Rehabilitation Authority, SB 9, SB 33
Alcoholism Advisory Council, SB 8, SB 33
Barber Examiners, Board of, SB 33, SB 189
Cosmetology Board, SB 33, SB 191
Deaf and Hearing Impaired, Oklahoma Commission of, SB 10, SB 33
Dry Cleaners, State Board of, SB 33, SB 190
Electrology, State Board of, SB 33
Historical Day Committee, Oklahoma, SB 74
J. M. Davis Memorial Commission, SB 73
Jim Thorpe Memorial-Oklahoma Athletic Hall of Fame Commission, SB 72
Plumbing Examiners, Oklahoma State Committee of, HB 1314
Psychologists, State Board of Examiners of, SB 33
Real Estate Commission, Oklahoma, SB 34
Western Plains Indians Arts and Crafts Commission, SB 31
Will Rogers Memorial Commission, SB 71

SUPERINTENDENT OF SCHOOLS (see COUNTIES AND COUNTY OFFICERS or SCHOOLS)

SUPERINTENDENT OF PUBLIC INSTRUCTION
Campaign expenses, income tax check-off, HB 1027
Vacancy in office, appointment, SB 159

SURPLUS PROPERTY PROGRAM, BOARD OF PUBLIC AFFAIRS
Employees and salary maximum, HB 1168

SURVEYOR, COUNTY (see COUNTIES AND COUNTY OFFICERS)

SURVIVING SPOUSE PROBATE REFORM ACT OF 1979, HB 1505

SUTTON, GEORGE M., URBAN WILDERNESS
Establishment, HJR 1008

T

TAG AGENTS
County treasurers, appointing, HB 1405

TAIWAN
Congress, memorializes, guarantee sovereignty and security of, HCR 1009

TAX COMMISSION, OKLAHOMA
Appropriation, SB 96
Coin operated amusement machines, Tax Commission to issue permits, SB 321
Confidential records and information, exempting from regulations of Archives and Records Commission, SB 296
Counties, appropriation for lost revenue, SB 96
Data Processing Planning and Management Act, exempting from certain provisions, SB 174, HB 1474
Econometric Models, authorizing to develop, SB 174
Equalization boards, counties, directing to resolve membership conflicts, SB 236
Gas distributors, changing due date of reports and taxes, SB 248
Gross Production Tax Code, providing exemptions to confidentiality, HB 1350
Merit System, exempting certain employees, SB 96
Motor vehicles, mail order vehicle registration system, fees and penalties to be apportioned monthly to counties, HB 1242
Oil and gas information, reporting date, HB 1351
Records, Archives and Records Commission, jurisdiction, SB 296
Tax Commission Revolving Fund
  Creating, SB 96, HB 1227
  Motor vehicles, title fees, deposit, HB 1227, HB 1405
Vice Chairman, adding as member of State Employees Group Health and Life Insurance Board, SB 201

TAX CREDITS (see REVENUE AND TAXATION)

TAX REVIEW, COURT OF (see COURTS)

TAX SHELTERED INCOME DEFERMENT PLAN
Compensation, deferred, limitations, governmental entities, HB 1307

TAX STAMPS
Intoxicating liquor, eliminates in certain instances, HB 1461

TAXICABS
Gasoline taxes, exemptions, SB 218

TEACHER OF THE YEAR, Mrs. Frances Herron, SR 34

TEACHERS
Certification, basic framework, opposing, SR 21
Corrections employees, employment at state colleges and universities, SB 70
Criminal charges, suspension procedures, SB 193
Employment prohibited if
  Convicted of certain crimes, SB 55
  Related to school board member, SB 242
Framework for Teacher Certification, opposing, SR 21
Personal leave, emergency leave, SB 279, SB 280
Prisons and reformatories, authorizing to hire educational personnel, exempting certain persons, SB 222
Probation, procedures for dismissal, SB 192
Retirement
  Age, increasing, SB 210, SB 277
  Benefits, increasing, HB 1384
  Deadlines, contributions, HB 1405
  Financial statement, preparing for recipients of benefits, HB 1079
  Military service, allowing time served to accumulate toward years of service, SR 59
Salaries
  Certain teachers employed in other capacity, SB 186
  Increasing, HB 1140
Sick leave, transferring to other districts, SB 280
Substitutes, increasing days of employment, HB 1276

