

SENATE JOURNAL

SECOND REGULAR SESSION
AND
FIRST EXTRAORDINARY SESSION

Thirty-seventh Legislature of Oklahoma

1980



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of Oklahoma

1980

SECOND REGULAR SESSION

Convened January 8, 1980

Recessed April 10, 1980

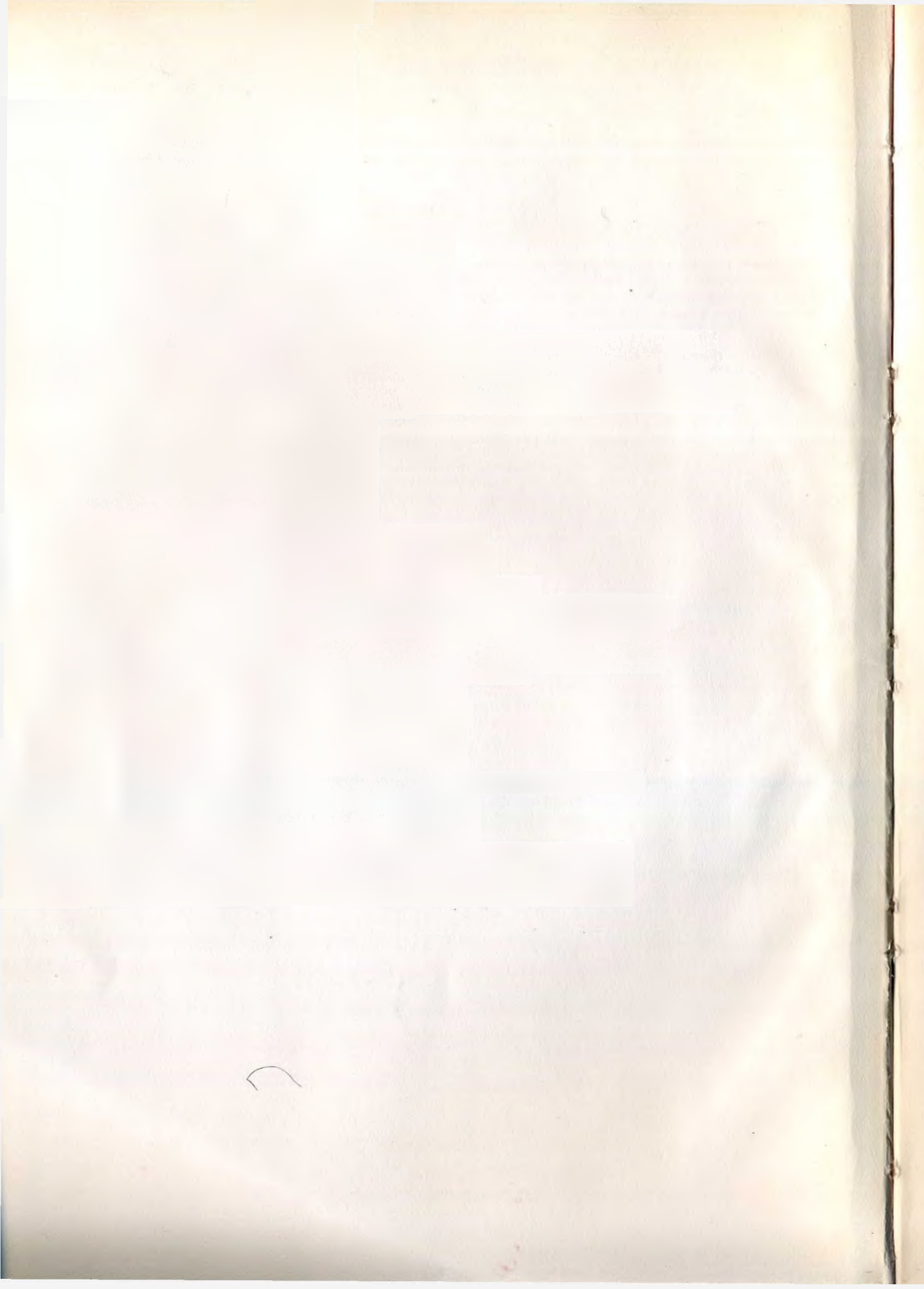
Reconvened May 5, 1980

Adjourned June 16, 1980

FIRST EXTRAORDINARY SESSION

Convened July 7, 1980

Adjourned July 11, 1980



JOURNAL

of the

SENATE

SECOND REGULAR SESSION

and

FIRST EXTRAORDINARY SESSION

OF THE

THIRTY-SEVENTH LEGISLATURE

OF OKLAHOMA

1980



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IN MEMORIAM



CHAPMAN, FRED ALEXANDER
1-7-1887 — 11-24-1979

District 18

19th, 20th, 21st,
24th and 25th Sessions
(1943 through 1948 and
1953 through 1956)

KERR, RYAN
7-20-1902 — 4-30-1980

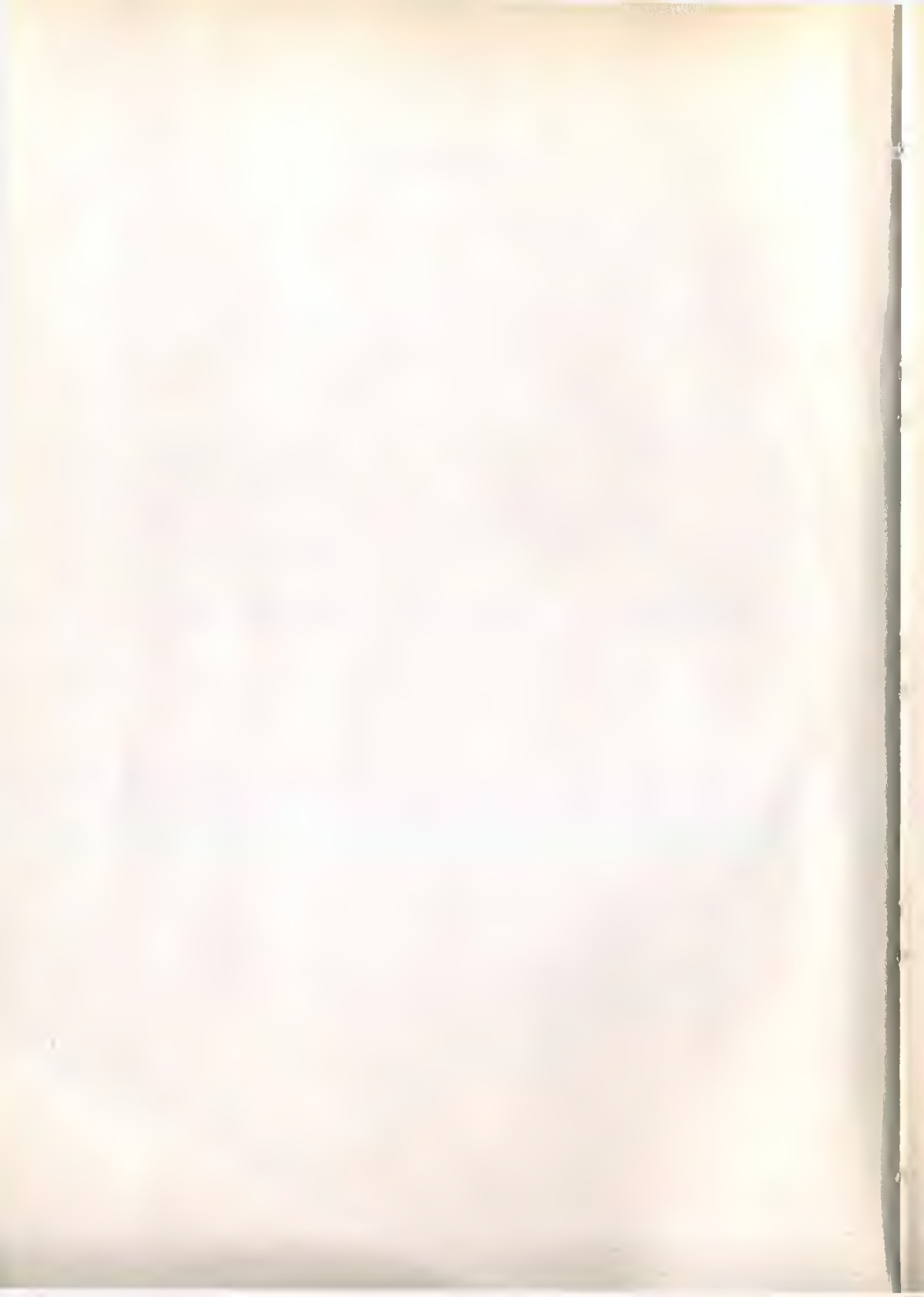
District 5

27th, 28th and 29th Sessions
(1959 through 1964)

ROMANG, RICHARD E.
1-20-1912 — 10-15-1980

District 8;
District 19

28th through 32nd Sessions
(1961 through 1970)



OFFICERS OF THE SENATE

2ND REGULAR SESSION

37TH LEGISLATURE

1980

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
DORIS LaREESE, Oklahoma City	Journal Clerk
BOBBIE STEENBERGEN, El Reno	Calendar Clerk
BETTY DARR, Oklahoma City	Chief Engrossing and Enrolling Clerk
BOB CRAIG, Oklahoma City	Sergeant-at-Arms
FRANK TRUEL, Oklahoma City	Sergeant-at-Arms Emeritus



CALENDAR MONTHS

2nd Regular Session

37th Legislature 1980

Convened January 8, 1980—Recessed April 10, 1980

Reconvened May 5, 1980—Adjourned June 16, 1980

(The 80 Legislative Days are shown in
boldface type)

JANUARY 1980

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 1980

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	

MARCH 1980

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 1980

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 1980

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 1980

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					



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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
Herschel 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
Tim Leonard‡	Beaver	Alfalfa*, Beaver, Cimarron, Harper, Major*, Texas, Woods*, Woodward	49	R

* District contains part of county

† Resigned September 30, 1979

‡ Elected November 6, 1979, to fill unexpired term.

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

2nd Session of the 37th Legislature, 1980

SENATE BILLS ENACTED INTO LAW

40	363	396	415	454	505	545	604
147	364	397	416	460	507	546	605
171	366	398	417	464	509	547	610
179	370	399	418	469	511	548	617
188	379	400	419	470	512	550	618
192	382	401	420	471	515	551	620
227	383	402	421	473	520	556	629
249	384	403	422	474	525	560	631
265	385	404	423	477	526	561	633
266	386	405	424	478	527	563	634
278	387	406	425	487	528	564	637
280	388	407	426	488	529	572	638
293	389	408	427	489	531	574	639
298	390	409	428	490	535	576	640
314	391	410	439	491	536	577	
345	392	411	445	492	537	585	
346	393	412	447	496	539	590	
350	394	413	449	500	540	591	
361	395	414	450	503	543	594	

Total: 147

SENATE JOINT RESOLUTIONS APPROVED BY GOVERNOR

39	46
43	47
45	59

Total: 6

SENATE JOINT RESOLUTIONS FILED WITH SECRETARY OF STATE

15	42
29	49
41	58

Total: 6

HOUSE BILLS ENACTED INTO LAW

1016	1451	1582	1628 +	1688	1747	1815	1881
1017	1461	1584	1629	1690	1748	1816	1887
1024	1492	1594	1630	1694	1753	1818	1889
1041	1499	1601	1631	1695	1756	1819	1894
1046	1519	1603	1632	1701	1757	1822	1896
1047	1522	1604	1633	1705	1764	1823	1897
1075	1523	1605	1634	1706	1765	1829	1900
1077	1530	1606	1635	1707	1767	1831	1903
1079	1531	1607	1636	1710	1768	1834	1906
1080	1532	1608	1637	1713	1770	1836	1907
1094	1533	1609	1638	1715	1778	1837	1908
1100	1535	1611	1640	1716	1782	1839	1909
1103	1536	1612	1641	1717	1783	1840	1910
1240	1538	1613	1642	1719	1784	1841	1920
1248	1539	1614	1643	1721	1787	1846	1921
1314	1542	1615	1644	1723	1790	1849	1926
1316	1543	1616	1645	1725	1794	1851	1931
1334	1544	1617	1646	1730	1795	1852	1932
1352	1545	1618	1647	1733	1796	1853	1934
1372	1546	1619	1648	1735	1798	1860	1936
1394	1547	1620	1649	1736	1801*	1862	1942
1403	1562	1621	1650	1737	1805	1865	1947
1404	1565	1622	1651	1740	1806	1868	
1407	1575	1623	1652	1741	1807	1869	
1413	1576	1624	1653	1742	1808	1870	
1436	1577	1625	1683	1743	1811	1872	
1438	1580	1626	1685	1744	1812	1873	
1442	1581	1627	1686	1746	1814	1880	

Total: 218

HOUSE JOINT RESOLUTIONS APPROVED BY GOVERNOR

1041	1050	1057	1064
1049	1052	1063	1068

Total: 8

HOUSE JOINT RESOLUTIONS FILED WITH SECRETARY OF STATE

1045	1053
1047**	

Total: 3

HOUSE BILLS VETOED

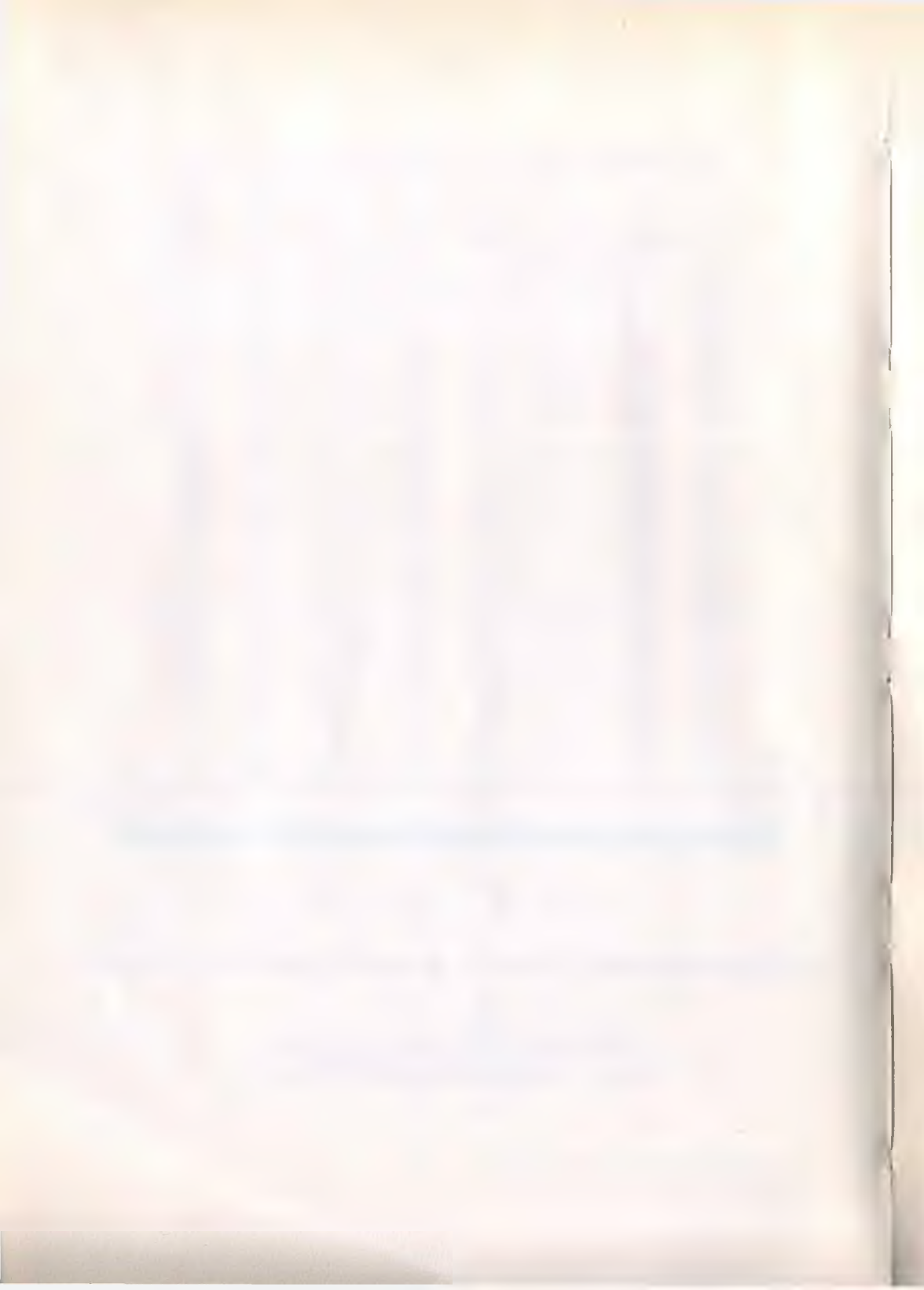
1481	1682
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Total: 2

*Became law over Governor's veto

**Proposed constitutional amendment

+ Line item veto



Senate Journal

**Second Regular Session of the Thirty-seventh Legislature, 1980,
of the State of Oklahoma
First Legislative Day, Tuesday, January 8, 1980**

Pursuant to Article V, Section 26, of the Constitution of the State of Oklahoma, the Senate of the 2nd Regular Session of the 37th Legislature assembled in its Chamber at 12:00 noon.

The President, Lieutenant Governor Spencer Bernard, called the Senate to order.

President Bernard advised the Senate of the resignation of Senator Leon B. Field on July 31, 1979, effective September 30, 1979, and of the election held to name his successor.

COMMUNICATIONS

The following communication from Senator Leon B. Field was read by the Secretary of the Senate:

July 31, 1979

The Honorable George Nigh
Governor of the State of Oklahoma
State Capitol Building
Oklahoma City, Oklahoma 73105

Dear Governor Nigh:

It is with great regret that I advise you of my resignation as a member of the Oklahoma State Senate effective September 30, 1979.

For the past thirty-three years, it has been my privilege to represent the Panhandle and Northwestern Oklahoma in the State Legislature. While I may not have been perfect in representing these good people, I can say that I always gave my best.

It is because my health will not permit me to give my best any longer, and because the eleven to twelve hour drive each weekend is overly taxing, that I now submit my resignation. It would be unfair to the good citizens who have elected me to have less than 100 per cent representation in the State Senate.

My doctor advises me that I cannot continue to maintain the level of activity required to execute my Senate duties. As you know, my service has been impaired during the past session by my health, and I do not believe I can continue to serve under those circumstances.

Therefore, I respectfully submit my resignation. I am sure you will call a special election to name my successor at an appropriate time. I can only hope that my successor will find, as I have, that there is no greater calling in public life than to serve in the Oklahoma State Senate.

I have had no more difficult decision to make in my life than to leave the Senate. I

sincerely believe that I am a better man for having served there.

I wish you the best in the remainder of your administration and have enjoyed working with you in the past.

Sincerely,

/s/ LEON FIELD

The following communication from the State Election Board was read:

December 20, 1979

To The President
Oklahoma State Senate
Thirty-seventh Legislature
State Capitol Building
Oklahoma City, Oklahoma 73105

Dear Sir:

Upon the face of the returns of the Special Election held on the 6th day of November 1979, as certified to this office by the County Election Boards of Alfalfa, Beaver, Cimarron, Harper, Major, Texas, Woods and Woodward Counties for State Senate District No. 49, as verified by this Board, the following named appears to have been regularly elected to membership in the Senate of Oklahoma, and accordingly, Certificate of Election has been issued to him by this Board:

Tim Leonard, Republican, Beaver
State Senate District No. 49.

Sincerely,

/s/LEE SLATER, Secretary
State Election Board

President Bernard announced that the Official Oath of Office, as required by Section 2 of Article XV of the Oklahoma Constitution, was administered to Senator

Tim Leonard on Tuesday, November 13, 1979, in the Senate Chamber by Justice Pat Irwin of the Oklahoma Supreme Court.

President Bernard introduced and welcomed Senator Leonard to the Senate body, and, in accordance with Senate Rule 6, Senator Leonard was seated.

The roll was called of the members of the Senate and resulted as follows:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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: Cate.—1.

President Bernard declared a quorum present.

The prayer was offered by Reverend Ponder Gilliland, pastor, Bethany Nazarene Church, Bethany, the guest of Governor Nigh.

President Bernard introduced his wife, Mrs. Vivian Bernard, and the wife of the Chaplain, Mrs. Gilliland.

President Bernard announced that, pursuant to Rule 21(f) of the adopted rules of the 1st Regular Session of the 37th Legislature, the vote of the Senate in its organization and selection of Officers of the 1st Regular Session shall be the temporary vote and organization of the Senate of the 2nd Regular Session of the 37th Legislature.

In accordance with Senate Rule 29, the Senate of the 2nd Regular Session of the 37th Legislature was properly organized.

Senator Luton moved that the bills and joint resolutions pending before the several standing committees at adjournment of the 1st Regular Session of the 37th Legislature be ordered filed with the Calendar Clerk, to be returned to their respective committees for consideration and that a complete list thereof be printed in the Journal for this legislative day, which motion was declared adopted.

Carryover Bills — Procedure

Senate Rule 16(a) provides that the Secretary of the Senate shall have custody and responsibility for the safekeeping of all bills and resolutions pending before the standing committees following adjournment of the 1st Regular Session and the convening of the 2nd Regular Session of the 37th Legislature.

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

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

AGRICULTURE

SB	HBs
346 by Dahl	1179 by Weichel (H) Landis (S)
	1340 by Robinson (H) Miller (S)
	1435 by Elder (H) Capps (S)

APPROPRIATIONS AND BUDGET

SBs	HBs
56 by Taliaferro	1214 by Denman
82 by Vann (S) Davis (Guy) (H)	1250 by Steward (H) York (S)
115 by Crow (S) Davis (Don) (H)	1253 by Steward (H) Clifton (S)
	1321 by Davis (Don) (H) Crow (S)
	1383 by Riggs (H) Terrill (S)
	1454 by Davis (Don) (H) Crow (S)
	1470 by Davis (Don) (H) Crow (S)
	1474 by Stephenson (H) Stipe (S)

BANKS AND BANKING

SBs	HB
247 by Boatner	1240 by Davis (Don) (H)
328 by Cate	Terrill (S)

BUSINESS, INDUSTRY AND LABOR RELATIONS

SBs	HBs
32 by Terrill	1030 by Davis (Don) (H) Crow (S)
48 by Cate	1036 by Davis (Don) (H) Crow (S)
65 by York	1046 by Bengtson
67 by Pierce	1218 by Steward (H) Keating (S)
168 by Wolfe	1247 by Caldwell (H) Stipe (S)
197 by Howell	1270 by Townsend (H)
208 by Nickles	1293 by Twidwell (H) Clifton (S)
235 by Murphy	1386 by Holt (H) Lane (S)
291 by Howell	1407 by Monks (H) Stipe (S)
302 by Combs	1415 by Elder (H) Stipe (S)
304 by Howell	1425 by Barker (H) Luton (S)
342 by Boatner	
344 by Cate	

CONSTITUTIONAL REVISION AND REGULATORY SERVICES

SJR	HB
23 by Smith (S) Davis (Don) (H)	1382 by Riggs (H) Clifton (S)

29 by Randle
30 by Randle
31 by Terrill

HJR

1028 by Thompson
(Mick) (H)
Smith (S)

COUNTY, STATE AND FEDERAL
GOVERNMENT

SBs

4 by McDaniel
45 by Johnston
130 by Smith
154 by Kilpatrick
157 by Boatner
159 by Boatner
172 by Wolfe
202 by Cate
204 by Tinsley (S)
Duckett (H)
239 by Keller
256 by Taliaferro (S)
Willis (H)
293 by York
301 by Cain
312 by Keating
318 by Lamb
320 by Keating
327 by Terrill
338 by Birdsong

SJR

3 by Keller (S)
Sanders (H)
18 by Howard (S)
Draper (H)
21 by Luton
24 by Watson
28 by Terrill

HBs

1003 by Wilson (H)
Landis (S)
1029 by Townsend (H)
1033 by Davis
(Don) (H)
Crow (S)
1085 by Riggs
1175 by Ford (H)
York (S)
1220 by Twidwell (H)
Howell (S)
1239 by Davis (Don)
1347 by Baughman (H)
Howell (S)
1367 by Barker (H)
Rozell (S)
1368 by Henry
1371 by Steward (H)
Randle (S)
1396 by Briscoe (H)
Howard (S)
1419 by Conaghan (H)
Nickles (S)
1491 by Sparkman (H)
Schuelein (S)
1497 by Johnson
(Don) (H)
Dahl (S)
1509 by Denman (H)
Lane (S)

HJR

1014 by Atkins (H)
Terrill (S)

CRIMINAL JURISPRUDENCE

SBs

28 by Keller (S)
Twidwell (H)
80 by McCune
126 by Keller
185 by Luton
290 by Martin

HB

1280 by Kane (H)
Cullison (S)

311 by Martin
339 by Terrill
340 by McDaniel (S)
Abbott (H)
347 by Keating

EDUCATION, COMMON

SBs

5 by Howell
213 by Dahl
222 by Keller
241 by Luton
279 by Terrill
284 by McCune
324 by Martin

HBs

1079 by Bengtson
1204 by Gray (H)
York (S)
1442 by Cleveland (H)
Randle (S)

SJR

26 by Clifton

EDUCATION, HIGHER

SBs

187 by Porter
220 by Keller

HB

1087 by Thompson
(Mick) (H)
Johnson (S)

ELECTIONS AND PRIVILEGES

SBs

203 by Lane (S)
Townsend (H)
258 by York
267 by Howell

ENVIRONMENTAL AND
NATURAL RESOURCES

SBs

22 by McDaniel (S)
Hooper (H)
151 by Smith
281 by Cummins
283 by Crow
341 by Dahl (S)
Holden (H)

HBs

1035 by Davis
(Don) (H)
Crow (S)
1467 by Cowan (H)
Vann (S)

SJR

4 by McDaniel

INSURANCE

SBs

24 by Birdsong

HBs

1299 by Steward

155 by Birdsong
156 by Birdsong
167 by Wolfe
173 by Wolfe
219 by Keller
286 by York
345 by Capps

SJR

20 by Terrill

JUDICIARY

SBs

19 by Landis
57 by Taliaferro
68 by Pierce
83 by Schuelein
137 by Randle
163 by Wolfe
195 by Keating
255 by Taliaferro
309 by York
326 by Wolfe
348 by Cullison

HBs

1077 by Peterson
1398 by Steward
1440 by Smith (H)
Wolfe (S)
1466 by Weichel
1475 by Smith (H)
Wolfe (S)

SJR

13 by Vann (S)
Dunn (H)

MUNICIPAL GOVERNMENT

SBs

145 by Lane
259 by Howell
333 by Randle
334 by Randle

OIL, GAS AND ENERGY

SBs

29 by Boatner (S)
Trent (H)
206 by Howard
272 by Terrill
325 by Boatner

HB

1421 by Cleveland (H)
Terrill (S)

PUBLIC AND MENTAL HEALTH

SBs

20 by Landis
77 by McCune
171 by Wolfe
177 by Landis
216 by Wolfe (S)
Smith (H)

HBs

1200 by Harbin (H)
Randle (S)
1229 by Craighead (H)
Young (S)

232 by York
269 by Terrill
274 by Lane
303 by Martin
330 by Martin

SJR

35 by Crow

**PUBLIC SAFETY AND
PENAL AFFAIRS**

SBs

21 by Landis
63 by York
142 by Martin
198 by Keating
250 by Lane
308 by Lane
349 by Schuelein

HBs

1047 by Bengtson
1080 by Bengtson
1208 by Bengtson (H)
Dahl (S)
1248 by Cotner
1308 by Twidwell

SJR

11 by Dahl (S)
Trent (H)
25 by Howell

**RETIREMENT AND
ADMINISTRATION**

SBs

60 by Smith (S)
Townsend (H)
133 by Smith
210 by Crow
275 by Lane
277 by Randle (S)
Draper (H)

HB

1045 by Bengtson

REVENUE AND TAXATION

SBs

14 by Boatner
30 by Keller
35 by Terrill
36 by Kilpatrick (S)
Steward (H)
37 by Pierce
41 by Keating
46 by Nickles
47 by Nickles
66 by Pierce
75 by Keller
135 by Randle
230 by Keller
292 by McCune
316 by Lamb

HBs

1026 by Ford
1329 by Davis
(Don) (H)
Crow (S)
1369 by Murphy (H)
Lane (S)
1448 by Rogers (H)
Capps (S)
1461 by Stephenson (H)
Howell (S)
1479 by Ford (H)
Watson (S)
1482 by Wiseman (H)
Stipe (S)

SJR

14 by Smith (S)
Thompson (Mick) (H)

ROADS AND HIGHWAYS**SB**

224 by Stipe

HB

1305 by Townsend (H)
Lane (S)

RULES**SBs**

18 by Clifton
306 by Terrill
307 by Terrill
336 by Terrill
337 by Terrill
343 by Terrill

HBs

1016 by Peterson (H)
Howell (S)
1017 by Peterson (H)
Pierce (S)
1116 by Townsend (H)
Clifton (S)
1126 by Hopkins (H)
Stipe (S)
1316 by Cleveland (H)
Tinsley (S)
1403 by Elder (H)
Lamb (S)
1404 by Elder (H)
Lamb (S)
1413 by Elder (H)
Lamb (S)
1492 by Elder (H)
Lamb (S)
1511 by Duke (H)
Tinsley (S)

SJR

16 by Porter
22 by Taliaferro (S)
Hooper (H)

HJR

1027 by Kamas (H)
Rozell (S)

SOCIAL WELFARE**SBs**

262 by Nickles
268 by Clifton

HB

1075 by Peterson

SJR

19 by Stipe

WILDLIFE**SBs**

2 by Dahl
50 by Tinsley
51 by Tinsley
52 by Tinsley
53 by Tinsley
223 by Lamb
331 by Taliaferro

SJR

5 by Tinsley

Senator Combs moved that the President appoint committees of three members to notify the Governor of the State of Oklahoma and the House of Representatives that the Senate is organized and ready to transact business, which motion was declared adopted.

President Bernard appointed the following Committees:

TO NOTIFY THE GOVERNOR: Senators Smith, Howell and Watson.

TO NOTIFY THE HOUSE OF REPRESENTATIVES: Senators Randle, Rozell and Wolfe.

MILEAGE ALLOWANCE

Senator Crow moved the adoption of the report of the Committee on Mileage Allowance and asked that the same be incorporated in the Journal for this legislative day, which motion was declared adopted.

Name	Address	Total Miles Round Trip	Amount Round Trip
Berrong, Ed	Weatherford	146	\$24.82
Birdsong, Jimmy	Oklahoma City	None	None
Boatner, Roy A.	Calera	332	56.44
Cain, Bernest	Oklahoma City	None	None
Capps, Gilmer N.	Snyder	278	47.26
Cate, Lee	Norman	52	8.84
Clifton, John L.	Shawnee	72	12.24

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Name	Address	Total Miles Round Trip	Amount Round Trip
Combs, Mike	Bethany	16	2.72
Crow, Herschal H.	Altus	318	54.06
Crutcher, Bill	Claremore	256	43.52
Cullison, Robert V.	Skiatook	240	40.80
Cummins, Don	Tulsa	218	37.06
Dahl, John L.	Barnsdall	302	51.34
Giles, Ray A.	Pocasset	90	15.30
Green, Warren E.	Tulsa	240	40.80
Howard, Gene C.	Tulsa	240	40.80
Howell, James F.	Midwest City	None	None
Johnson, Joe	Heavener	420	71.40
Johnston, Jeff	Seminole	130	22.10
Keating, Frank	Tulsa	240	40.80
Keller, E. W.	Bethany	None	None
Kilpatrick, Don	Del City	22	3.74
Lamb, Norman A.	Enid	176	29.92
Landis, Kenneth K.	Duncan	200	34.00
Lane, Jim E.	Idabel	470	79.90
Leonard, Tim	Beaver	450	76.50
Luton, John D.	Muskogee	284	48.28
McCune, John R.	Oklahoma City	None	None
McDaniel, James W.	Fitzhugh	200	34.00
Martin, Ernest D.	Ardmore	210	35.70
Miller, Robert L.	Beggs	250	42.50
Murphy, Robert M.	Stillwater	134	22.78
Nickles, Don	Ponca City	220	37.40
Pierce, Jerry T.	Bartlesville	300	51.00
Porter, E. Melvin	Oklahoma City	None	None
Randle, Rodger A.	Tulsa	240	40.80
Rozell, Herbert	Tahlequah	400	68.00
Schuelein, William M.	Miami	400	68.00
Smith, Finis W.	Tulsa	240	40.80
Stipe, Gene	McAlester	260	44.20
Taliaferro, Paul	Lawton	196	33.32
Terrill, Al	Lawton	204	34.68
Tinsley, Gideon	El Reno	80	13.60
Vann, Charles W.	Pauls Valley	124	21.08
Watson, Phil	Edmond	24	4.08
Wolfe, Stephen C.	Tulsa	240	40.80
York, Marvin	Oklahoma City	10	1.70
Young, John W.	Sapulpa	204	34.60

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

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

Senator Smith, on behalf of the Committee to Notify the Governor that the Senate is organized and ready to transact business, reported the duty performed.

Senator Randle, on behalf of the Committee to Notify the House that the Senate is organized and ready to transact business and to confer with a like committee from the Honorable House in arranging for a Joint Session of the 2nd Regular Session of the 37th Legislature, reported the duty performed and the hour of 1:00 p.m. agreed upon for the Joint Session.

President Bernard discharged the respective committees.

A committee from the Honorable House, Representatives Thompson (Mick), Rogers and Reimer, was received, and advised the Senate that the House was organized and ready to transact business and ready to meet with the Senate in Joint Session.

Senator Lane moved that the Senate recess and reassemble in the House Chamber at 1:00 p.m., to reconvene in the Senate Chamber upon adjournment of Joint Session to conclude the normal order of business for the day, which motion prevailed.

The hour of 1:00 p.m. having arrived and that being the hour agreed upon by a joint

committee for the convening of the 2nd Regular Session of the 37th Legislature in Joint Session, and pursuant to the Lane motion, the Senate, preceded by its Officers, reassembled in the House Chamber for the purpose of the Joint Session.

JOINT SESSION

The Senate and Honorable House of the 2nd Regular Session of the 37th Legislature in Joint Session was called to order by Lieutenant Governor Spencer Bernard.

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

Present: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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: Cate.—1.

President Bernard declared a quorum of the Senate present.

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

Present: Abbott, Alexander, Anderson, Arnold, Atkins, Barker, Baughman, Bengtson, Bradley, Briscoe, Caldwell, Camp, Cleveland, Cole, Combs, Conaghan, Cotner, 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, Shepard, Shurden, Smith, Sparkman, Stephenson, Steward, Talley, Taylor, Thompson (Don), Thompson (Mick), Townsend, Trent, Twidwell, Vaughn, Weichel, Whorton, Willis, Wilson, Winn, Wiseman and Mr. Speaker.—99.

Excused: Brunton and Cowan.—2

President Bernard declared a quorum of the House present.

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

The invocation was offered by the House Chaplain, The Reverend James Cord, pastor, First Christian Church, Stillwater.

Senator Lane moved that the President and the Speaker appoint Committees from the Senate and the House of Representatives, respectively, as a Joint Committee to notify Governor George Nigh the Second Session of the 37th Legislature is now in Joint Session and awaits his presence in order to hear and receive his message, which motion was declared adopted.

The following were appointed as such committee:

FOR THE SENATE: Senators Stipe, Miller, Taliaferro, Combs and Lamb.

FOR THE HOUSE: Representatives Glover, McIntyre, Twidwell, Taylor and Kelly.

INTRODUCTIONS

President Bernard introduced to the Joint Session the following special guests: Mrs. Donna Nigh, wife of Governor George Nigh; Mrs. Vivian Bernard; Mrs. Mary Lee Draper, wife of Speaker Draper; Mrs. Belva Howard, wife of President Pro Tempore Howard; and the Honorable Jeannette Edmondson, Secretary of State and former first lady of the State of Oklahoma.

Sergeant at Arms Craig was recognized and announced the arrival of the Chief Executive, the Honorable George Nigh, accompanied by the Joint Committee 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 where he read his prepared message.

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

The Senate reassembled in its Chamber with Senator Luton presiding, who called the Senate to order.

Senator Lane questioned a quorum. The Presiding Officer declared a quorum present.

Senator Luton moved that the Governor's message be printed in the Journal for this legislative day, which motion was adopted.

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

With your help last year, Oklahomans

were given the largest single tax cut in our history. Not only did we eliminate the so-called tax on tax by restoring State credit for federal income taxes paid — which gave every single taxpayer a reduction in taxes — we expanded the number of our citizens eligible for the double homestead exemption. This particularly helped the elderly and disabled.

We took the first step in developing our water resources when we created the Water Resources Fund.

As we speak of legislative accomplishments, I emphasize that these are ours — yours as well as mine. I appreciate your work and commend your leadership. The past year also reaffirmed my belief that you have outstanding leadership. Speaker Draper and President Pro Tempore Howard are able and dedicated.

The television cameras remind me that through our educational television system, this is the first time any governor has had an opportunity to reach every citizen in the State.

As we go through the budget, bear in mind my goal is to be as successful at providing other services for total Oklahoma as we have with educational television. It should make no difference who you are or where you live in our State when it comes to receiving state services.

I am fulfilling my pledge to provide an open and accessible administration. I am visiting each of the 77 counties in each year of my administration. The first Thursday of each month is set aside so any citizen can see me on any subject. Hundreds have come — some only wanting to voice their views and concerns, some with problems I have no authority or power to solve. But many have brought problems that have now been solved and ideas that can be used.

Because of distance and economy, not all can come to the Capitol. So we are now scheduling some of these days open to the public at locations across the State. No appointment is necessary.

My wife, Donna, opens the Mansion to the public every Wednesday afternoon.

We continue our commitment that all voices be heard in a Nigh administration. I am proud of the calibre of my appointments that include and reflect all segments of our people.

All people must be included, not only in appointments, but also in employment. Emphasizing my commitment, the Legislature — at my request — transferred the State's Affirmative Action Officer directly into the Governor's office.

As I said last year, I support — and stand ready to sign — your resolution to adopt the Equal Rights Amendment as a part of the United States Constitution.

In fulfilling my Constitutional duties to administer the Executive functions of State government, I have chosen a cabinet-style of management. The heads of agencies are a vast reservoir of experience and ability, but in many cases remain untapped, and I want to use their talents beyond their agency management duties.

For the first time, all Executive areas of government meet regularly in a series of minicabinets. I have also formed the Governor's Cabinet, comprised of those agency heads who chair minicabinets, to give an overall review in the management of government.

My cabinet approach provides many advantages. I am able to systematically review all government operations under my authority. Equally important, agency heads have a direct line of communication — a chance to input — to the Governor.

Through the Cabinet, a spirit of cooperation is developing between agencies as never before seen in State government. Costly duplication of services can be reduced, and separate agencies working at cross-purposes are now less likely.

Events of the first year of this administration have shown we can give Oklahoma taxpayers a break and still have sufficient growth to finance State government. I am proud of the votes of confidence you and the people of this State have given in this area. Even with the tax reductions, with proper management and prudent, necessary legislation — as I am recommending to you — we can have growth in revenue available for appropriations virtually the same as last year.

Apart from growth, three elements are vital to make this year's budget total \$1.2 billion. They are: 1) a change in the cash flow reserve law; 2) the transfer of University Hospital to DISRS; and, 3) the addition of \$10 million over the already recommended \$10 million in the capital outlay funds earmarked for higher education. This latter figure is to be funded from one, or any combination of the following three sources: newly-found revenue not now certifiable, re-enactment of Federal Revenue Sharing for the States, or, surplus cash which may accumulate toward the end of the fiscal year.

While Oklahoma's future looks brighter than ever, caution is demanded because of at least three areas over which we have no control. Our conservation tax is declining; we're concerned about our estimated revenue from the gross production tax; and, gasoline tax revenues are declining with decreased availability and better conservation.

A key element to the development of this budget is transfer of the operations, responsibilities and funding of the Univer-

sity Hospital to the Department of Institutions, Social and Rehabilitative Services. This makes \$12.6 million available for other areas of State government.

My primary concern in recommending this transfer is, however, my belief that the people of this State deserve a first-rate adult teaching hospital, with patient care second to none. I am not criticizing employees, staff or physicians at University Hospital. Rather, I am recognizing there has been an historic inability, or unwillingness, to properly fund this facility.