TEACHERS' RETIREMENT SYSTEM
Employee and salary maximum, HB 1168

TECHNICAL ADVISORY COMMITTEE
Abolishing, transferring duties and powers to Data Processing Commission, HB 1347

TELEPHONE SYSTEM, EMERGENCY (911)
Appropriation, SB 108
Creating, SB 257

TELEPHONES
Altering of lines, certain crimes, HB 1503
Conferences, constitute presence in person, SB 6
County clerk, authorized to release information over, SB 176
Handicapped, special rates, HCR 1033

TEXOMA, LAKE
Licenses, fees, fishing, SB 211

TEXTBOOK COMMITTEE
Books
  Length of use, number, SB 134
  Review certain, SB 284

THOMPSON, GUY C.
Condolences, SCR 8

THURMAN, WILLIAM G.
Commendation, SR 19

TINKER, SYLVESTER J.
Skiatook Reservoir, naming landmark, SR 8

TITLE LAW
Creating committee to study Land Records Systems, HJR 1007

TORTS
Court testimony, expert medical witnesses, qualifications, SB 216
Emergency medical treatment, liability, SB 127
Physicians
Insurance claims, statute of limitations, HB 1398
Requiring insurance companies to report claims to licensing agencies, SB 164
Products Liability Tort Reform Act, statute of limitations, SB 348

TORT CLAIMS ACT
Liability, expanding exemptions, political subdivisions, includes athletic events, SB 228, HB 1309
School districts, civil rights violations, HB 1354

TOURISM COORDINATING COUNCIL, GOVERNOR'S
Terminating, HCR 1024

TOURISM AND RECREATION COMMISSION
Statutory changes from Planning and Resources Board, SB 319

TOURISM AND RECREATION, DEPARTMENT OF
Appropriations, SB 120, SJR 37, HB 1264
Bonds, negotiable, repealing authority to issue, HB 1233
Land, lease of to City of Norman for park and recreational use, HJR 1008
Multi-county organizations, regulation of, audits, SB 120
Park fees, reducing, HB 1003
Planning and Resources Board, changes to Tourism and Recreation, SB 319
State parks, camping, restricted areas, SCR 31
Uncollectible accounts receivable, creates, SB 59
Will Rogers Homesite, supervision transferred to Will Rogers Memorial Commission, SB 120

TOWNS (see CITIES AND TOWNS)

TRAFFIC TICKETS (see MOTOR VEHICLES)

TRAINS
Congress memorialized to continue in Oklahoma, HCR 1020

TRANSPORTATION
Public, development of system, HB 1408
Railroads, motor vehicle carrier, deregulates, Corporation Commission, HB 1157
Trains, passenger, memorializes Congress to continue in Oklahoma, HCR 1020

TRANSPORTATION, DEPARTMENT OF
Appropriation, SB 118
Highway Safety Coordinating Committee, removes Attorney General as member, HB 1504
Outdoor advertising rights, acquisition of, HB 1252
Salaries, SB 118, HB 1126

TRANSPORTATION COMMISSION
Public restrooms, dump stations, turnpikes and state highways, SJR 17

TRAVEL EXPENSES AND PER DIEM
Alcoholic Beverage Control Board, SB 304, HB 1454
Banking Board, HB 1155
Corrections, Department of, inmates, HB 1319
Counties and county officers, HB 1250, HB 1472
Data Processing Commission, SB 174, HB 1347
Election Board officers, judges, clerks, counters, HB 1402
Employment Security Commission, SB 153
Health Board, advisory boards to, SB 33
Indian driver education, HB 1139
Insurance Industry Investigation Committee, SJR 7
Judges, HB 1343
Land Records Systems, committee, HJR 1007
Langston University, regents, SB 187
Legislative Compensation, Board on, SB 88
Legislative staff, SR 5, HJR 1007
Legislature, members of, SB 82, SB 209, SR 5, HB 1377, HJR 1007
Plumbing Examiners, Committee on, HB 1314
Savings and Loan Board, HB 1155
Security Agents, Oklahoma Board of, SB 198
Sheriffs, deputies, SB 45, HB 1250, HB 1472
Soybean Commission, HB 1268
State employees, SB 82, SB 209, HB 1377
War Veterans Commission, HB 1088
Water Development Authority, SB 25