Six years ago we were literally on the verge of being forced to close Children's Hospital. That facility, with its teaching and patient care responsibilities, was transferred to DISRS, and, today, under the capable direction of Lloyd Rader, the facilities and patient care at Children's Hospital rank among the finest in the entire world.

Children's and University Hospitals, sitting side-by-side, dramatically illustrate what I'm talking about.

The hospitals already utilize many of the same services and professional staff and share many of the same concerns and responsibilities. Good management sense dictates they be under the same administration.

Management considerations may suggest still further transfer of responsibilities, functions, buildings or facilities within or between other agencies. I have asked all of the minicabinets to study and assess their own responsibilities and facilities to assure proper and efficient utilization. Later in the session I may offer other transfer suggestions for your consideration.

We are faced each year with requests for capital improvements that far, far exceed our capabilities. This year — before even considering higher education's needs — we

had requests for \$95 million, as compared to a capital improvement fund of only \$30 million. Under current procedure, each agency makes independent requests with no knowledge or regard for the facility needs or utilization by other government agencies.

To insure the most efficient use of current capital facilities, and to develop a comprehensive, long range plan, I recommend \$200,000 for a study of available facilities and future needs. Before erecting new buildings, we must see what we now have and how these facilities are used.

The study will also consider energy saving measures. Rising costs of energy make this investment a prudent and cost-effective step for State government. We can eliminate duplication, cut energy costs and save millions of dollars in future state budgets.

Another concept I support is Speaker Draper's proposal to revoke 1,000 outdated and unnecessary laws each session. Our statutes are literally shackled by thousands of antiquated laws which confuse the public, slow our judicial system and hamper the efficient and effective conduct of business by state agencies.

I join in your continuing efforts, through the Sunset Law, to routinely review the purpose and need of government agencies, boards and commissions. I have abolished several entities by Executive Order, and, where necessary, have created advisory councils or task forces which require no State funding and which — by the same Executive Order — expire at the end of my term rather than becoming another permanent institution of government.

The Cabinet brought to my attention two universal problems of State agencies: lack of procedural training and personnel system shortcomings.

Next month, by Executive action, a special task force will begin a training program for fiscal agents and policy level administrators. Similar programs are underway in purchasing procedures, personnel procedures and other administrative matters.

This will more effectively utilize our resources, at no additional cost, while reducing problems created by unfamiliarity with complex statutes and administrative procedures.

Additionally, there is a strong need to inform certain agency employees of the effect of changes of law each session. By Executive action, I am creating a Post-Legislative Training Program for that purpose.

As Lieutenant Governor in 1959, I recall the passage of legislation — under leadership of Governor J. Howard Edmondson — to create the State Personnel Board and Department, providing a merit system of hiring and promotion.

The merit system stands with the budget balancing amendment as two of the most important reforms in Oklahoma government since statehood.

Today, almost every agency of Oklahoma government has serious problems in hiring, training and retaining personnel under the present system. I have no criticism for any person in the existing system, but the system itself is inept and inadequate. We must all share responsibility for this situation, as we have underfunded and underutilized the potential of the existing department.

I recommend a major overhaul, creating a true personnel system. I want to make it clear that my intent is, absolutely, to protect the integrity of a merit system of hiring and advancement.

We must undertake a comprehensive study of the weaknesses and strengths of our present Personnel Department, taking remedial action where necessary. My proposal includes four specific objectives for long-range, cost-effective benefits:

1. A systematic review, for the purpose of reclassification, of every job presently defined by the State Personnel Department,

2. Establishing, for the first time, a recruiting program in those areas of specialized personnel needs;

3. Creating, for the first time, a comprehensive and continuing training program for State employees. Such programs, possibly even allowing college credit, can prepare employees for greater responsibilities and advancement in government service through career and professional development.

4. Retention through realistic compensation for State employees. We are, in effect, training many State employees for higher paying jobs in the private sector. Any person in private business knows it is counter-productive to have a high turnover in personnel.

This total overhaul of the State personnel system must be done so it can be implemented by the next Legislature.

Government service must be conducted with proven and prudent business practices in order to be efficient, effective and economical. State government is big business, and one in which all Oklahomans own equal stock.

For this year, I recommend an across-the-board salary increase of eight percent for every State employee. Additionally, the budget contains funds that will enable agency administrators to give a one-step merit raise for one-fourth of their employees, thereby recognizing and rewarding meritorious employees.

Continued economic development remains essential.

Adequate transportation systems are the bedrock of our trade and commerce, crucial to our way of life.

Railroads and rail services are just as important as roads and highways.

It is ironic that in 1980, when international economics and fuel costs are showing the importance of national and statewide rail service, many aspects of rail transportation in Oklahoma face discontinuation. Even more difficult to understand are suggestions of abandonment of railroad right-of-ways.

A large amount of our products go to the marketplace by rail. If rail lines are abandoned, and the right-of-ways relinquished, we can easily foresee, within our lifetimes, the State or Federal government buying back — at tremendously increased prices — the same right-of-way and reconstructing the same lines.

The Department of Transportation's budget contains a \$24.5 million increase. This continues my commitment to answer the demand I hear across the State — we need better roads and highways.

The budget calls for a continuation of the industrial and recreational access roads. The ability to provide access to industrial sites immediately is a major selling point as we confer with industry wanting to expand and create new jobs. The success of this program is a credit to the Legislature.

Last year we provided a one-time \$6 million appropriation for counties to repair severe winter road damage. For the same purpose, this year I recommend a like amount to cities and towns over 3,000 population. The Transportation Department already maintains State highways in cities and towns under 3,000. I further recom-

mend early passage of this measure to aid communities in planning their budgets.

In my view, we have the same obligation to assist small towns as any other unit of government. We have developed, through a federal grant with the Ozarks Regional Commission, a pilot program so successful that the President's staff is considering recommending the program nationally.

The circuit-rider city manager program provides an opportunity for small towns to share the cost of professional management. Towns that otherwise could not afford to pay a professional city manager now reap the benefits of prudent management. This program can be continued with \$75,000 funding through the Department of Economic and Community Affairs.

As Lieutenant Governor, I developed a detailed understanding of the importance of tourism and recreation as a profitable and revenue-yielding industry for Oklahoma. Nothing about being Governor has changed my opinion. Indeed, tourism and recreation are more important to me now.

Rising fuel prices may bring many back to the day of "See Oklahoma First," and we have so much to see and enjoy. We must continue promotion of Oklahoma's tourist attractions and recreational resources, whether in the public or private sectors. These elements, and the service businesses which complement them, comprise a vigorous industry and an integral part of our economy.

We have created a Film Advisory Committee to attract on-location motion picture and television production to Oklahoma. This is another smokeless industry that can infuse large sums into our economy in a short period of time.

As Governor I will have no less enthusiasm, and a lot more opportunities, to

continue to promote our convention facilities. Conventions are a substantial industry to our State, and 95% of all national or regional conventions could be easily accommodated by the facilities in either Oklahoma City or Tulsa.

Agriculture continues to be the most important element in Oklahoma's economy. In the President's address to the nation last week, he announced plans to halt sale of grain to the Soviet Union and specified gasohol production as a means, with federal government support, to utilize some agriculture products domestically and reduce our dependence on foreign oil.

I will immediately seek, and expect to obtain, federal funding for an information clearinghouse on the production of ethanol and gasohol for fuel purposes in Oklahoma.

Because we foresee a major thrust from farm organizations, individual farmers, the petroleum industry, as well as consumers, a central information point for growers, suppliers, producers and consumers will be helpful. I am asking the Oklahoma Department of Agriculture to administer this service and coordinate with the Department of Energy, and expect to announce a detailed program in the near future. I am also calling upon the Governor's Food and Agriculture Advisory Committee, headed by the Lieutenant Governor and Mr. Czar Langston, to advise me on this subject.

Oklahoma farmers are producing more per acre than at any other time in the history of man. They are doing their job of producing, and it is our responsibility to help develop better market opportunities.

Through Oklahoma's Department of Agriculture and regional efforts with other states, we will concentrate on developing new world markets.

One man in State government already has expertise in both international trade and

agriculture: Lieutenant Governor Spencer Bernard. I have called upon him, and he has accepted, new and increased responsibility in this area. I want to take advantage of his knowledge, skills and experience to help us better serve the needs of the farming community.

Oklahoma's agribusiness depends on an effective and economical transportation system — not only the railway and highway, but the waterway. Rising fuel costs will prove we were wise in the development of the Arkansas River water system.

While some governors face reduced budgets, negative growth and little hope to change trends, we are fortunate to have a growing economy — made possible by an outstanding work force and a quality of life that is an attraction in itself.

As a State that is a major producer of energy — oil and gas production — we need to support the industry. Much of the policy governing this industry is set nationally, and I intend to do everything possible to assure that our voice, as a State in support of fair energy policies that recognize the industrial and corporate needs, is heard in Washington.

At the State level, we must assist the national goal of reducing reliance on foreign oil and accelerate the development of domestic energy sources — particularly oil and gas production. In this vein, I support the concept of dividing the responsibilities and duties of the Corporation Commission if it will shortcut the extensive time and red tape currently required by the Commission to do its proscribed business.

Conservation of energy use must be a constant goal and practice. This is a national matter, important to us all.

Our efforts in industrial development have been complemented by the strong

leadership of Dr. Francis Tuttle in our Vocational-Technical Education system. To continue to strengthen Vo-Tech, you are asked to increase appropriations for industry training, area and highschool vocational programs, the Displaced Homemakers program, and our successful program to work with potential dropouts.

We have seen the Oklahoma Educational Television network develop from infancy, with only a few hours of programming per day, to a modern, full time system with programming matched by none. The good news is my recommended expenditures will now actually complete that system, with OETA being totally available to all Oklahomans.

This past year saw two major steps taken in public involvement with education. The joint education committees of the House and Senate held seminars seeking public input on the needs of education. For the first time, a Governor's Statewide Conference on Education sought additional input from educators and lay leaders of our State. Many recommendations from those efforts are contained in my budget.

I share your pride in the recently released figures which show our percentage increases in expenditures for higher education for the last two years have been greater than all but three other states. We can continue that effort with another \$32 million increase for operations of Higher Education, and a \$20 million appropriation for capital expenditures. I remain confident of the ability of the Regents and Chancellor E. T. Dunlap to appropriately allocate these funds to the various institutions, as required by the Constitution.

Our commitment to quality education is underscored by the recommended \$65.7 million increase for Common Education, which brings State funding in this one area of government to virtually a half billion

dollars. My recommendations contain increased funding for local school support, with emphasis on rising transportation costs, and, again this year, significant increases for textbook purchases.

We are recommending a record salary increase for teachers which will average \$1,045. This salary plan stresses career and professional development. It provides teachers with \$200 increments for each of the first 15 years, increases the benefits for attaining higher degrees, and gives everyone across-the-board increases. While the average increase is \$1,045, no teacher will receive less than an \$800 raise.

As with State employees, I recommend for education support personnel an across-the-board 8% raise.

Special programs in common schools will always receive particular emphasis from me. With thanks to Dr. Leslie Fisher, I am proud of a special reading improvement program begun last year. I asked then that the program begin in the elementary, K-6, grades, and today I ask you to beef up the existing program and begin expansion into the intermediate levels. Within a total of four years, we will have brought this special reading improvement program to all grade levels.

Other education programs deserve equal attention. I recommend the creation of another 354 programs of special education and for the gifted and talented, another 10 new programs for the blind and hearing impaired, and additional support for the highly successful "Echo" program to detect hearing impairment in pre-school children. Further, I ask 16 additional community education programs, 50 more badly-needed elementary counseling programs, and 24 new library media improvement programs.

For public libraries, I ask that you increase per capita support by another

\$235,000. And, I strongly urge the funding of \$175,000 to make all local libraries in the State barrier-free to allow total access for the handicapped.

Our progress in responding to the needs of the handicapped has been commendable — but we need to do more.

The Board of Affairs, at my direction, has created a special section, staffed by the handicapped, to implement regulations for handicapped preference in central purchasing.

The Governor's Committee on the Employment of the Handicapped, under the able leadership of Don Davis, has brought national recognition to our efforts — but we still need to do more.

Therefore, I propose creation of the Office of Handicapped Concerns to deal with the whole range of needs and concerns of the handicapped. The Governor's Committee on the Employment of the Handicapped will become an integral part of this agency.

We must continue to expand health and medical services to our local communities. Funding is proposed for the Health Department's highly successful Guidance Service programs to enlarge and expand them to additional communities. We are providing a major increase to the Physician Manpower Training Commission. This is a vital part of our efforts to train and locate physicians and osteopathic doctors across the State, particularly in our smaller communities.

All Oklahomans deserve the most complete human services we can deliver. In response to that need, I recommend an exciting and responsible change in the concept of our mental health delivery system. I have asked Dr. Frank James to emphasize the development of a totally community-based treatment program. We

simply don't need to institutionalize as much as we once thought, and this year's budget for Mental Health represents the first phase of the process to take mental health services to every area of the State.

Our continuing efforts to enrich the quality of life for a Total Oklahoma can be enhanced through programs of the State Arts Council. Recommendations provide expanded assistance to develop local arts programs throughout the State.

Further cultural enrichment can also be realized through programs of the Oklahoma Historical Society. Our many historical sites and museums generate awareness of our heritage, creating a pride in Oklahoma which grows stronger as more communities develop local history programs and historical preservation projects.

To prepare for the State's 75th anniversary in 1982, I recommend a large increase in operational funds and a capital investment program of \$600,000 for each of the next three years.

A strong recreational program is companion to expanded arts and historical programs for an enriched quality of life. We are pleased with the Legislature's support of continued investments to upgrade and expand the nearly 100 State parks, recreation areas, museums, monuments and memorials operated by the Oklahoma Tourism and Recreation Department. These facilities dot the face of our State, providing nearby leisure time recreational opportunities for every Oklahoman. This is the second year of a four-year program of investing \$6 million per year in recreational facility improvements.

We have spoken today of Oklahoma's bright future, and of our efforts to improve the quality of life. But, if our people cannot feel secure, and are not in fact safe, then all other efforts are wasted.

I am particularly proud there is a new spirit of cooperation in the area of law enforcement. All law enforcement agencies are now on a single minicabinet, and that forum has resulted in a bond of mutual assistance and understanding. I commend them.

Responding to the plea of Oklahomans for more and better law enforcement, we can do no less than equip our law agencies with the very latest technology and more manpower. Substantial budget increases are provided for the Department of Public Safety, the Oklahoma State Bureau of Investigation and the Bureau of Narcotics and Dangerous Drugs.

At my specific direction, the OSBI has developed a specialized unit to assist local communities in combatting the frightening increase in the rate of sex crimes. Your funding will assure the expertise local law enforcement needs for this problem.

To help local communities fight against crime, I recommend a major expenditure of \$1.9 million by the OSBI for purchase of a sophisticated fingerprint computer. This computer, only the fourth of its type in the country, will automatically make fingerprint comparisons and identifications that are simply not now possible.

With the growing use of our lakes and recreational areas, it is necessary to provide our citizens and visitors with more assistance and security. I recommend additional waterways enforcement officers be hired and placed at these locations.

With the completion this year of the one-man, one-unit concept, we have been able to actually have more Highway Patrol Troopers on the roads. To further increase overall coverage, I make three recommendations: additional troopers on the turnpike; additional courtesy patrol officers to assist the public and relieve troopers of some

non-law enforcement duties; and, voluntary extra shift compensation.

Important to any discussion of law enforcement in Oklahoma is our progress in the field of Corrections. We have made great strides, but obviously much remains to be done. My budget again contains sizable increases to help meet these needs. I specifically recommend increases in areas involving security, funding additional correctional officers and development of an officer cadet training program.

Our new Corrections Director, Larry Meachum, brings candor and frankness, and fresh ideas. His recommendations for alternatives to incarceration and his development of plans for institutional improvements will speed total compliance with the Federal Court order. I urge you to seriously consider the options he brings to you.

Let me once again thank you for your spirit of cooperation.

I join your leadership, President Pro Tempore Howard and Speaker Draper, in encouraging a productive and short session. I have tried to contribute to your ability to do your work in an expeditious fashion by providing each member of the Legislature, as well as the public, every major portion of the budget in advance of this session today.

To be available and accessible to the Legislature, I am arranging my schedule to be at the Capitol virtually every legislative day.

I will continue an open door policy for Legislators and am available with, or without an appointment. I stand ready to work with you toward as short a session as possible.

The past year was a good one for Oklahoma. I mentioned many factors, but we also enjoyed a great opportunity to promote Oklahoma in a positive manner through the 100th anniversary celebration of Will Rogers' birth. Because of this celebration, national and international attention was focused on Oklahoma.

In three short years, we will have another unique opportunity to promote Oklahoma, her heritage and her dynamic progress. Plans are now being developed for a major, statewide Diamond Jubilee Celebration in 1982, commemorating the 75th anniversary of the State of Oklahoma.

I have recommended funding, at a level equal to our investment in the Will Rogers Centennial Celebration, for broad historical site and museum improvements in preparation for Oklahoma's 75th anniversary. Oklahoma's cultural heritage is rich and captivating. By capitalizing on these assets, we can continue to benefit all Oklahoma.

It is altogether proper for us to commemorate the time and year that inspired the late Rodgers and Hammerstein to create the song now famous throughout the world, "... You're doing fine Oklahoma, Oklahoma, OK!"

MOTION — LOBBYIST REGISTRATIONS

Senator Dahl moved that a list of lobbyists registered with the Joint Legislative Ethics Commission be published in the Journal for this legislative day, with an addendum to be published monthly, which motion was declared adopted.

LOBBYISTS REGISTRATIONS (Including organizations represented)

Lobbyists registrations carried over from 1979 are listed as follows:

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.

Baldrige, 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.

Birchfield, Del D., Committee for Better Legal and Banking Service Inc. of Oklahoma.

Birdwell, Harry W., Oklahoma Assn. of Electric Cooperatives.

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.

Brower, Doyle Eugene, Jr., Farmers Insurance Co., Inc.

Bruyr, Jack R., Public Service Co. 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.

Dollarhide, David W., First National Bank and Trust Co.

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., Assn. of Domestic Fire and Casualty Insurance Companies of Oklahoma, 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.

Gutteridge, Don J., Jr., American Fidelity Assurance Co., American Fidelity Insurance Co., and American Council of Life Insurance.

Hain, Mark H., First Life Assurance Co.

Hales, Ellsworth Henry, Tulsa Public Schools, Independent School #1.

Hamill, James G., The City of Oklahoma City, a Municipal Corporation.

Hargis, Vaden Burns, Allstate Insurance Co.

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.

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 Bank Corporation, 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.

Loosley, Edwin Clark, Conoco Inc.

McCarty, J.D., Chiropractic Assn. of Oklahoma, Mid-America Lumber Assn., Oklahoma Dental Assn., 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, Dorothea, 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 Dentist 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., Getty Refining and Marketing Co.

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 Oklahoma Committee of Independent Refiner Marketers and Oklahoma Rural Electric Cooperative Assn.

Nelson, Leon E., Savings and Loan Assn. of Oklahoma.

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.

Oliver, Ira T., Oklahoma Society of Professional Engineers.

Orcutt, Robert Dale, Oklahoma Chapter of the Sierra Club.

O'Shea, Ted R., The First National Bank and Trust Co. of Tulsa and Oklahomans for Better Banking.

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.

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.

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.

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.

Watkins, Larry, Oklahoma Assn. of Electric Cooperatives.

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.

INTRODUCTIONS

Senator Kilpatrick introduced Tom Carlike, D.O., Del City, the President of the Oklahoma Osteopathic Association, and Senator Cain introduced Dan Cassidy, M.D., Midwest City, President of the Oklahoma Medical Association, as Doctors of the Day.

Ms. Mary Gilmour, R.N., Kingfisher, was introduced as the Nurse of the Day, the guest of Senator Tinsley.