TRAVELERS CHECKS, HB 1240

TREASURER, STATE
Apportionment Commission, removal from, SJR 12
Appropriation, SB 97
Campaign expenses, income tax check-off, HB 1027
Housing Finance Authority, member of, SB 235
Revenue bonds, directing to purchase for OSU, Tahlequah and OSU, Alva, HJR 1027
Vacancy in office, appointment, SB 159

TRUANCY
Truant, definition of, SB 28, SB 234

TRUST COMPANIES (see BANKS AND BANKING)

TRUSTS, PUBLIC
Audits, requiring before trust renders service, provides for injunction by Attorney General, HB 1386
Geographic areas and purpose, limiting, HB 1386
Indebtedness
Approval of, SB 36
Housing programs, exceptions, SB 147
Requiring reporting to Attorney General and Oklahoma Securities Commission, HB 1386

TUITION (see REGENTS FOR HIGHER EDUCATION)

TULSA EXPO SQUARE
Golden Driller, official state monument, SCR 23, SR 49

TULSA UNION DEPOT
Site, Petroleum Museum of Oklahoma, Oil History, SR 49

TURNPIKE AUTHORITY, OKLAHOMA
Public restrooms, dump stations, turnpikes and state highways, SJR 17

TURNPIKES
Motor fuel taxes, apportionment, SB 343
Toll booths, additional at certain locations, SB 17

TYLER, CARL H.
State Bureau of Investigation building, naming, SJR 1

U

UNCLAIMED PROPERTY BOARD
Terminates, HB 1033

UNEMPLOYMENT COMPENSATION
Employer contributions, rates, limitation, SB 342

UNIFORM COMMERCIAL CODE
County clerks, release of information, SB 176, SB 195
Security interests, specifying fees chargeable by Secretary of State, HB 1466

UNIFORM CONSUMER CREDIT CODE (see CONSUMER CREDIT CODE)

UNIONS (see EMPLOYER-EMPLOYEE RELATIONS or specific subject)

USE TAX (see REVENUE AND TAXATION)

UTILITIES (see PUBLIC UTILITIES)

UTILITY EFFICIENCY ACT
Regulation of electricity generation facilities, SB 272

UTILITY RATES (see PUBLIC UTILITIES)

V

VEHICLES (see MOTOR VEHICLES)

VENDOR DRUG PROGRAM
Expands, HJR 1017

VENUE
Doctrine of forum non conveniens prohibited, SB 161

VETERANS
Dependents, increases state aid, HB 1152
Farm mortgages, investment by Commissioners of Land Office, SB 253
G. I. benefits, modifies eligiblity period, SB 170
Military Retirees' Appreciation Week, HCR 1030
Teachers' retirement, allowing military time be included in accumulated teaching service, SR 59
Viet Nam, praising, SCR 20

VETERANS AFFAIRS, DEPARTMENT OF
Veterans Center, Norman, operation, SB 107

VETERINARY MEDICINE
Certification, certain technicians, SB 291

VIET NAM VETERANS
Commendation, SCR 20

VIRGIN ISLANDS
Southern Growth Policies Agreement, eligible party, HB 1390

VISITOR INFORMATION CENTER
Appropriation, SB 94
State Capitol Rotunda, Legislative Council, transfer to, SB 85

VOCATIONAL REHABILITATION, SPECIAL ADVISORY COMMITTEE ON
Terminating, HCR 1024

VOCATIONAL AND TECHNICAL EDUCATION
Non-chargeable funds, expands, SB 5

Oklahoma County, economic feasibility study, SCR 4
School boards, membership, SB 329

VOTERS
Absentee ballots, HB 1402
Disclosure of vote, prohibits, SB 212
Felons,. prohibiting voting for time equal to sentence, HB 1402
Machines, voting, counties, SB 258