PREFILED BILLS

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

COMMUNICATION

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

RESOLUTION OF THE
STATE BOARD OF EQUALIZATION

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

“Not more than forty-five (45) days or less than thirty-five (35) days prior to the convening of each regular session of the Legislature, the State Board of Equalization shall make an itemized estimate of the revenues to be received by the State under the laws in effect at the time such estimate is made, for the next ensuing fiscal year, showing separately the revenues to accrue to the credit of the General Revenue Fund and each special fund of the State. The estimate shall not exceed an amount which shall be determined by the following procedure:

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

(2) Next, compute the percentage by which, in each one of the last five (5) preceding fiscal years, the amount of revenue exceeded, or was below, the corresponding amount of revenue for the next preceding fiscal year, the average percentage of increase or decrease for this five-year period shall then be computed. Revenue of a nonrecurring nature shall be excluded from the revenue of the preceding fiscal year 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 (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 1981) and has itemized such estimates, showing separately the revenues to accrue to the credit of the General Revenue Fund and each special fund, which estimates do not exceed the amounts determined by the procedure set forth in Article X, § 23, of the Oklahoma Constitution.

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

The estimate of revenues to be received for the next ensuing fiscal year (fiscal year ending June 30, 1981) 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	\$1,004,702,333
Federal Revenue Sharing Fund	12,882,094
Alcoholic Beverage Fund	1,000,000
State Auditor and Inspector Fund	345,377
Property and Casualty Rates Board Fund	1,524,699
Insurance Commissioner Fund	3,487,568
Liquefied Petroleum Gas Fund	171,412
Oklahoma Tax Commission Fund	22,928,239
Occupational Health and Safety Fund	195,260
Workers' Compensation Administration Fund	2,622,243
Technical and Scientific Education Fund	4,877,658
State Judicial Fund	3,400,000
Special Conservation Fund	21,063,723
Oklahoma Capital Improvement Fund	30,000,000
Council on Law Enforcement Education and Training Fund	345,000

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

Done this 4th day of December, 1979.

George Nigh, Governor and Chairman of the Board /s/

Spencer Bernard, Lieutenant Governor and Vice Chairman /s/

Tom Daxon, State Auditor and Inspector and Secretary of the Board /s/

Leo Winters, State Treasurer and Member /s/

Leslie Fisher, State Superintendent of Public Instruction and Member

Jan Eric Cartwright, Attorney General and Member /s/

Jack D. Craig, President of the Board of Agriculture and Member /s/

RESOLUTION OF THE
STATE BOARD OF EQUALIZATION

WHEREAS, according to the provisions of Article X, § 23, (1) of the Oklahoma Constitution, as amended July 22, 1975, the following revenues are certified as having accrued to the General Revenue Fund or the indicated general or special fund during the fiscal year ending June 30, 1979, according to records of the State Budget Office:

FUND	FISCAL YEAR 1979 REVENUE*
General Revenue Fund	\$817,781,927
Federal Revenue Sharing Fund	24,910,033
Alcoholic Beverage Fund	1,022,365
State Auditor and Inspector Fund	297,278
State Judicial Fund	6,885,544
Special Conservation Fund	36,026,743
Capital Improvement Fund	-0-
Technical and Scientific Education Special Fund	4,162,535
Property and Casualty Rates Board Fund	1,477,995
Insurance Commissioner Fund	3,456,545
Liquefied Petroleum Gas Fund	165,488
Council on Law Enforcement Education and Training Fund	87,481
Oklahoma Tax Commission Fund	18,472,639
Occupational Health and Safety Fund	233,154
Workers' Compensation Administration Fund	2,506,248

*Amounts shown in whole dollars only.

Done this 4th day of December, 1979.

George Nigh, Governor and Chairman of the Board /s/

Spencer Bernard, Lieutenant Governor and Vice Chairman /s/

Tom Daxon, State Auditor and Inspector and Secretary of the Board /s/

Leo Winters, State Treasurer and Member /s/

Leslie Fisher, State Superintendent of Public Instruction and Member

Jan Eric Cartwright, Attorney General and Member /s/

Jack D. Craig, President of the Board of Agriculture and Member /s/

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
DIVISION OF THE BUDGET

December 4, 1979

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

Gentlemen:

The Constitution of the State of Oklahoma, Article X, 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 nonrecurring 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 /s/
Director of State Finance

FUNDS AVAILABLE FOR APPROPRIATION BY THE
SECOND SESSION OF THE 37th LEGISLATURE

GENERAL REVENUE FUND

Total Revenue Fiscal Year Ending June 30, 1979 \$ 817,781,927

The five year average increase
yielding the lesser of the
two methods:

(16.58% x 2) x \$817,781,927

equals 271,176,487

ADJUSTMENTS:

Income tax reduction

(H.B. 1484, 1st

Session, 37th Legislature) (41,085,662)

Savings and Loan Exclusion

(H.B. 1307, 1st

Session, 36th Legislature) (1,950,940)

Head of Household extension

(S.B. 36, 1st

Session, 36th Legislature) (950,000)

Cigarette Tax to O.C.I.A. fund

(H.B. 1484, 1st

Session, 37th Legislature) (30,000,000)

Cash flow reserve increase (12.5%)

(H.B. 1484, 1st

Session, 37th Legislature) (30,869,479)

Cigarette tax increase

(H.B. 1484, 1st

Session, 37th Legislature) 20,600,000

Net Adjustment (84,256,081)

Amount determined

by Formula \$1,004,702,333

Amount calculated as

the summation of detailed

revenue estimates 1,033,910,618

TOTAL GENERAL REVENUE FUNDS AVAILABLE

FOR APPROPRIATION FOR FISCAL YEAR

1981 BY THE SECOND SESSION OF

THE 37th LEGISLATURE \$1,004,702,333

HISTORY OF REVENUE TO THE GENERAL REVENUE FUND

	(1)	(2)	(3)	(4)	(5)	% Increase (Column 5 over Prev. Year Column 3)	5 Year Average
Fiscal Year	Total Income	Adjustments For Nonrecurring Income	Income Adjusted To Delete Non- recurring	Adjustment To Arrive at Corresponding Revenue	Net Adjusted Income		
1974	393,052,113		393,052,113		393,052,113		
1975	470,055,130	(8,080,370)	461,974,760		461,974,760	17.53	
1976	517,873,329		517,873,329	18,255,195	536,128,524	16.05	
1977	588,617,605		588,617,605	(996,569)	587,621,036	13.47	
1978	704,380,324		704,380,324	(4,191,516)	700,188,808	18.95	
1979	817,781,927		817,781,927	5,922,968	823,287,943	16.88	16.58

SUMMARY OF ADJUSTMENTS TO GENERAL REVENUE FUND INCOME

1975

Adjustment for Revenue of a Nonrecurring Nature

Income Tax - Savings and Loan Institutions for Prior Years - Resulting from Supreme Court Decision	<u>8,080,370</u>
Total Adjustment	<u>8,080,370</u>

1978

Adjustments to Arrive at Amounts Corre- sponding to the Preceding Fiscal Year

Tax Changes:	
Income Tax	2,420,000
Sales Tax	<u>1,771,516</u>
Total Adjustment	<u>4,191,516</u>

1976

Adjustments to Arrive at Amounts Corre- sponding to the Preceding Fiscal Year

Tax Changes:	
Estate Tax	(10,275,000)
Income Tax	(10,424,542)
Insurance Premium Tax	(2,955,653)
Sales Tax	<u>5,400,000</u>
Total Adjustment	<u>(18,255,195)</u>

1979

Adjustments to Arrive at Amounts Corre- sponding to the Preceding Fiscal Year

Tax Changes:	
Income Tax - Tax Credits for Conservation Excise Tax, Solar Energy Devices, and Electricity produced from Gas + Savings and Loan Increment	\$5,489,750
Freight Car Tax	<u>433,218</u>
Total Adjustment	<u>\$5,922,968</u>

1977

Adjustment to Arrive at Amounts Corre- sponding to the Preceding Fiscal Year

Tax Changes:	
Sales Tax	<u>996,569</u>
Total Adjustment	<u>996,569</u>

All Tax Adjustment Amounts are as previously certified by Board of Equalization

ITEMIZED ESTIMATE OF REVENUES TO THE GENERAL REVENUE FUND FOR THE FISCAL YEAR ENDING JUNE 30, 1981
AND COMPARISON REPORT ILLUSTRATING CURRENT AND LAST FISCAL YEAR REVENUES CREDITED AND PROJECTED

SOURCE	Cumulative FIRST 04 MONTHS			FY-79 ACTUAL	FY-80 PROJECTED	FY-81 ESTIMATED
	F.Y. 1979	F.Y. 1980				
Alcoholic Beverage Excise Tax	\$ 4,680,730.36	\$ 4,405,812.99	\$ 13,348,364	\$ 14,232,758	\$ 14,163,165	
Beverage Tax	6,326,188.09	6,274,963.85	16,484,468	17,838,342	16,500,000	
Cigarette Tax	14,866,123.67	17,036,589.47	31,932,252	60,528,163	28,059,533	
Franchise Tax	12,557,060.63	14,394,045.91	13,283,909	14,186,332	16,578,319	
Fuels Excise Tax	568,252.90	504,732.48	1,539,303	1,517,095	1,656,291	
Gift and Estate Tax	9,558,778.59	10,189,205.00	26,523,278	27,542,592	33,464,413	
Gross Production Tax	44,029,883.29	61,211,501.30	134,568,145	130,925,720	271,996,045	
Income Tax	230,249,092.76	251,898,590.98	400,492,612	425,211,888	485,482,507	
Insurance Premium Tax	161,061.77	8,022,635.41	30,743,119	42,412,000	34,000,000	
Motor Vehicle Excise Tax	11,012,997.37	4,835,419.07	41,091,678	48,550,496	48,160,000	
Sales Tax	3,034,621.79	3,303,758.87	9,027,213	10,035,195	10,804,092	
Tobacco Products Tax	1,268,937.90	1,347,214.33	3,791,757	3,791,339	4,163,349	
Use Tax	7,117,235.85	6,797,267.43	18,521,073	13,026,432	16,365,220	
Filing Fees, Secretary of State	596,542.76	1,035,575.38	983,629	1,010,896	1,141,010	
Coin Device Licenses	201,078.86	289,534.14	595,435	667,515	600,000	
Drivers Licenses	1,337,002.26	1,362,587.29	4,159,363	3,848,512	4,250,000	
Oversize Truck Permits	229,960.00	243,045.00	668,155	641,663	720,271	
Title Fees	272,671.20	87,596.64	1,166,435	1,143,401	1,227,089	
Interest on Bank Deposits	15,737,906.37	22,846,833.24	58,797,188	26,745,382	34,729,314	
Other Receipts	1,069,306.58	1,315,647.29	5,204,049	6,465,559	5,000,000	
Transfers	-0-	-0-	4,860,501	5,200,000	4,850,000	
TOTAL REVENUE	\$354,875,433.00	\$417,402,556.07	\$817,781,926	\$855,521,280	\$1,033,910,618	

SPECIAL FUNDS AVAILABLE FOR APPROPRIATION BY
THE SECOND SESSION OF THE 37th LEGISLATURE

FEDERAL REVENUE SHARING FUND

Total Revenue Fiscal Year	
Ended June 30, 1979	\$24,910,033

The last preceding year decrease yielding the lesser of the two methods: (5.83)% x 2 x 24,910,033 equals	<u>(2,904,509)</u>
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Amount determined by Formula	\$22,005,524
Estimated Income for F. Y. 1981*	\$12,882,094
Available for Appropriation	<u><u>\$12,882,094</u></u>

*Current Revenue Sharing Legislation expires September 30, 1980

ALCOHOLIC BEVERAGE FUND

Total Revenue Fiscal Year	
Ended June 30, 1979	\$ 1,022,365

The five year average increase yielding the lesser of the two methods: 4.61% x 2 x 1,022,365 equals	<u>94,262</u>
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Amount determined by Formula	\$ 1,116,627
Estimated Income For F. Y. 1981	\$ 1,000,000
Available for Appropriation	<u><u>\$ 1,000,000</u></u>

STATE AUDITOR AND
INSPECTOR FUND

Total Revenue Fiscal Year	
Ended June 30, 1979	\$ 297,278

The last preceding year increase yielding the lesser of the two methods: 8.09% x 2 x 297,278 equals	<u>48,099</u>
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Amount determined by Formula	\$ 345,377
Estimated Income for F. Y. 1981	\$ 351,264
Available for Appropriation	<u><u>\$ 345,377</u></u>

STATE JUDICIAL FUND

Total Revenue Fiscal Year

Ended June 30, 1979 \$ 6,885,544

The five year average increase
yielding the lesser of the
two methods:

13.63% x 2 x 6,885,544

equals 1,876,999

Adjustment:

Law Library Fund

(S.B. 305) (\$ 50,000)

Law Library Fund

(S.B. 315) (98,000)

Bail Bond Schedule

Increase (H.B. 1002) 30,000

Bailiff expenses from

Court funds (H.B. 1133) (51,000)

Notary fee increase

(H.B. 1176) 2,000

Court Clerk fee

increase (H.B. 1306) 2,000

Indigent Defendants

(H.B. 1345) (850,000)

Net Adjustment (1,015,000)

Amount determined by Formula 7,747,543

Estimated Revenue for F.Y. 1981 3,400,000

Available for Appropriation \$ 3,400,000

SPECIAL CONSERVATION FUND

Effective Date 1-1-78

(H.B. 1441, 1st Session, 36th Leg. 1977)

Total Revenue Fiscal Year

Ended June 30, 1979 \$36,026,743

Estimated Revenue for F.Y. 1981 21,063,723

Available for Appropriation \$21,063,723OKLAHOMA CAPITAL
IMPROVEMENT FUND

(H.B. 1484, 1st Session, 37th Leg. 1979)

Estimated Revenue (Statutory)

for F.Y. 1981⁽¹⁾ 30,000,000**Available for Appropriation** \$30,000,000⁽¹⁾No historical data available

TECHNICAL AND SCIENTIFIC
EDUCATION SPECIAL FUND

Total Revenue Fiscal Year
Ended June 30, 1979 \$ 4,162,535

The increase of the last
preceding fiscal year
yielding the lesser of the
two methods:

8.59% x 2 x 4,162,535
equals 715,123
Amount determined by Formula \$ 4,877,658
Estimated Income for F.Y. 1981 \$ 5,335,000

Available for Appropriation \$ 4,877,658

PROPERTY AND CASUALTY
RATES BOARD FUND

Total Revenue Fiscal Year
Ended June 30, 1979 \$ 1,477,995

The last preceding fiscal year
increase yielding the lesser
of the two methods:

1.58% x 2 x 1,477,995
equals 46,704

Amount determined by Formula \$ 1,524,699
Estimated Income for F.Y. 1981 \$ 1,850,000

Available for Appropriation \$ 1,524,699

INSURANCE COMMISSIONER FUND

Total Revenue Fiscal Year
Ended June 30, 1979 \$ 3,456,545

The last preceding fiscal year
increase yielding the lesser
of the two methods:

9.69% x 2 x 3,456,545
equals 669,878

Amount determined by Formula \$ 4,126,423
Estimated Income for F.Y. 1981 \$ 3,487,568

Available for Appropriation \$ 3,487,568

LIQUEFIED PETROLEUM
GAS FUND

Total Revenue Fiscal Year

Ended June 30, 1979 \$ 165,488

The increase of the last
preceding fiscal year
yielding the lesser of the
two methods:

1.79% x 2 x 165,488

equals 5,924

Amount determined by Formula \$ 171,412

Estimated Income for F.Y. 1981 \$ 173,100

Available for Appropriation \$ 171,412COUNCIL ON LAW ENFORCEMENT
EDUCATION AND TRAINING FUND

Effective Date 7-1-78

(S.B. 484, 2nd Session, 36th Leg. 1978)

Total Revenue Fiscal Year

Ended June 30, 1979 \$ 87,481⁽¹⁾

Estimated Income for F.Y. 1981 \$ 345,000

Available for Appropriation \$ 345,000⁽¹⁾No historical data available-using the best estimate
for F.Y. 1981 as being available for appropriation

OKLAHOMA TAX COMMISSION

Total Revenue Fiscal Year

Ended June 30, 1979 \$18,472,639

The five year average increase
yielding the lesser of the
two methods:

12.06% x 2 x 18,472,639

equals 4,455,600

Amount determined by Formula \$22,928,239

Estimated Income for F.Y. 1981 \$23,009,519

Available for Appropriation \$22,928,239

OCCUPATIONAL HEALTH AND SAFETY FUND

Total Revenue Fiscal Year	
Ended June 30, 1979	\$ 223,154

The decrease of the last
preceding fiscal year yielding
the lesser of the
two methods:

(6.25)% x 2 x 223,154

equals	<u>(27,894)</u>
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Amount determined by Formula	\$ 195,260
Estimated Income for F.Y. 1981	\$ 220,000

Available for Appropriation	<u><u>\$ 195,260</u></u>
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WORKERS' COMPENSATION ADMINISTRATION FUND

Effective Date 7-1-78

(H.B. 1228, 1st Session, 36th Leg. 1977)

Total Revenue Fiscal Year	
Ended June 30, 1979	\$ 2,506,248 ⁽¹⁾
Estimated Income for F.Y. 1981	\$ 2,622,243

Available for Appropriation	<u><u>\$ 2,622,243</u></u>
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⁽¹⁾No historical data available — using the best estimate for F.Y. 1981, as
being available for appropriation

HISTORY OF REVENUES TO EACH
SPECIAL FUND OF THE STATE

Fiscal Year	Total Income	Adjustments	Adjusted Income	% of Increase Over Prior Year	5 Year Average
FEDERAL REVENUE SHARING FUND					
1974	25,905,022		25,905,022		
1975	25,212,435		25,212,435	(2.67)	
1976	25,021,559		25,021,559	(.758)	
1977	24,477,127		24,477,127	(2.176)	
1978	26,363,285		26,363,285	7.71	
1979	24,910,033		24,910,033	(5.83)	(0.745)

ALCOHOLIC BEVERAGE FUND

1974	509,484		509,484		
1975	467,234		467,234	(8.31)	
1976	475,108		475,108	1.66	
1977	568,130	(95,300) ¹	472,830	(.48)	
1978	392,895	270,000	662,895	16.68	
1979	1,022,365	(270,000) ²	752,365	13.50	4.61

STATE AUDITOR AND INSPECTOR FUND

1974	199,803		199,803		
1975	208,561		208,561	4.38	
1976	226,489		226,489	8.59	
1977	244,789		244,789	8.08	
1978	283,211		283,211	15.70	
1979	297,278	8,856 ³	306,134	8.09	8.96

STATE JUDICIAL FUND

1974	3,218,392		3,218,392		
1975	1,919,632		1,919,632	(25.44)	
1976	3,890,754		3,890,754	102.68	
1977	4,535,210		4,535,210	16.56	
1978	3,947,398	250,000 ⁴	4,197,398	(7.45)	
1979	6,885,544	(2,400,000) ⁵	4,485,544	6.86	18.64

SPECIAL CONSERVATION FUND

1978	11,807,064		*11,807,064		
1979	36,026,743		36,026,743		

*(Six months only)

Fiscal Year	Total Income	Adjustments	Adjusted Income	% of Increase Over Prior Year	5 Year Average
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OKLAHOMA CAPITAL IMPROVEMENT FUND

No History — Became effective 5/24/79.

TECHNICAL AND SCIENTIFIC EDUCATION SPECIAL FUND

1974	1,814,364		1,814,364		
1975	1,640,409		1,640,409	(9.59)	
1976	2,109,415		2,109,415	28.59	
1977	2,832,265		2,832,265	34.27	
1978	3,833,340		3,833,340	35.35	
1979	4,162,535		4,162,535	8.59	19.44

PROPERTY AND CASUALTY RATES BOARD FUND

1974	813,138		813,138		
1975	1,028,802		1,028,802	26.52	
1976	980,514		980,514	(4.69)	
1977	1,134,229		1,134,229	15.67	
1978	1,455,058		1,455,058	28.29	
1979	1,477,995		1,477,995	1.58	13.47

INSURANCE COMMISSIONER FUND

1974	1,275,733		1,275,733		
1975	1,707,153		1,707,153	33.82	
1976	1,776,225		1,776,225	4.05	
1977	2,194,003		2,194,003	23.52	
1978	3,151,076		3,151,076	43.62	
1979	3,456,545		3,456,545	9.69	22.94

LIQUEFIED PETROLEUM GAS FUND

1974	153,939		153,939		
1975	125,122		125,122	(18.72)	
1976	152,258		152,258	21.68	
1977	162,653		162,653	6.83	
1978	162,572		162,572	(.05)	
1979	165,488		165,488	1.79	2.30

COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING FUND

No History — Became effective 7/1/78.

1979	87,481	87,481
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Fiscal Year	Total Income	Adjustments	Adjusted Income	% of Increase Over Prior Year	5 Year Average
OKLAHOMA TAX COMMISSION					
1974	12,551,502		12,551,502		
1975	14,550,911		14,550,911	15.93	
1976	14,335,603	1,325,626 ⁶	15,661,229	7.63	
1977	14,488,047	1,413,250	15,901,297	10.92	
1978	16,451,937		16,451,937	13.56	
1979	18,472,639		18,472,639	12.28	12.06

OCCUPATIONAL HEALTH AND SAFETY FUND

1974	177,661		177,661		
1975	214,117		214,117	20.55	
1976	251,601		251,601	17.50	
1977	240,008		240,008	(4.61)	
1978	238,026		238,026	(.83)	
1979	223,154		223,154	(6.25)	5.27

WORKERS' COMPENSATION ADMINISTRATION FUND

No History — Became effective 7/1/78

1979	2,506,248	2,506,248
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¹S.B. 553 (1976): Brand Registration Fees (new) for Fiscal Year 1977.

²Correction to avoid skewing revenue too violently because deposit was recorded in the wrong fiscal period. Correcting entry was reversed for the following fiscal period's revenue.

³S.B. 618 (1978) redefined Special Fuels to exclude Diesel Fuel, and established a new Diesel Fuel imported for use code with identical tariffs and apportionments. However a related statute (74 O.S. 1971 § 227.3) apportioning a percentage of collections from the Tax Commission to The State Auditor and Inspector was not changed. Net loss to SA&I of one third of one percent of the County Roads apportionment of the Diesel fuel excise tax.

⁴S.B. 229 (1976) Increase in Bailiff Salaries.

⁵H.B. 1518 (1978) Court Fee Increases.

⁶H.B. 1739 (1976) Increased General Revenue apportionment of Income Tax from 96% to 98%; and reduced tax apportionment to Tax Commission Fund from 2% to 1%. Impact spread over two fiscal periods (1976 and 1977), half allocated to each period.

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE SEVERAL SPECIAL FUNDS FOR THE FIRST
FOUR MONTHS OF THE FISCAL YEARS 1979 AND 1980 AND ESTIMATED TOTALS FOR 1980 AND 1981

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SPECIAL FUNDS	FIRST FOUR MONTHS F.Y. 1979	FIRST FOUR MONTHS F.Y. 1980	ACTUAL TOTAL F.Y. 1979	ESTIMATED TOTAL F.Y. 1980	ESTIMATED TOTAL F.Y. 1981
Federal Revenue Sharing Fund Entitlement Payments and Interest Earnings	\$13,060,623	\$11,849,410	\$24,910,033	\$23,698,820	\$12,882,094
Alcoholic Beverage Fund Licenses and Fees	127,130	85,756	1,022,365	650,000	1,000,000
State Auditor and Inspector Fund Taxes and License Fees	84,278	77,678	297,278	334,633	351,264
State Judicial Fund Local Court Funds and Fees - Other	1,239,296	1,660,157	6,885,544	2,386,000	3,400,000
Special Conservation Fund Conservation Fund	11,343,564	9,109,332	36,026,743	[34,460,000] 28,400,000*	21,063,723
Oklahoma Capital Improvement Fund				30,000,000	30,000,000
Technical and Scientific Education Special Fund Documentary Stamps	1,608,824	1,736,098	4,162,535	5,453,913	5,335,000
Property and Casualty Rates Board Fund Insurance Premium Tax	292,262	367,450	1,477,995	1,877,747	1,850,000

*Revised estimate, November 15, 1979

Senate Journal

SPECIAL FUNDS	FIRST FOUR MONTHS F.Y. 1979	FIRST FOUR MONTHS F.Y. 1980	ACTUAL TOTAL F.Y. 1979	ESTIMATED TOTAL F.Y. 1980	ESTIMATED TOTAL F.Y. 1981
Insurance Commissioner Fund Insurance Premium Tax	527,353	882,498	2,663,620	2,036,805	2,687,568
Insurance Agents Licenses	190,105	215,269	792,925	800,000	800,000
Total	717,458	1,097,767	3,456,545	2,836,805	3,487,568
Liquefied Petroleum Gas Fund Permits and Fees	128,064	126,080	165,488	162,000	173,100
Council on Law Enforcement Education and Training Fund				410,961	345,000
Oklahoma Tax Commission Percentages of Taxes and Licenses Collected	4,636,209	5,153,070	18,472,639	20,607,838	23,009,519
Occupational Health and Safety Fund Occupational Health and Safety Tax	76,736	99,647	223,154	230,000	220,000
Workers' Compensation Administration Fund Taxes	525,248	1,134,670	2,424,093	2,476,642	2,541,210
Fees		42,850	82,155	66,060	81,033
Total	525,248	1,177,520	2,506,248	2,542,702	2,622,243

First Legislative Day, Tuesday, January 8, 1980

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Senator Lane moved that, as provided by 75 O.S. 1971, §§ 26.11-26.14, the following prefiled bills and resolutions be placed on first reading; and that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 9, 1980, at 1:30 p.m., which motion prevailed.

FIRST READING (Prefiled Bills)

SB 350 — By Landis.

An Act relating to motor vehicles; amending Section 1, Chapter 206, O.S.L. 1977 (47 O.S. Supp. 1979, Section 22.4c); providing for special license plates for former prisoners of war; providing for purchase, fee and design of tag; modifying the fee requirement; and providing an effective date.

SB 351 — By Landis.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 527; prohibiting full-time Department of Corrections employees to be employed by other State departments or institutions except for teaching in educational institutions; limiting the subject matter of teaching; setting an effective date; and declaring an emergency.

SB 352 — By Wolfe.

An Act relating to torts; amending Section 3, Chapter 44, O.S.L. 1976, as last amended by Section 2, Chapter 75, O.S.L. 1979 (76 O.S. Supp. 1979, Section 19); providing for costs of medical records; providing for waiver of certain privileged communications under certain circumstances; providing for admissibility of certain evidence; and providing an effective date.

SB 353 — By Landis.

An Act relating to crimes and punishments; prohibiting certain acts relating to persons in lines to purchase motor vehicle fuels; providing penalties; directing codification; and providing an effective date.

SB 354 — By Wolfe.

An Act relating to courts; amending Section 1, Chapter 114, O.S.L. 1974 (20 O.S. Supp. 1979, Section 1304A); providing for publication of dockets in certain cases; providing for notification of certain attorneys; and providing an effective date.

SB 355 — By Wolfe.

An Act relating to husband and wife; amending 32 O.S. 1971, Section 3; abolishing liability of married persons for spousal support other than alimony; repealing 32 O.S. 1971, Sections 10 and 11; and providing an effective date.

SB 356 — By Wolfe.

An Act relating to probate procedure; amending 58 O.S. 1971, Section 471.1; limiting liability of real property for debts under certain circumstances; changing time of granting letters testamentary or of administration; providing exceptions; and providing an effective date.

SB 357 — By Wolfe.

An Act relating to probate procedure; amending Section 19, Chapter 258, O.S.L. 1979 (58 O.S. Supp. 1979, Section 1106); providing for notice and hearing of final account and petition; modifying hearing date; and providing an effective date.

SB 358 — By Wolfe.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 2353, as last amended by Section 1, Chapter 264, O.S.L. 1975, and 2358, as last amended by Section 4, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Sections 2353 and 2358); defining terms and adding definition of interest and provisions relating thereto; providing for adjustments to arrive at taxable income and adjusted gross income; and providing an effective date.

SB 359 — By York of the Senate and Deatherage of the House.

An Act relating to crimes and punishments; amending Section 1, Chapter 26, O.S.L. 1975 (21 O.S. Supp. 1979, Section 1247); prohibiting possession of lighted tobacco in certain public areas; expanding such prohibitions; providing certain exceptions; providing for posting no smoking signs; providing penalties; and providing an effective date.

SB 360 — By Murphy.

An Act relating to courts; creating the Judicial Compensation Commission; providing for appointment, qualifications, compensation and terms of members; prescribing duties and authority of Commission; directing codification; and declaring an emergency.

SB 361 — By Boatner.

An Act relating to the Department of Institutions, Social and Rehabilitative Services; amending 56 O.S. 1971, Section 189a, as amended by Section 2, Chapter 290, O.S.L. 1976 (56 O.S. Supp. 1979, Section 189a); providing that certain local units be maintained by the Department; providing an effective date; and declaring an emergency.

SB 362 — By Boatner of the Senate and Kelly of the House.

An Act relating to the Tourism and Recreation Department and making an appropriation thereto; stating purpose; providing lapse date; providing noncodification; and declaring an emergency.

SB 363 — By Boatner.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 4, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2358); providing certain adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income; providing for the deletion of certain provisions that allow dividends or earnings distributed to members, shareholders or certificate hold-

ers to be included in taxable income of certain savings and loan associations; exempting certain benefits from taxable income; and providing an effective date.

SB 364 — By Dahl.

An Act relating to probate procedure; amending 58 O.S. 1971, Sections 215 and 331, as amended by Section 1, Chapter 67, O.S.L. 1979 (58 O.S. Supp. 1979, Section 331); establishing certain duties of a special administrator; providing certain special administrators give notice to creditors and act upon claims against the estate; requiring notice to creditors; providing certain exceptions; providing certain places of return; requiring publication; and providing an effective date.

SB 365 — By Martin.

An Act relating to county libraries; amending 65 O.S. 1971, Section 4-102; providing procedures for creation of certain library systems; providing certain procedures for termination of certain library systems; reducing the percentage of electors needed to sign petitions for the creation or termination of certain library systems; and providing an effective date.

SB 366 — By Rozell.

An Act relating to crimes and punishments; requiring person in charge of any governmental entity to keep records and support documentation; providing penalty; providing for removal from office; directing codification; and providing an effective date.

SB 367 — By Landis.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2357, as last amended by Section 1, Chapter 214, O.S.L. 1978 (68 O.S. Supp. 1979, Section 2357); providing for certain credits against income taxes; adding a credit thereto; and declaring an emergency.

SB 368 — By Wolfe.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 7-202; providing for certain security as determined by the Department of Public Safety; modifying certain notice requirements, requiring certain actual notice; and providing an effective date.

SB 369 — By Wolfe.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1116; defining an order; providing for notice when certain orders require appearance; providing for minimum content of an order; and providing an effective date.

SB 370 — By Martin of the Senate and Davis (Don) of the House.

An Act relating to professions and occupations; amending Sections 208, Chapter 121, O.S.L. 1974, 302, Chapter 121, O.S.L. 1974, as amended by Section 3, Chapter 182, O.S.L. 1977, 303, Chapter 121, O.S.L. 1974, as amended by Section 4, Chapter 182, O.S.L. 1977, 304, Chapter 121, O.S.L. 1974, 309, Chapter 121, O.S.L. 1974, as amended by Section 5, Chapter 182, O.S.L. 1977, 312, Chapter 121, O.S.L. 1974, and 7, Chapter 182, O.S.L. 1977 (59 O.S. Supp. 1979, Sections 858-208, 858-302, 858-303, 858-304, 858-309, 858-312 and 858-602); providing powers and duties of the commission; adding certain powers and duties; providing for qualifications for certain licenses; modifying certain requirements; requiring evidence of certain qualifications; providing for increased term of licenses and fees and procedures therefor; requiring continuing education as a condition for renewal; providing for inactive licenses and adding provisions therefor; providing for investigations; providing certain penalties under certain circumstances; adding fines as a penalty; providing for and modifying additional fees; providing for the deposit of certain funds; repealing Section 307, Chapter 121, O.S.L. 1974, as amended by

Section 1, Chapter 32, O.S.L. 1976 (59 O.S. Supp. 1979, Section 858-307); directing codification; and providing effective dates.

SB 371 — By Clifton and Cain of the Senate and Peterson of the House.

An Act relating to partnership; amending 54 O.S. 1971, Sections 81 and 83 through 86; providing for filing and publication of certificates of partnership using fictitious names; changing location of filing and transferring certain records; providing for execution and acknowledgment; providing for effect of compliance and noncompliance with provisions; requiring new certificates under certain circumstances; requiring register; determining evidence requirements; and providing an effective date.

SB 372 — By Clifton and Cain of the Senate and Peterson of the House.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 213, as amended by Section 139, Chapter 30, O.S.L. 1979 (74 O.S. Supp. 1979, Section 213); providing duties of State Auditor and Inspector; expanding such duties; and providing an effective date.

SB 373 — By Howell.

An Act relating to state law enforcement officers; amending 47 O.S. 1971, Section 2-313; allowing certain retired state law enforcement officers to keep and bear certain firearms; providing exceptions; providing for service to the state at certain times; directing codification; and providing an effective date.

SB 374 — By Howard.

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. 1979, Section 1305); levying an excise tax upon gross proceeds or gross receipts and certain sales; exempting certain sales from excise tax; exempting sales of public utilities from

excise tax; providing an effective date; and declaring an emergency.

SB 375 — By Smith of the Senate and Wiseman of the House.

An Act relating to county home rule; providing short title; providing any county may adopt a county home rule charter; prescribing manner and procedure therefor; providing structure of county government and manner in which it is to perform shall be set forth in charter; providing for a governing body thereof, terms of office of its members and the representation of each; providing for the exercise of certain powers and duties by the governing body; providing for merging of certain governmental functions of cities and towns therein; providing for severability; and repealing all conflicting laws or parts of laws.

SB 376 — By Howell.

An Act relating to state officers and employees; establishing a registry of burn injuries and deaths; requiring certain reports be filed; directing codification; and providing an effective date.

SB 377 — By Murphy.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 2403, 2407, Section 1, Chapter 313, O.S.L. 1974, as amended by Section 1, Chapter 227, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2407.1), and Section 162, Chapter 30, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2463); providing for the homestead exemption and for the annual adjustment of the homestead exemption and the homestead exemption for persons having a certain gross household income; modifying the authority granted and duties charged to the Oklahoma Tax Commission; authorizing certification of the annual homestead adjustment factor; providing for State Board of Equalization and modifying duties of such Board; and declaring an emergency.

SB 378 — By Clifton and Cain of the Senate and Peterson of the House.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 22; deleting certain books kept by the District Court; providing for maintenance; repealing 12 O.S. 1971, Section 25; and providing an effective date.

SB 379 — By Clifton and Cain of the Senate and Peterson of the House.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1159; providing for service of attachment order; providing for possession of property under certain circumstances; providing for filing of attachment order; and providing an effective date.

SB 380 — By Clifton and Cain of the Senate and Peterson of the House.

An Act relating to civil procedure; providing statute of limitations for certain liens and judgments; providing exceptions; directing codification; and providing an effective date.

SB 381 — By Smith and Kilpatrick of the Senate and Davis (Don) of the House.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 4, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2358); providing for certain income adjustments to arrive at Oklahoma taxable income and adjusted gross income for income tax purposes; adding certain cost-of-living adjustments; defining terms; and requiring the Oklahoma Tax Commission to calculate and allow certain adjustments on certain forms.

SJR 39 — By Clifton and Cain of the Senate and Peterson of the House.

A Joint Resolution relating to the State Legislature and the State Legislative Council; directing the recreation 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 mile-

age; prescribing scope and purpose of study; requiring reports and recommendations; and declaring an emergency.

SJR 40 — By Howard.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Section 1 of Article XXII of the Oklahoma Constitution; modifying prohibition against alien and corporate ownership of land within this State, but retaining certain Constitutional restrictions and providing for regulation by the Legislature; providing ballot title; and directing filing.

SCR 38 — By Landis.

A Concurrent Resolution relating to the construction of state highways; directing the Transportation Commission to widen existing highway routes in lieu of constructing new highways; and directing distribution.

FIRST READING

The following were introduced and read the first time:

SB 382 — 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 supplemental appropriations thereto; stating the purposes; making funds available for federal matching funds; providing lapse dates; providing severability; and declaring an emergency.

SB 383 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Department of Corrections; making a supplemental appropriation thereto; redesignating certain appropriations; amending Sections 12 and 15, Chapter 254, O.S.L. 1979, pertaining to numbers of employees and salary limits; providing lapse date; providing severability; and declaring an emergency.

SB 384 — 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; making a supplemental appropriation thereto; stating the purposes; providing lapse date; and declaring an emergency.

SB 385 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Department of Energy; making a supplemental appropriation thereto; stating the purpose; providing lapse date; and declaring an emergency.

SB 386 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Water Resources Board; making a supplemental appropriation thereto; stating the purpose; providing lapse date; and declaring an emergency.

SB 387 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Securities Commission; making a supplemental appropriation thereto; stating the purpose; providing lapse date; and declaring an emergency.

SB 388 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of Civil Defense; making a supplemental appropriation thereto; stating the purpose; providing lapse date; and declaring an emergency.

SB 389 — 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 a supplemental appropriation thereto; providing lapse date; and declaring an emergency.

SB 390 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the State Board of Education; making supplemental appropriations thereto; stating the purposes; amending Section 5, Chapter 282, O.S.L. 1979, reducing amount previously appropriated; making appropriations nonfiscal; providing severability; and declaring an emergency.

SB 391 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the State Department of Agriculture; making a supplemental appropriation thereto; 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.

SB 392 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Attorney General; making appropriations thereto; stating the purposes; authorizing transfer of appropriation to a special account; 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 dates; directing codification; providing severability; and declaring an emergency.

SB 393 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Court of Criminal Appeals; making an appropriation thereto; stating the purpose; authorizing cooperation with federal agencies; providing for appointment, duties and compensation of employees; specifying salary of judges; limiting number of employees;

limiting expenditures for salaries and wages; authorizing additional employees to be paid only with federal funds; specifying alternate purposes for matching funds; providing lapse date; providing severability; and declaring an emergency.

SB 394 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 395 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Attorney General and Offices of District Attorneys and the District Attorneys Training Coordination Council; making an appropriation thereto; stating the purposes; 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 an employee that is to be paid from federal funds; making funds available to obtain or match federal funds; providing lapse date; providing severability; and declaring an emergency.

SB 396 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to courts; making appropriations to the Office of District Courts; stating the purposes; prescribing limits on numbers of employees within certain categories and salary limits; authorizing use of all funds appropriated for federal matching purposes; amending Section 1, Chapter 299, O.S.L. 1974, as last amended by Section 5, Chapter 230, O.S.L. 1979 (20 O.S. Supp. 1979, Section 106.9), pertaining to court reporters' salaries; providing lapse date; providing for effective date; providing severability; and declaring an emergency.

SB 397 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Workers' Compensation Court; making appropriations thereto; stating the purposes; providing for the appointment, duties and compensation of employees; specifying salary of judges; limiting number of employees; limiting expenditures for salaries and wages; providing lapse dates; providing severability; and declaring an emergency.

SB 398 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the State Supreme Court and the Court of Appeals; making appropriations thereto; stating the purposes; providing for the appointment, duties and compensation of employees; specifying salary of judges; limiting number of employees; limiting expenditures for salaries and wages; authorizing positions supported by federal funds; authorizing cooperation with federal agencies; prohibiting the transfer of certain funds; providing lapse dates; providing severability; and declaring an emergency.

SB 399 — 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; making appropriations thereto; stating the purposes of appropriations made; providing lapse dates; providing severability; and declaring an emergency.

SB 400 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Physician Manpower Training Commission; making appropriations to the Commission and certain specified funds administered by the Commission; stating the purposes; 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.

SB 401 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the State Board of Education; 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.

SB 402 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to schools; making appropriations to the State Board of Education; stating the purposes of appropriations made; providing schedule of support of certain public school activities; amending 70 O.S. 1971, Sections 18-109 and 18-114, as last amended by Sections 10 and 24, Chapter 282, O.S.L. 1979 (70 O.S. Supp. 1979, Sections 18-109 and 18-114); modifying the calculation of State Aid; providing for apportionment and disbursement of funds allocated for minimum revenue guarantee; providing for disbursement of funds allocated for reimbursement for cost of educating homebound children; providing for apportionment of funds for textbooks; providing for implementation of library media programs; providing for allocation of funds for arts in education; providing for allocation of funds for community education programs; providing for allocation of funds for new special education and gifted and talented programs; providing for allocation of funds for teachers' and support personnel's salary increases; providing for negotiation;

modifying schedule of minimum salaries for certain teachers; providing for payment of funds allocated for elementary counseling; providing for expenditure and allocation of funds provided for Regional Education Service Centers; providing for apportionment of funds for school lunch matching; providing for expenditure of federal funds by local boards of education; providing for audit of federal revenue sharing funds; providing for proportionate reduction or withholding of funds to districts under certain conditions; providing lapse dates; providing severability; and declaring an emergency.