VETO
Bills enacted into law vetoed by Governor, SJR 10, HB 1048, HB 1366
Override by Legislature, SJR 10

W

WAGES (see SALARIES)

WAR VETERANS COMMISSION
Commissioners, per diem, HB 1088
Emergency State Aid, fund transfer, HB 1152
Members, number of, SB 338

WARRANTS CANCELLED AND UNPAID, SB 124

WATER CONSERVATION STORAGE COMMISSION
Repeals, HB 1035

WATER DEVELOPMENT AUTHORITY ACT, OKLAHOMA
Water supply for state, SB 25

WATER RESOURCES BOARD
Appropriation, SB 122, HB 1318
Duties and responsibilities, eliminates specified, HB 1460
Mining, definition, legislative disapproval, SR 45

WATER RESOURCES FUND
Creates to conserve and distribute water, SB 215

WATERFOWL HUNTING STAMP, SB 249

WATERS AND WATER RIGHTS
Agricultural use, limitations on stream water, SB 214
Basin of origin
  Removal, SB 341
  Restriction of use, SB 214
Excess or surplus water, defining, SB 22, SB 25, SJR 4
Notification of loss, certain rights, SB 141
Permits, application and renewal procedures, provides for protest, SB 245

Pollution
Radioactive substances, SB 281
Standards and penalties, State Board of Health, HB 1467
Red River Compact, SB 283, HB 1388
Water resources planning and development, SB 122
Water supply for state, SB 25, HB 1460

WAURIKA, LAKE
Environmental protection and fencing, HCR 1027

WELDING ACT, OKLAHOMA
Weld test facilities, exemptions, SB 244

WELFARE ASSISTANCE
Assistance payments, needy persons
Increasing, SJR 19, HJR 1004
Medical expenses, catastrophic, SB 323
Vendor Drug Program, expands, HJR 1017

WELFARE DEPARTMENT (see INSTITUTIONS, SOCIAL AND REHABILITATIVE SERVICES)

WESTERN PLAINS INDIANS ARTS AND CRAFTS COMMISSION
Appropriation, HB 1153
Recreates, Sunset Law, SB 31

WILDLIFE CONSERVATION COMMISSION (see also GAME AND FISH)
Endangered species, rules and regulations, SB 331
Exotic wildlife, pets, formulating rules and regulations, SB 51
Fees, participation in certain hunts, SB 52, HB 1366
Hunting season for certain animals, setting new dates, SB 233

WILL ROGERS MEMORIAL COMMISSION
Recreates, Sunset Law, SB 71

WILLIAMS, MIKE
Commendation, SCR 1

WILLS AND SUCCESSION
Death with Dignity Act, living wills, SB 83
Disclaimer of interests, filing time, SB 140

WITNESSES (see DEPOSITIONS)

WOFFORD, MRS. ELSIE
Condolences, SR 37

WOMEN, GOVERNOR'S COMMITTEE ON THE STATUS OF
Terminating, HCR 1024

WORKERS COMPENSATION (see also COURTS, Workers' Compensation)
Agricultural employees not operating motorized machines, exempting, HB 1134
DISRS, exempting, SB 104, SB 188
Interest rates, increasing on judgments, exempting, SB 166
State Insurance Fund, Commissioner, qualifications, Senate approval, SB 196
Workers Compensation Act
Amending, SB 76, SB 188, SB 208, HB 1293, HB 1497
Real estate agents, exempting, HCR 1031

WORKERS COMPENSATION COURT (see COURTS)

WRONGFUL DEATHS
Expanding, recoverable damages, HB 1274

Y

YOUNG, BILLY
Commendation, SB 1, SCR 1

YOUTHFUL OFFENDER SYSTEM
Creation of, SJR 33

YUKON HIGH SCHOOL BASKETBALL TEAM
Commendations, SR 36

Z

ZONING AND PLANNING
Cities and counties, to exercise zoning power, SB 298
County commissioners, track removal of, zoning, HB 1220
Municipalities
Intoxicating liquors, ordinances, SB 154
Public improvements, plats of land, SB 239
Vacation of land, notice, procedures, HB 1298