SB 403 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 404 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Educational Television authority; 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; providing lapse dates; providing severability; and declaring an emergency.

SB 405 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 406 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 407 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 408 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of Handicapped Concerns; making an appropriation thereto; stating the purpose; providing for the appointment, duties and compensation of employees; fixing the salary of the Director; limiting the number of full-time-equivalent employees; limiting expenditures for salaries and wages; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 409 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 410 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Human Rights Commission; making an appropriation thereto; stating the purpose; providing for the appointment, duties and compensation of employees; fixing the salary of the Director; limiting the number of full-time-equivalent employees; limiting expenditures for salaries and wages; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 411 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 412 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Cerebral Palsy Center; making an appropriation thereto; stating the purpose; authorizing appointment, duties and compensation of employees; fixing the salary of the Ad-

ministrative 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 413 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Department of Veterans Affairs, the Oklahoma Veterans Center, Ardmore, Oklahoma, the Oklahoma Veterans Center, Clinton, Oklahoma, the Oklahoma Veterans Center, Norman, Oklahoma, the Oklahoma Veterans Center, Sulphur, Oklahoma, the Oklahoma Veterans Center, Talihina, Oklahoma; making appropriations thereto; stating the purposes; providing for the transfer of funds; 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; specifying Merit System grades for certain positions; prescribing methods of aiding destitute minor dependents; providing lapse dates; providing severability; and declaring an emergency.

SB 414 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Western Plains Indians Arts and Crafts Commission; making an appropriation thereto; stating the purpose; providing lapse date; and declaring an emergency.

SB 415 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Oklahoma Alcoholic Beverage Control Board; making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; designating Direc-

tor's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; authorizing purchase of insurance on motor vehicles; authorizing purchase of passenger automobiles; providing for transfer of unappropriated funds to the General Revenue Fund with exception; providing lapse date; providing severability; and declaring an emergency.

SB 416 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Banking Department; 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 salary schedule for certain positions; providing for nongermane duties and compensation for the performance thereof by the Bank Commissioner; authorizing the employment of attorneys; providing for per diem of banking board members and savings and loan board members; providing lapse date; directing codification; providing severability; and declaring an emergency.

SB 417 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 418 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Corporation Commission; 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 schedule to which Merit System grades for certain positions are to conform; authorizing certain employee positions, stating certain qualifications and specifying certain duties; providing salary schedule for certain employee positions; authorizing the allotment and expenditure of certain funds for certain specified purposes; authorizing utilization of funds for certain analytical, professional and technical services; prohibiting the expenditure of funds for monitoring, regulating or enforcing any plan for utility consumer credits or rebates for off-system sales of natural gas with exceptions; providing lapse date; directing codification; providing severability; and declaring an emergency.

SB 419 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 420 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Department of Labor; 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.

SB 421 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 422 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 423 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

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

SB 424 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the State Board for Property and Casualty Rates; 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; amending Section 5, Chapter 45, O.S.L. 1978 (36 O.S. Supp. 1979, Section 331.1), modifying Secretary-Member and member additional duties;

providing for transfer of unappropriated funds to the General Revenue Fund with exception; providing lapse date; providing severability; and declaring an emergency.

SB 425 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Office of the Securities Commission; making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; designating Administrator's maximum salary; limiting number of employees; designating certain unclassified positions; limiting expenditures for salaries and wages; prohibiting other employment by full-time professional employees; defining professional employees; providing lapse date; providing severability; and declaring an emergency.

SB 426 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House.

An Act relating to the Department of Energy; 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; directing codification; providing severability; and declaring an emergency.

SB 427 — By Howard of the Senate and Draper of the House.

An Act relating to State Officers and Employees; amending Section 1, Chapter 126, O.S.L. 1975, as last amended by Section 1, Chapter 279, O.S.L. 1979 (74 O.S. Supp. 1979, Section 3601); limiting number of employees for certain agencies and defining employee; limiting expenditures for salaries and wages; and declaring an emergency.

SB 428 — By Capps.

An Act relating to agriculture; amending 37 O.S. 1971, Section 504; enacting the Oklahoma Gasohol Act; prohibiting production of alcohol without certain federal permits; requiring alcohol producers to register with the Department of Agriculture; establishing registration procedure; providing a fee; providing reasons for revoking such registration; requiring Department of Agriculture to maintain a list of registered producers; requiring the certificate be posted; granting authority to establish rules and regulations; requiring periodic inspections; exempting alcohol produced for use as a motor fuel from the Oklahoma Alcoholic Beverage Control Act; directing codification; and declaring an emergency.

SB 429 — By Combs.

An Act relating to public education; making an appropriation to a certain vocational-technical school district; making appropriation nonfiscal; directing non-codification; and declaring an emergency.

SB 430 — By Clifton and Cain of the Senate and Peterson of the House.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1159; providing for filing and service of attachment order; providing for possession of property under certain circumstances; and providing an effective date.

SB 431 — By Clifton of the Senate and Steward of the House.

An Act relating to statutes and reports; creating the Office of Revisor; establishing powers and duties; providing for continuous revision of the Oklahoma Statutes; providing for staff, appointment, removal, qualifications and compensation; providing for 1981 compilation; creating the Revisor Review Committee; setting qualifications; providing for certain procedures; setting certain effective dates; providing procedures for review and approval or rejection; providing procedures for printing and

publication of statutes; providing for certification; providing additional duties of revisor; making emergency appropriations; providing lapse date; directing codification; and declaring an emergency.

SB 432 — By Murphy.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2407; classifying homesteads; raising exemption from ad valorem taxation; and providing an effective date.

SB 433 — By Murphy.

An Act relating to workers' compensation; amending Section 4, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1979, Section 2.1); exempting certain employees from coverage; adding an exemption for small firms; and providing an effective date.

SB 434 — By Murphy.

An Act relating to schools; amending 70 O.S. 1971, Section 15-103; providing for school district bond elections; raising maximum amount of indebtedness which may be incurred; stating purposes; and providing an effective date.

SB 435 — By Howell, McCune and York of the Senate and Briscoe of the House.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 2-506, as amended by Section 2, Chapter 194, O.S.L. 1978 (63 O.S. Supp. 1979, Section 2-506); providing for seizure and forfeiture of certain vehicles; specifying notice; providing methods of giving notice; providing for legal proceedings relating to forfeiture proceeding; increasing powers of the court; and providing an effective date.

SB 436 — By Keller.

An Act relating to labor; amending 40 O.S. 1971, Sections 214, as last amended by Section 2, Chapter 77, O.S.L. 1977, and 215, as last amended by Section 1, Chapter 230, O.S.L. 1978 (40 O.S. Supp. 1979,

Sections 214 and 215); providing that individual may only apply for and receive benefits once every three consecutive calendar years; providing for eligibility; stating certain conditions for certain individuals; providing for payment; providing for disqualification for benefits under certain circumstances; and providing an effective date.

SB 437 — By Keller.

An Act relating to labor; amending 40 O.S. 1971, Section 213, as last amended by Section 1, Chapter 77, O.S.L. 1977 (40 O.S. Supp. 1979, Section 213); providing for payment of unemployment compensation when unemployment rate is below a certain percentage; providing for weekly benefit amount and for payment of benefits; and providing an effective date.

SJR 41 — By Murphy.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the proposed amend-

ment of Section 9 of Article X of the Constitution of the State of Oklahoma; providing for the amount of ad valorem taxes; providing for levies; providing for additional levies by a school district; changing election procedure to make levy annual until repealed by voters; deleting certain obsolete provisions; providing ballot title; and directing filing.

SJR 42 — By Murphy.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the proposed amendment of Section 26 of Article X of the Constitution of the State of Oklahoma; providing for indebtedness of political subdivisions; providing for elections and limitation of amount; providing for an annual tax; raising maximum limit on school district bonded indebtedness; providing Ballot Title; and directing filing.

Upon motion of Senator Lane, the Senate adjourned at 2:40 p.m. to meet Wednesday, January 9, 1980, at 1:30 p.m.

Second Legislative Day

Wednesday, January 9, 1980

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, Leonard, 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 prayer was offered by Reverend Gilliland, the guest of Governor Nigh.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator McCune introduced James B. Pitts, M.D., Oklahoma City, as the Doctor of the Day.

On behalf of Senator Tinsley, Senator Luton introduced Mary Gilmour, R.N., Kingfisher, as the Nurse of the Day.

FIRST READING

The following were introduced and read the first time.

SB 438 — By Martin.

An Act relating to public health and safety; providing a Public Eating Establishment Act; defining terms; providing certain standards for food to be used; providing for the storage of food; providing procedures for preparation and protection of food; providing standards for persons working with or around food; setting standards for the construction, repair and cleaning of equipment, utensils and certain other items used in the preparation or eating of food; providing standards for water used in eating establishments for certain purposes; prescribing certain standards for garbage disposal, refuse, toilets, floors, carpeting, plumbing, utility lines, walls, ceilings, lighting, ventilation, locker areas for employees, storage of certain materials and laundry facilities for public eating establishments; limiting access of animals to public eating establishments with certain limitations; providing certain requirements for mobile food units and temporary food service establishments; providing licensing; providing for the submission of certain

plans; providing for inspection of eating establishments; authorizing suspension of public eating establishments for certain violations; providing violations; providing procedures when infection is suspected; authorizing the examination and condemnation of food; providing notice; providing hearing; providing grounds for suspension and revocation of licenses; providing for transferring and relicensing of certain establishments; providing penalties; providing procedures; directing codification; and declaring an emergency.

SB 439 — By Taliaferro.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 509, as last amended by Section 4, Chapter 277, O.S.L. 1979 (68 O.S. Supp. 1979, Section 509); extending certain agricultural fuel tax exemptions to leased equipment; providing certain tax exemptions for certain uses of diesel and motor fuel; providing certain procedures, requirements and penalties; and providing an effective date.

SB 440 — By Taliaferro.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 516; naming sheriff as chief law enforcement officer of county; prescribing certain powers and duties; and providing an effective date.

SB 441 — By Taliaferro.

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. 1979, Section 1305); creating an exemption from the Oklahoma Sales Tax Code for certain sales made for the purpose of a funeral; setting a five thousand dollar limit on such exemption; continuing certain other exemptions; correcting statutory language; and providing an effective date.

SB 442 — By Taliaferro.

An Act relating to motor vehicles; providing penalty for vehicle accident when

driving without liability insurance; providing for notification; directing codification; and providing an effective date.

SB 443 — By Luton.

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. 1979, Section 1305); providing for certain exemptions from sales tax; providing exemption for sales by charitable organizations under certain conditions; and providing an effective date.

SB 444 — By Landis.

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. 1979, Section 131); providing for elections of county officers and terms of office; deleting obsolete provisions; changing the term of the county assessor; limiting eligibility of county officers for other offices; setting qualifications; and providing an effective date.

SECOND READING

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

SB 350 — Revenue and Taxation.

SB 351 — Public Safety and Penal Affairs and then to Education, Higher.

SB 352 — Judiciary.

SB 353 — Criminal Jurisprudence.

SB 354 — Judiciary.

SB 355 — Judiciary.

SB 356 — Judiciary.

SB 357 — Judiciary.

SB 358 — Revenue and Taxation.

SB 359 — Public and Mental Health.

SB 360 — Judiciary and then to Appropriations and Budget.

SB 361 — County, State and Federal Government and then to Public and Mental Health.

SB 362 — County, State and Federal Government and then to Appropriations and Budget.

SB 363 — Revenue and Taxation.

SB 364 — Judiciary.

SB 365 — County, State and Federal Government and then to Municipal Government.

SB 366 — County, State and Federal Government.

SB 367 — Revenue and Taxation.

SB 368 — Public Safety and Penal Affairs.

SB 369 — Judiciary.

SB 370 — Business, Industry and Labor Relations.

SB 371 — Business, Industry and Labor Relations.

SB 372 — County, State and Federal Government.

SB 373 — Public Safety and Penal Affairs.

SB 374 — Revenue and Taxation.

SB 375 — County, State and Federal Government.

SB 376 — Public and Mental Health.

SB 377 — Revenue and Taxation.

SB 378 — Judiciary.

SB 379 — Judiciary.

SB 380 — Revenue and Taxation and then to Judiciary.

SB 381 — Revenue and Taxation.

SB 382 — Appropriations and Budget.

SB 383 — Appropriations and Budget.

SB 384 — Appropriations and Budget.

SB 385 — Appropriations and Budget.

SB 386 — Appropriations and Budget.

SB 387 — Appropriations and Budget.

SB 388 — Appropriations and Budget.

SB 389 — Appropriations and Budget.

SB 390 — Appropriations and Budget.

SB 391 — Appropriations and Budget.

SB 392 — Appropriations and Budget.

SB 393 — Appropriations and Budget.

SB 394 — Appropriations and Budget.

SB 395 — Appropriations and Budget.

SB 396 — Appropriations and Budget and then to County, State and Federal Government.

SB 397 — Appropriations and Budget.

SB 398 — Appropriations and Budget.

SB 399 — Appropriations and Budget.

SB 400 — Appropriations and Budget.

SB 401 — Appropriations and Budget.

SB 402 — Appropriations and Budget and then to Education, Common.

SB 403 — Appropriations and Budget and then to Education, Higher.

SB 404 — Appropriations and Budget.

SB 405 — Appropriations and Budget.

SB 406 — Appropriations and Budget.

SB 407 — Appropriations and Budget.

SB 408 — Appropriations and Budget.

SB 409 — Appropriations and Budget.

SB 410 — Appropriations and Budget.

SB 411 — Appropriations and Budget.

SB 412 — Appropriations and Budget.

SB 413 — Appropriations and Budget.

SB 414 — Appropriations and Budget.

SB 415 — Appropriations and Budget.

SB 416 — Appropriations and Budget.

SB 417 — Appropriations and Budget.

SB 418 — Appropriations and Budget.

SB 419 — Appropriations and Budget.

SB 420 — Appropriations and Budget.

SB 421 — Appropriations and Budget.

SB 422 — Appropriations and Budget.

SB 423 — Appropriations and Budget.

SB 424 — Appropriations and Budget and then to Insurance.

SB 425 — Appropriations and Budget.

SB 426 — Appropriations and Budget.

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

SB 428 — Agriculture.

SB 429 — Appropriations and Budget and then to Education, Higher.

SB 430 — Judiciary.

SB 431 — Judiciary and then to County, State and Federal Government.

SB 432 — Revenue and Taxation.

SB 433 — Business, Industry and Labor Relations and then to Insurance.

SB 434 — Education, Common.

SB 435 — Judiciary and then to Public and Mental Health.

SB 436 — Business, Industry and Labor Relations.

SB 437 — Business, Industry and Labor Relations.

SJR 39 — Judiciary.

SJR 40 — Elections and Privileges and then to Judiciary.

SJR 41 — Elections and Privileges and then to Education, Common.

SJR 42 — Elections and Privileges and then to County, State and Federal Government.

RESOLUTION

Senator Boatner introduced the following Resolution:

SR 63 — By Boatner.

A Resolution noting to the achievements and strength of character of Fred Alexander Chapman; expressing the sympathy and condolences of the people of Oklahoma to the family of Mr. Chapman; and directing distribution.

WHEREAS, Fred Alexander Chapman, a man of integrity, learning, piety, and accomplishment, helped shape, through public service and civic leadership, the course of this state's history; and

WHEREAS, Fred Alexander Chapman served ten distinguished years in the Senate of this state, a tenure marked by his instrumental role in legislation concerning state parks, highways, schools and hospitals; and

WHEREAS, he was a member of the Ardmore Rotary Club for sixty-one years and a former president of the Ardmore Chamber of Commerce; and

WHEREAS, he was an Elder and Trustee of the First Presbyterian Church in Ardmore; and

WHEREAS, he was a long-time friend and patron of Murray College, providing

financial aid, transportation, and job opportunities to many of its students; and

WHEREAS, educated in law, he applied his many skills to farming, ranching, real estate, and oil production, all with considerable success and benefit to his community and state; and

WHEREAS, Fred Alexander Chapman died on November 24, 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The State of Oklahoma recognizes the accomplishments and achievements of Fred Alexander Chapman as a public servant, civic leader and businessman.

SECTION 2. The sincere condolences of the Oklahoma Senate, speaking for the people of Oklahoma, are hereby extended to his sons, William C. Chapman and Fred A. Chapman, Jr. and the entire Chapman family.

SECTION 3. Copies of this Resolution shall be sent to William C. Chapman and Fred A. Chapman, Jr.

Senator Boatner asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 63**.

SR 63, as coauthored, was read at length, adopted upon motion of Senator Boatner and ordered referred for enrollment.

PENDING SENATE ACTION — RESOLUTION

SCR 38, introduced on Page 46, was called up for consideration.

SCR 38 was referred to the Committee on Roads and Highways.

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1314**, as amended.

Advising rejection of SAs to Engrossed **HBs**, requesting Conference and naming Conferees as follows: **HB 1082** — Representatives Peterson, Steward and Henry. **HB 1372** — Conferees to be named.

**PENDING SENATE ACTION
ON HOUSE REQUEST FOR
CONFERENCES**

Upon motion of Senator Lane, the request of the Honorable House for confer-

ences was ordered granted, on the following Engrossed **HBs**, President Pro Tempore Howard appointing as Senate Conferees the following: **HB 1082** — Senators Lamb, Clifton and Keating. **HB 1372** — Senators Berrong, Crutcher and Cain.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 10, 1980, at 9:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:10 p.m. to meet Wednesday, January 10, 1980, at 9:00 a.m.



Third Legislative Day

Thursday, January 10, 1980

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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—40.

Excused: Capps, Cate, Johnston, Keating, Keller, Martin, Terrill and Wolfe.—8.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Gilliland, the guest of Governor Nigh.

The Journal for the last legislative day was declared approved by the Presiding Officer.

COMMITTEE REPORTS

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

DO PASS:

SB 394 — Appropriations and Budget.

SB 407 — Appropriations and Budget.

SB 410 — Appropriations and Budget.

SB 414 — Appropriations and Budget, as coauthored by Giles.

FIRST READING

The following were introduced and read the first time.

SB 445 — By Landis.

An Act relating to criminal procedure; amending 22 O.S. 1971, Sections 1111 and 1114.5; providing alternatives to cash bail for violations of game and fish laws; providing procedures for posting cash bail; requiring deposit of operators license for posting bail by personal check; providing for depositing operators license in lieu of cash bail; providing violators depositing operators license with an official receipt authorizing operation of a motor vehicle;

prohibiting application for new licenses during license deposit period; providing for return of drivers license; providing forfeiture of drivers license for failure to appear; providing procedures for suspension of drivers license; providing fines and penalties; providing for reinstatement; directing codification; and providing an effective date.

SB 446 — By McCune.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 350 and 351; providing for deduction from sentence of time spent on parole, whether revoked or unrevoked; making provisions retroactive and prospective; repealing 57 O.S. 1971, Section 352; and providing an effective date.

SB 447 — 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 209, O.S.L. 1979 (68 O.S. Supp. 1979, Section 50001); raising salaries of State Fire Marshal and Assistant Fire Marshal; levying a tax on fire insurance companies; creating a revolving fund; providing for expenditures; and declaring an emergency.

SJR 43 — By Smith, Luton, Crutcher, Birdsong and Clifton of the Senate and Elder, Johnson (A.V.), Henry, Harper and Stephenson 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.

SECOND READING

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

SB 438 — Public and Mental Health and then to Business, Industry and Labor Relations.

SB 439 — Agriculture and then to Revenue and Taxation.

SB 440 — County, State and Federal Government.

SB 441 — County, State and Federal Government and then to Revenue and Taxation.

SB 442 — Public Safety and Penal Affairs.

SB 443 — County, State and Federal Government and then to Revenue and Taxation.

SB 444 — County, State and Federal Government.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 63 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

RESOLUTION

Senator Stipe introduced the following Resolution:

SR 64 — By Stipe.

A Resolution requesting the immediate lowering of interest rates; and directing distribution.

WHEREAS, one of the principal problems of America is our staggering inflation rate, which unfairly robs all our citizens of the gains of their labor, and strikes most harshly against the poor, the elderly, and those on fixed incomes; and

WHEREAS, one of the primary causes of a rising inflation rate is a rising interest rate; and

WHEREAS, this relationship is clearly demonstrated by the fact that every time the interest rate rises, the inflation rate increases; as when the rate of inflation was five percent (5%), interest rates were raised, and now interest rates are fifteen percent (15%) and the inflation rate is nearly that percentage; and

WHEREAS, it is the deliberate policy of the federal government to increase interest rates, in the hope that high rates for loans may slow inflation; and

WHEREAS, this deliberate policy has been proven a failure by the response of the economy year after year, but the federal government persists in punishing the citizenry with high interest rates; and

WHEREAS, the time has come to stop this illogical policy of deliberate interest hikes, and reduce the usurious rates of interest and inflation.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate calls on the President, Congress and the Federal Reserve Board to immediately lower the interest rate, so that the rate of inflation may be slowed.

SECTION 2. Copies of this Resolution shall be dispatched to the Oklahoma Congressional Delegation, the President of the United States, and the Federal Reserve Board.

Senators Combs, Rozell, Miller, Birdsong, Boatner, Murphy, Young, Luton, Vann and Landis asked to be named co-authors of **SR 64**, which was the order.

SR 64, as coauthored, was read at length, adopted upon motion of Senator Stipe and ordered referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1314**.

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

MESSAGE FROM THE HOUSE

Advising the naming of House Conferees on Engrossed **HB 1372** as follows: Representatives Winn, Twidwell and Hobson.

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 resolved itself into Executive Session.

The Senate reassembled in open session with Senator Luton presiding.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1352**, requesting Conference and naming Conferees as follows: Representatives Milacek, Kennedy and Fitzgibbon.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1038**.

HCR 1038 — By Draper, Dunn, Henry and Craighead of the House and Crow of the Senate.

A Concurrent Resolution requesting the Oklahoma State Regents for Higher Education to study the feasibility of incorporating the purposes and activities of the Oklahoma Cancer Center, Inc., a private corporation,

as a public service, educational function and program of the College of Medicine of the University of Oklahoma Health Sciences Center; and directing a reporting of the findings and recommendations.

Consideration of the Resolution was deferred for this Legislative day.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, January 14, 1980, 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 14, 1980, at 1:30 p.m.

Fourth Legislative Day

Monday, January 14, 1980

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

Roll call:

Present: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Boatner, Lane, Porter, Stipe, Terrill and Wolfe.—6.

President Bernard declared a quorum present.

The following prayer was offered by Reverend Billy Martin Adams, Calvary Baptist Church, Chickasha, and incorporated into the Journal upon request of President Bernard.

Our Father, we believe the Bible. We believe the Bible when it says, "In the beginning, God created the heaven and the

earth." We believe the Bible when it says, "And the Lord formed man of the dust of the ground, and breathed into his nostrils the breath of life; and man became a living soul." We believe the Bible when it says, "Man shall not live by bread alone, but by every word that proceedeth out of the mouth of God." We believe the Bible when it says, "And hath made of one blood all nations of men for to dwell on all the face of the earth and hath determined the times before appointed and the bounds of their habitation." We believe the Bible when it says, "And David, after he had served his own generation by the will of God, fell on sleep. . ."

Now, our Father, we are assembled here to serve Thee. We believe we were created for that purpose. May then, what is done in the confine's of this room, redound to Thy honor, and glory.

In Jesus' name we pray, Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

President Bernard introduced the wife of the Chaplain, Mrs. Adams.

Senator Cain introduced Sheekumar S. Vinekar, M.D., Oklahoma City, as the Doctor of the Day.

Senator Tinsley introduced Laura Cross, R.N., Piedmont, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS:

SB 422 — Appropriations and Budget.

SB 426 — Appropriations and Budget.

DO PASS, As Amended:

SB 412 — Appropriations and Budget.

SB 420 — Appropriations and Budget.

Senator Luton presiding.

FIRST READING

The following were introduced and read the first time.

SB 448 — By Martin.

An Act relating to corporations; amending Section 1, Chapter 169, O.S.L. 1978 (18 O.S. Supp. 1979, Section 955); prohibiting certain entities from engaging in farming and ranching with certain exceptions; providing an additional exception for certain trusts; providing penalty; limiting application of the act; and providing an effective date.

SB 449 — By Howard of the Senate and Draper of the House.

An Act relating to revenue and taxation; amending Section 5, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Section 302-2); providing for continuation of the additional tax levy on cigarettes and tobacco; limiting

use of such revenues; providing for disposition of certain revenues; transferring certain funds from the general revenue fund; providing severability; and declaring an emergency.

SB 450 — By Schuelein.

An Act relating to consumer credit code; amending 14A O.S. 1971, Section 2-104; defining consumer credit sale; making exceptions; changing a certain percentage; and providing an effective date.

SB 451 — By Keller.

An Act relating to schools; amending Section 1, Chapter 91, O.S.L. 1979 (70 O.S. Supp. 1979, Section 3-104.1); prohibiting the granting of certain certificates for certain positions in accredited schools under certain circumstances; providing certain certificate shall issue only to a citizen; providing for certain provisional certificate; and providing an effective date.

SB 452 — By Keller.

An Act relating to schools; providing that only citizens shall teach in the Oklahoma State System of Higher Education; providing certain exceptions; directing codification; and providing an effective date.

SJR 44 — By Smith and Keating of the Senate and Hopkins of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the proposed amendment to the Constitution of the State of Oklahoma, by the addition of a new section to Article X, to be designated Section 9D; authorizing an additional ad valorem tax levy for a department of health; providing for election; providing for continuance of levy; providing methods for discontinuing levy; allowing joint departments of health between or among governmental subdivisions; providing for no prohibitions on other levies or public funds; providing no limitation on certain other provisions; providing Ballot Title; directing filing; and ordering a special election.

SECOND READING

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

SB 445 — Criminal Jurisprudence and then to Wildlife.

SB 446 — Public Safety and Penal Affairs.

SB 447 — County, State and Federal Government and then to Appropriations and Budget.

SJR 43 — Insurance and then to Rules.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 64 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

RESOLUTION

Senator Dahl introduced the following Resolution:

SCR 39 — By Dahl.

A Concurrent Resolution urging State cattlemen to support the Beef Research and Information Program.

Senator Dahl asked unanimous consent, which was granted, that Senator Capps and all other members of the Senate be named coauthors of **SCR 39**, which was the order.

Senator Dahl, citing Rule 8(d), asked unanimous consent that Representative Weichel be named House author of **SCR 39**, which was the order.

Senator Schuelein asked unanimous consent that his name not be added as a coauthor of **SCR 39**, which was the order.

SCR 39, as coauthored and deauthored, was read at length, adopted upon motion of Senator Dahl and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed House Bills, requesting Conference and naming Conferees, as follows:

HB 1331 — to be named later.

HB 1438 — to be named later.

HB 1460 — to be named later.

HB 1100 — Draper, Glover and Stephenson.

RESOLUTION

Senator Crow introduced the following Resolution:

SCR 40 — By Crow of the Senate and Cotner of the House.

A Concurrent Resolution memorializing the Congress of the United States to take immediate action to lessen the unfair burden placed upon the wheat producers by the wheat embargo; and directing distribution.

Senator Crow asked unanimous consent to amend **SCR 40**, by changing the words "wheat producers" to read "grain producers" every place it appears in the Resolution, which was the order.

Senator Crow, citing the provisions of Senate Rule 12, asked unanimous consent that said provisions be suspended to allow the Senate to consider **SCR 40** on this legislative day, to which unanimous consent objection was heard.

Consideration of **SCR 40**, with amendment attached, was deferred for this legislative day.

PENDING SENATE ACTION — RESOLUTION

HCR 1038, introduced and consideration deferred on Page 63, was called up for consideration.

HCR 1038 was read at length as follows, adopted upon motion of Senator Crow, properly signed and ordered returned to the Honorable House.

HCR 1038 — By Draper, Dunn, Henry and Craighead of the House and Crow of the Senate.

A Concurrent Resolution requesting the Oklahoma State Regents for Higher Education to study the feasibility of incorporating the purposes and activities of the Oklahoma Cancer Center, Inc., a private corporation, as a public service educational function and program of the College of Medicine of the University of Oklahoma Health Sciences Center; and directing a reporting of the findings and recommendations.

WHEREAS, there is a need to provide the best possible care for cancer patients within the State of Oklahoma, and to reduce the incidence and progress of cancer in the population through all possible means; and

WHEREAS, the fight against cancer in Oklahoma is being carried out by a myriad of educational institutions, hospitals, professional and scientific organizations, non-profit research organizations, public health agencies, and the like whose goals and objectives are diverse and whose activities have heretofore not been well coordinated; and

WHEREAS, there is now in existence a nonprofit corporation known as the Oklahoma Cancer Center, Inc., operating under the laws of Oklahoma which was established on June 21, 1977, to serve as a cancer clearinghouse and cooperative mechanism of the efforts of public and private institutions and organizations engaged in the attempt to arrest and eradicate cancer from the society.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF

THE 37TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. It is the intent of the Legislature that the Oklahoma State Regents for Higher Education study the purposes, structure, and operational history of the Oklahoma Cancer Center, Inc., to determine the feasibility of incorporating its purpose and activities as a public service educational function and program of the College of Medicine of the University of Oklahoma Health Sciences Center.

SECTION 2. Following the study, the State Regents shall prepare a report of their findings and recommendations and shall submit copies thereof to the Speaker of the House of Representatives and the President Pro Tempore of the Senate on or before March 1, 1980.

GENERAL ORDER

SB 394 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 394**, Page 1, by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Crow, **SB 394**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 394**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 394 was read 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Boatner, Lane, Porter, Stipe, Terrill and Wolfe.—6.

The bill and emergency passed.

SB 394 was referred for engrossment.

GENERAL ORDER

SB 414 by Crow, Boatner, and Giles of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Giles, **SB 414** was advanced to engrossment.

By unanimous consent, upon request of Senator Giles, **SB 414** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 414 was read 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Boatner, Lane, Porter, Stipe, Terrill and Wolfe.—6.

The bill and emergency passed.

SB 414 was referred for engrossment.

GENERAL ORDER

SB 407 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 407**, Page 1, by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Crow, **SB 407**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 407**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 407 was read 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Boatner, Lane, Porter, Stipe, Terrill and Wolfe.—6.

The bill and emergency passed.

SB 407 was referred for engrossment.

GENERAL ORDER

SB 410 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 410**, Page 1, by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Crow, **SB 410**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 410**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 410 was read 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—37.

Nay: Keller, Landis, McCune, Nickles and Pierce.—5.

Excused: Boatner, Lane, Porter, Stipe, Terrill and Wolfe.—6.

The bill and emergency passed.

SB 410 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 resolved itself into Executive Session.

The Senate reassembled in open session with Senator Luton presiding.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for a conference on **HB 1352** was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Lamb, York and Luton.

Senator Giles moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, January 15, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Giles, the Senate adjourned at 3:40 p.m. to meet Tuesday, January 15, 1980, at 1:30 p.m.

Fifth Legislative Day

Tuesday, January 15, 1980

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, Kilpatrick, Lamb, Landis, Lane, Leonard, 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: Keller.—1.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Adams, the guest of Lieutenant Governor Bernard, and incorporated into the Journal upon request of Senator Luton.

Our Father, we acknowledge that we need Thee. Any sensible man, any thinking man must acknowledge this.

Moses acknowledged this when he led Israel through the wilderness. Solomon

acknowledged it in his prayer, when he assumed the head of state:

“I am but a little child: I know not how to go out or to come in.”

Nehemiah needed Thee when he appeared before the king. Not to mention Esther, Daniel, Paul and others.

The fathers of our country needed Thee when they affixed their names to the Constitution of these United States.

The founding fathers of Oklahoma needed Thee when they formed the Constitution of this state.

Our Father, if these we have mentioned needed Thee, then surely this body of Senators need You to rule so great a people.

May each of these men and women say from the depths of his soul,

“I need Thee, O, I need Thee! Every hour I need Thee! O bless me now My Savior, I come to Thee!”

And as the Psalmist so graphically put it:

“I will lift mine eyes unto the hills from whence cometh my help. My help cometh from the Lord which made heaven and earth.”

Therefore, we are looking to those same hills, to the same Lord for our help.

In Jesus' Name, Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Terrill introduced student nurses, Bridgette Pekah and Levada Tillman and introduced Delores Kruger, R.N., Lawton, as Nurse of the Day and C. Victor Williams, M.D., Lawton, as Doctor of the Day.

COMMITTEE REPORTS

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

DO PASS, As Amended:

CS for **HB 1077** — Judiciary, as co-authored by Kilpatrick and Cain.

CS for **HB 1466** — Judiciary, as co-authored by McDaniel, Capps and Luton, 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 453 — By Miller.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 951, as amended by Section 20, Chapter 246, O.S.L. 1972 (63 O.S. Supp. 1979, Section 951); providing for transporting bodies for autopsy or scientific tests; setting

fees; providing for payment; and providing an effective date.

SB 454 — By Berrong.

An Act relating to securities; amending 71 O.S. 1971, Sections 2, as last amended by Section 1, Chapter 89, O.S.L. 1976 and Section 1, Senate Joint Resolution No. 74, O.S.L. 1976, 401, as last amended by Section 1, Chapter 170, O.S.L. 1978, and 408, as amended by Section 2, Chapter 162, O.S.L. 1973 (71 O.S. Supp. 1979, Sections 2, 401 and 408); defining terms; providing certain exemptions from the registration of securities and the filing of sales literature for securities; creating civil liabilities for certain persons who deal in securities; providing a statute of limitations for suits under this act; limiting the bringing of a suit in certain circumstances; voiding certain contract provisions; requiring certain contract provisions; limiting rights and remedies; requiring financial reports from certain persons; providing certain exemptions; repealing 71 O.S. 1971, Section 405, as amended by Section 2, Chapter 170, O.S.L. 1978 (71 O.S. Supp. 1979, Section 405); and directing codification.

SB 455 — By Murphy.

An Act relating to waters and water rights; amending Section 10, Chapter 254, O.S.L. 1972, as amended by Section 7, Chapter 170, O.S.L. 1975 (82 O.S. Supp. 1979, Section 1324.10); stating the powers of rural water, sewer, gas and solid waste management districts; adding the power to contract for fire protection; requiring a certain report to be filed; and declaring an emergency.

SB 456 — By Young.

An Act relating to waters and water rights; amending Section 10, Chapter 254, O.S.L. 1972, as amended by Section 7, Chapter 170, O.S.L. 1975 (82 O.S. Supp. 1979, Section 1324.10); stating the powers of rural water, sewer, gas and solid waste management districts; adding the power to

contract for fire protection; requiring a certain report to be filed; and declaring an emergency.

SB 457 — By Luton.

An Act relating to courts; amending 20 O.S. 1971, Section 92f; providing for district judges in Judicial District No. 15; adding a judge; providing residency requirements; providing for appointment, term of office, nomination and election; and declaring an emergency.

SB 458 — By Smith.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 854, 855 and 858; providing for self-inspection of motor vehicles; making self-inspection an alternative method; making inspections annual; providing for rules and regulations; designating official inspection stations; providing for permits and affidavits; providing for inspection fees and records; and declaring an emergency.

SB 459 — By Smith.

An Act relating to cities and towns; amending Sections 51-102, 51-103, 51-105, 51-109 and 51-111, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Sections 51-102, 51-103, 51-105, 51-109 and 51-111); making certain supervisory fire-fighters a separate entity for collective bargaining purposes; defining terms; providing collective bargaining rights for certain entities; providing for petition, hearing and elections; providing for certain meetings and agreements; stating factors arbitrators shall consider; providing for contents of agreements; directing codification; and providing an effective date.

SB 460 — By Smith of the Senate and Townsend of the House.

An Act relating to cities and towns; amending Section 29-102, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Section 29-102); providing for full-time fire chief for cities with a paid fire department;

prescribing duties; providing for accountability to certain persons; and providing an effective date.

SB 461 — By Keating.

An Act relating to prisons and reformatories; providing for effect of unconditional pardon; prohibiting denial of employment opportunities on the basis of a pardon or the crime for which a pardon has been granted; directing codification; and providing an effective date.

SJR 45 — By Stipe of the Senate and Harbin of the House.

A Joint Resolution relating to public lands; directing the leasing of certain lands to the Pittsburg County Fair Board Authority; providing terms; and directing distribution.

SECOND READING

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

SB 448 — Agriculture and then to Business, Industry and Labor Relations.

SB 449 — Appropriations and Budget.

SB 450 — Business, Industry and Labor Relations.

SB 451 — Education, Common.

SB 452 — Education, Higher.

SJR 44 — Public and Mental Health and then to County, State and Federal Government.

BILLS REFERRED TO CALENDAR

Pursuant to Rule 8(g), Senator Lane, on behalf of President Pro Tempore Howard, announced that the following bills would appear on the Calendar for Wednesday, January 16, 1980, under the General Order heading of business:

SB 256 — By Taliaferro.

HB 1016 — By Howell.

HB 1218 — By Keating.

HB 1316 — By Tinsley.
HB 1403 — By Lamb.
HB 1404 — By Lamb.
HB 1413 — By Lamb.
HB 1492 — By Lamb.
HB 1511 — By Tinsley.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 394, 407, 410 and 414 and SCR 39 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

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 as Senate Conferees the following:

HB 1331 — Senators Berrong, Martin and Giles.
HB 1438 — Senators Lamb, Tinsley and Dahl.
HB 1460 — Senators Rozell, Stipe and Luton.
HB 1100 — Senators Terrill, Cain and Murphy.

GENERAL ORDER

SB 412 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 412** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 412** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 412 was read 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, Leonard, 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: Keller.—1.

The bill and emergency passed.

SB 412 was referred for engrossment.

GENERAL ORDER

SB 420 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 420** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 420** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 420 was 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, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wolfe, York and Young.—40.

Nay: Berrong, Keating, Landis, Leonard, McCune, Pierce and Watson.—7.

Excused: Keller.—1.

The bill and emergency passed.

SB 420 was referred for engrossment.

PENDING SENATE ACTION — RESOLUTION

SCR 40, amended and deferred on Page 67, was called up for consideration.

Senators Tinsley, Howard and Nickles asked to be named coauthors of **SCR 40**, which was the order.

Senator Keating asked unanimous consent that **SCR 40**, as coauthored and amended, be read at length, which was the order.

Senator Terrill moved to amend **SCR 40**, Page 1, Line 27, by striking after the word "of" on Line 27, and through the word "and" on Line 28, the language on Lines 27 and 28 and substituting therefor, the following: "the Soviet Union's blatant aggression against Afghanistan and the resulting retaliatory actions by the government of the United States; and".

Senator Young moved, as an in-lieu motion to the Terrill motion to amend, to refer **SCR 40** to the Committee on Rules.

Senator Terrill moved to table the Young in-lieu motion to refer, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cate, Crow, Lamb, Lane, Leonard, Nickles, Porter, Rozell, Stipe, Terrill and Tinsley.—12.

Nay: Berrong, Birdsong, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Schuelein, Smith, Taliaferro, Vann, Watson, Wolfe, York and Young.—34.

Excused: Howard and Keller.—2.

Senator Young pressed for adoption of his in-lieu motion to refer **SCR 40** to the Committee on Rules.

Senators Smith, Crow and Stipe raised points of order, stating that the Rules Committee had previously met and discussed **SCR 40**.

Senator Lamb voiced an inquiry of the Chair as to the disposition of **SCR 40** and had not **SCR 40** been introduced, considered and deferred on the last legislative day, with no formal motion to commit said Resolution to the Rules Committee.

The Chair ruled that consideration of **SCR 40** was deferred for one legislative day under the provisions of Senate Rule 12(b) and not referred to the Committee on Rules and was properly before the Senate at this time for consideration.

Senator Stipe moved as a substitute motion to the Young motion to refer **SCR 40** to the Committee on Rules with instructions.

The Chair ruled that the Young motion was a prior motion, citing the provisions of Senate Rule 20(c)(9) as the Young motion was to commit without instructions; the Stipe substitute motion to commit with

instructions, reference Senate Rule 20(c)(15), was ruled an inferior motion.

The Young in-lieu motion to refer **SCR 40** to the Committee on Rules was now before the Senate. On the question of adoption, the Presiding Officer declared the Young Motion adopted upon a voice vote.

SCR 40, as coauthored and amended, was referred to the Committee on Rules.

MESSAGE FROM THE HOUSE

Advising pursuant to 74 O.S. 1971, § 1410, the following members of the House of Representatives are hereby appointed by the Speaker to serve on the Joint Legislative Ethics Committee, which appointment shall be effective for one (1) year from January 2, 1980:

Stephenson, Vice Chairman
Steward
Hill

COMMITTEE APPOINTMENTS

Senator Lane announced the appointment by President Pro Tempore Howard of Senators Dahl, Chairman, Green and Martin as Senate members to serve on the Joint Legislative Ethics Committee, pursuant to 74 O.S. 1971, § 1410, which appointment shall be effective for one (1) year from January 2, 1980.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1038**.

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

DECLARATION OF VOTES

Senators Terrill, Boatner and Stipe asked that the record reflect had they been present at the time of third reading and final passage when the votes were taken, they would have voted "Aye" on the following bills: **SBs 394, 407, 410 and 414**.

UNANIMOUS CONSENT REQUEST

Senator Terrill, Chairman of the Committee on Rules, asked unanimous consent that the following amendment to Senate Rule 31(b) be adopted, pending consideration by the Senate on the proposed amendments to Senate Rules to be reflected in a report on some future legislative day:

"Rule 31(b) When the Senate adjourns, it shall be to [1:00] **1:30 P.M. [of the next succeeding day], ON MONDAY, TUESDAY AND WEDNESDAY AND 12:00 P.M. ON THURSDAY**, unless another day and hour shall be specifically named."

The unanimous consent request of Senator Terrill, no objection being heard, was granted by the Presiding Officer.

Senator Lane asked unanimous consent to revert to that order of business of committee reports, which was the order.

COMMITTEE REPORT

The following was reported by the Committee named, ordered printed and placed on the Calendar:

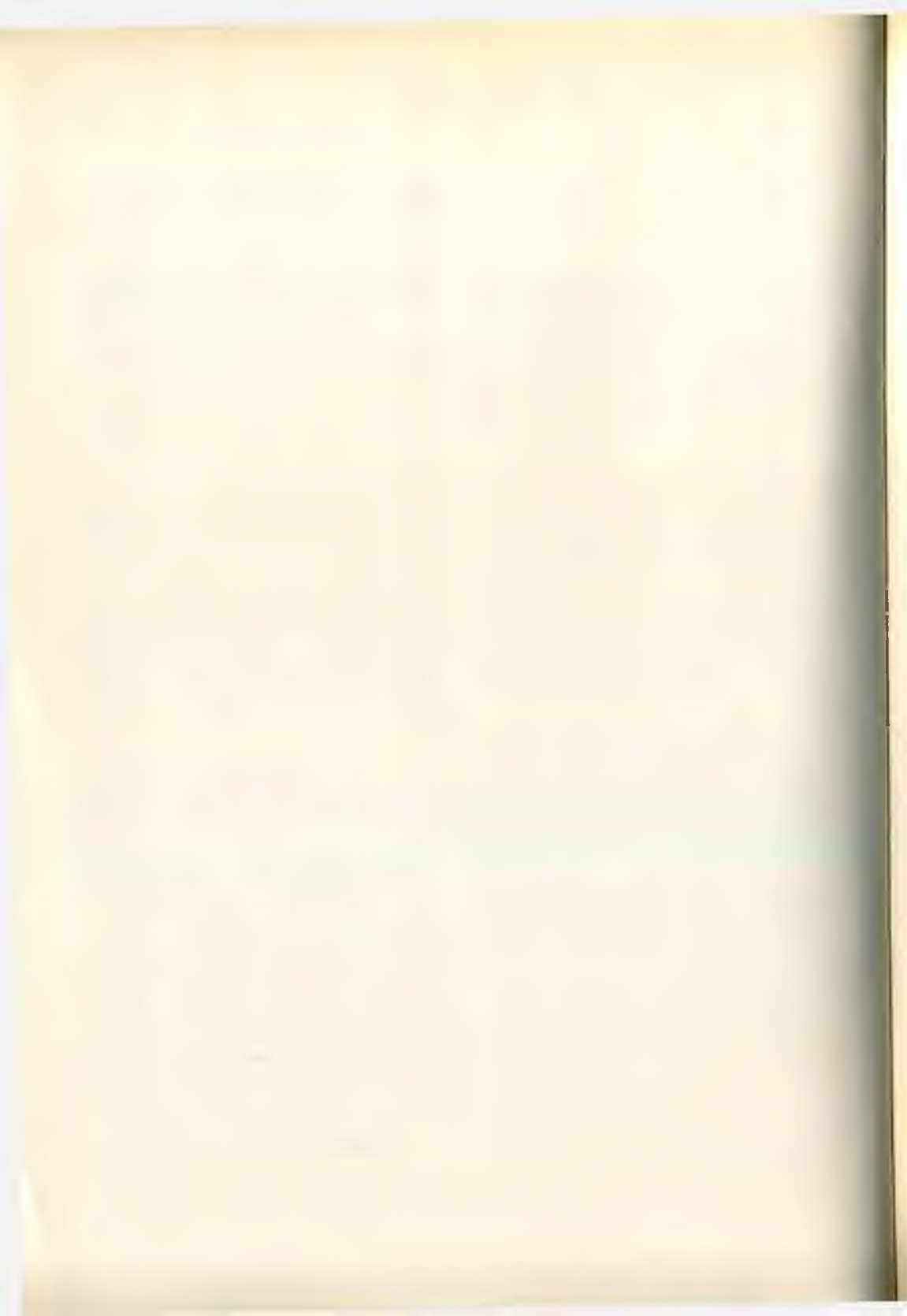
DO PASS, as amended:

SCR 40 — Rules.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand

adjourned to meet Wednesday, January 16, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:30 p.m. to meet Wednesday, January 16, 1980, at 1:30 p.m.



Sixth Legislative Day

Wednesday, January 16, 1980

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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—45.

Excused: Murphy, Wolfe and Young.—

3.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Adams, the guest of Lieutenant Governor Bernard, and incorporated into the Journal upon request of Senator Luton.

Our Father, there is no reason for these men, or any other men for that matter, to walk in darkness, when You have plainly said,

“Thy word is a lamp unto my feet, and a light unto my pathway.”

But there are other resources of light that are available, such as prayer. The Apostles’ exhortation is,

“Let us come boldly to the throne of grace, that we may obtain mercy, and find grace to help in time of need.”

James’ instruction to us, is,

“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.”

Our Father, so often the reason we “have not, is because we ask not.” If what we are doing is not important enough to include You, then it is not important.

If the decisions that are made in this chamber are right, and are of Thee, then these men must have Divine direction.

You have promised us direction. We are asking for it. We claim it, in Jesus’ Name, Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

COMMITTEE REPORTS

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

DO PASS:

- SB 379** — Judiciary.
- SB 382** — Appropriations and Budget.
- SB 383** — Appropriations and Budget.
- SB 384** — Appropriations and Budget.
- SB 388** — Appropriations and Budget.
- SB 389** — Appropriations and Budget.
- SB 390** — Appropriations and Budget.
- SJR 39** — Judiciary.

DO PASS, as amended:

- SB 378** — Judiciary.
- SB 387** — Appropriations and Budget.
- HB 1079** — Education, Common, as coauthored by Boatner, and be referred to Committee on Retirement and Administration by previous order.

FIRST READING

The following were introduced and read the first time.

SB 462 — By Vann of the Senate and Kerr of the House.

An Act relating to mental health; creating a Special Commission on Aging; providing membership and purpose; requiring certain reports; permitting compensation and travel expenses; and directing codification.

SB 463 — By Boatner.

An Act relating to banks and trust companies; amending 6 O.S. 1971, Section 415, as amended by Section 1, S.J.R. 33, O.S.L. 1971; authorizing drive-in and walk-up facilities; providing for certificates issued by banking board; authorizing certain banking functions; providing for injunctions; authorizing extended service facilities; providing for location; providing for subsequent charters; authorizing banking

functions; providing application fee; providing penalties; repealing 6 O.S. 1971, Section 415, as amended by Section 1, Chapter 132, O.S.L. 1971 and Subsection A of Section 415, as amended by Section 11, Chapter 352, O.S.L. 1971; and providing an effective date.

SB 464 — By Boatner.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 820; providing penalties for violating certain provisions relating to motorboats and vessels; and providing an effective date.

SB 465 — By Cain.

An Act relating to schools; amending 70 O.S. 1971, Section 1-116, as amended by Section 1, Chapter 193, O.S.L. 1973 (70 O.S. Supp. 1979, Section 1-116); defining certain terms; expanding the definition of principal by requiring administrative certificates of teaching principals and expanding certain administrative duties; and providing an effective date.

SB 466 — By Cain.

An Act relating to schools; amending Section 11, Chapter 238, O.S.L. 1978, as amended by Section 5, Chapter 286, O.S.L. 1979 (70 O.S. Supp. 1979, Section 17-116.2); modifying conditions and procedures for retirement under the system; providing for related educational governmental services with time restrictions; providing general administration procedures including duties of Board of Trustees and requirements for actuarial studies and determinations; specifying certain fiscal limits on executive secretary; authorizing certain personnel upgradings; increasing retirement benefits for certain annuitants; changing conditions of contributions and benefits within the system; and providing an effective date.

SJR 46 — By Porter of the Senate and Sparkman of the House.

A Joint Resolution designating additional names for the Department of Public Welfare,

Oklahoma Public Welfare Commission and Director of Public Welfare; amending 56 O.S. 1971, Section 162.1; defining meaning of certain names; and declaring an emergency.

SJR 47 — By Howard of the Senate and Draper of the House.

A Joint Resolution directing the Tax Commission to impose a limited moratorium on the collection of certain sales taxes; and directing distribution.

SECOND READING

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

SB 453 — Public and Mental Health.

SB 454 — Business, Industry and Labor Relations and then to County, State and Federal Government.

SB 455 — Environmental and Natural Resources.

SB 456 — Environmental and Natural Resources.

SB 457 — Judiciary.

SB 458 — County, State and Federal Government.

SB 459 — Municipal Government.

SB 460 — Municipal Government.

SB 461 — Public Safety and Penal Affairs and then to Judiciary.

SJR 45 — County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1531, 1540, 1542, 1543, 1544, 1545 and 1547.**

HB 1531 — By Poulos, Baughman, Ford, Cotner, Combs, Cowan, Davis (Frank), Dunn, Townsend and Wilson.

An Act relating to public health and safety; repealing Sections 1 and 2, Chapter 257, O.S.L. 1974, Section 3, Chapter 257, O.S.L. 1974, as amended by Section 2, Chapter 102, O.S.L. 1979, Sections 4, 5,

6, 7 and 8, Chapter 257, O.S.L. 1974, Section 9, Chapter 257, O.S.L. 1974, as amended by Section 5, Chapter 287, O.S.L. 1978, and Section 4, Chapter 287, O.S.L. 1978 (63 O.S. Supp. 1979, Sections 2451 through 2460), which provide for the Oklahoma Factory Manufactured Mobile Home Board; providing an effective date; and declaring an emergency.

HB 1540 — By Poulos, Baughman, Ford, Combs, Cowan, Davis (Frank), Dunn, Townsend and Wilson of the House and Crow of the Senate.

An Act relating to historical societies and associations; repealing 53 O.S. 1971, Sections 321 through 323; terminating the Carl Albert Memorial Commission in accordance with the Oklahoma Sunset Law; providing an effective date; and declaring an emergency.

HB 1542 — By Poulos, Baughman, Ford, Combs, Cowan, Davis (Frank), Dunn, Townsend and Wilson of the House and Crow of the Senate.

An Act relating to children; amending 10 O.S. 1971, Section 361; recreating the Santa Claus Commission in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership and duties; and declaring an emergency.

HB 1543 — By Poulos, Baughman, Ford, Combs, Cowan, Davis (Frank), Dunn, Townsend and Wilson.

An Act relating to public health and safety; repealing 63 O.S. 1971, Sections 47.1 through 47.5, which provide for the Medical Research Commission; providing an effective date; and declaring an emergency.

HB 1544 — By Poulos, Baughman, Ford, Combs, Cowan, Dunn, Townsend and Wilson of the House and Crow of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 931, as amended by Section 1, Chapter

246, O.S.L. 1972 (63 O.S. Supp. 1979, Section 931); recreating the Board of Medico-legal Investigations in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership, officers, compensation and administration of meetings; and declaring an emergency.

HB 1545 — By Poulos, Baughman, Ford, Combs, Cowan, Davis (Frank), Dunn, Townsend and Wilson of the House and Crow of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Section 201; recreating the Oklahoma Center for Criminal Justice in accordance with the Oklahoma Sunset Law; and declaring an emergency.

HB 1547 — By Poulos, Baughman, Ford, Combs, Cowan, Davis (Frank), Dunn, Townsend and Wilson of the House and Crow of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Section 3311, as last amended by Section 1, Chapter 211, O.S.L. 1977 (70 O.S. Supp. 1979, Section 3311); recreating the Council on Law Enforcement Education and Training in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership, officers, compensation, duties, expenses and certification procedures; and declaring an emergency.

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

MESSAGE FROM THE HOUSE

Advising the naming of Conferees for previously requested Conference on Engrossed House Bill, as follows:

HB 1438 — Rieger, Wilson and McCorkell.

PENDING SENATE ACTION — RESOLUTION

SCR 40, introduced on Page 67, and considered on Page 75, was called up for consideration.

SCR 40, as coauthored and amended, was read at length as follows, adopted upon motion of Senator Crow and ordered referred for engrossment.

SCR 40 — By Crow, Tinsley, Howard and Nickles of the Senate and Cotner of the House.

A Concurrent Resolution memorializing the Congress of the United States to take immediate action to lessen the unfair burden placed upon the grain producers by the grain embargo; and directing distribution.

WHEREAS, American grain producers, with love of country and the principles of freedom, stand in unified opposition to the Soviet military invasion of Afghanistan; and

WHEREAS, our history shows no reluctance on the part of the American people to face hardships or adversities, provided only that there is fairness and justice in the distribution of sacrifice for the attainment of a common good; and

WHEREAS, the grain producers of this country and this state are bearing a disproportionate burden of sacrifice and hardship as a direct consequence of the Soviet Union's blatant aggression against Afghanistan and the resulting retaliatory actions by the government of the United States; and

WHEREAS, American grain producers have produced a bountiful harvest, upon expectations encouraged and fostered by the previous pronouncements and policy of the federal government of large foreign trade with the Soviet Union; and

WHEREAS, the financial loss to American grain producers occasioned by the abrupt shift in the foreign policy of the United States is conservatively estimated in excess of Two Billion Dollars; and

WHEREAS, Oklahoma grain farmers will sustain a loss in excess of One Hundred Sixty-eight Million Dollars; and

WHEREAS, these financial losses will multiply as the effect spreads to rural communities and the American economy as a whole, threatening the lifeblood of American agriculture, seriously affecting merchants, suppliers and all who depend upon the health of the farm economy, in a manner reminiscent of the agricultural economy in the years preceding the Great Depression; and

WHEREAS, grain producers have borrowed funds and made commitments for purchase of implements, land, and operating expense, seemingly secure in the belief that a hungry world stood ready to make a market for all that could be efficiently produced; and

WHEREAS, the shortage of rail transportation and storage facilities, already at crisis proportions, will be complicated by President Carter's decision, in the absence of extraordinary and immediate action; and

WHEREAS, grain producers squeezed by monetary policy and inflation can ill afford further attack at the conclusion of a decade marked by a series of policy decisions sacrificing the legitimate needs of American farmers.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Legislature of Oklahoma does hereby memorialize the Congress of the United States to take immediate and decisive action to avert an agricultural crisis of the highest magnitude and lessen the disproportionate burden of sacrifice and hardship borne by American grain producers.

SECTION 2. Copies of this Resolution shall be distributed to the President of the United States, the Oklahoma Congressional delegation, to each Governor of every state in the Union, and to each President Pro Tempore of the Senate and Speaker of the House of Representatives of the Legislatures of every state in the Union which have such offices.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1039**.

HCR 1039 — By Sparkman, Bradley, Bengtson, Denman, Johnson (A.V.), Abbott, Stephenson, Murphy, Hopkins, Wilson, Monks, Caldwell, McIntyre, Elder, Fitzgibbon, Duke and Taylor of the House and Porter of the Senate.

A Resolution directing the Department of Public Welfare to make emergency energy payments to certain Oklahoma families on limited income.

Consideration of the Resolution was deferred for this Legislative 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, desire to make the following proposals for amendments and recommends the following committee assignments:

1. Senator Cullison to be named Vice Chairman of the Committee on Wildlife.
2. Senator Murphy to be named to the Committee on Rules.
3. Senator Leonard to be appointed as a member of the committees on:

Agriculture
Education, Higher
Oil, Gas and Energy
Roads and Highways.

4. The following committee to be added to the list of Standing Committees of the Senate for the Second Regular Session of the 37th Legislature:

COMMITTEE ON AGING

5. The following Senators to be named to the Standing Committee on Aging:

Cain, Chairman
Crutcher, Vice Chairman
Rozell
Schuelein
Vann

6. The following proposed amendments to the first paragraph and paragraph (b) of Senate Rule 8:

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 $\frac{2}{3}$ majority of the Senate agrees thereto:

1. AGING
2. Agriculture
3. Appropriations and Budget
4. Banks and Banking
5. Business, Industry and Labor Relations
6. Constitutional Revision and Regulatory Services
7. County, State and Federal Government
8. Criminal Jurisprudence
9. Education, Common
10. Education, Higher
11. Elections and Privileges
12. Engrossed and Enrolled Bills
13. Environmental and Natural Resources
14. Insurance

15. Judiciary
16. Municipal Government
17. Oil, Gas and Energy
18. Public and Mental Health
19. Public Safety and Penal Affairs
20. Retirement and Administration
21. Revenue and Taxation
22. Roads and Highways
23. Social Welfare
24. Wildlife

(b): No member of the Senate shall serve on more than **[four]** FIVE Standing Committees; membership on the Committee on Engrossed and Enrolled Bills shall not count in this limitation.

RULE 31(b):

When the Senate adjourns, it shall be to 1:30 p.m. on Monday, Tuesday and Wednesday and 12:00 p.m. on Thursday, unless another day and hour shall be specifically named.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 412 and 420 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 265 and 278**, each as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 265 were read as follows and consideration deferred.

Authors: Add the following coauthors: Abbott, Thompson (Don) and Cole of the House.

Amendment No. 1. Amend Page 2, Line 9, by deleting the figures and comma "49-120," and on Line 10, by inserting after the figures "1977" and before the comma "," the following language: "(11 O.S. Supp. 1979, Sections 49-121 and 49-133)".

Amendment No. 2. Amend Page 2, Line 11, by changing the word "operative" to "effective" and changing the figures "1979" to "1980".

Amendment No. 3. Amend Page 2, Line 11½, by inserting a new "SECTION 4" to read as follows:

"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."

Amendment No. 4. Amend Page 1, Line 12 of the Title, by changing the words "OPERATIVE DATE" to "EFFECTIVE DATE" and by adding the word "EMERGENCY".

HOUSE AMENDMENTS

HAs to SB 278 were read as follows and consideration deferred.

Authors: Add the following coauthors: Abbott and Cole of the House.

Amendment No. 1. Amend Page 1, Line 16, by striking "1978" and inserting "1979".

Amendment No. 2. Amend Page 4, Line 1, by striking the word "operative" and inserting the word "effective", and by striking "1979" and inserting "1980".

Amendment No. 3. Amend the Title on Page 1, Line 10, by inserting the words "EFFECTIVE DATE" before the word "EMERGENCY".

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 Schuelein, advised and consented to the confirmation of RON COKER as member at large to the Board of Directors for the Grand River Dam Authority, to serve a seven (7) year term ending January 1, 1987, and effective upon Senate confirmation. Mr. Coker will succeed John Wright.

RESOLUTION

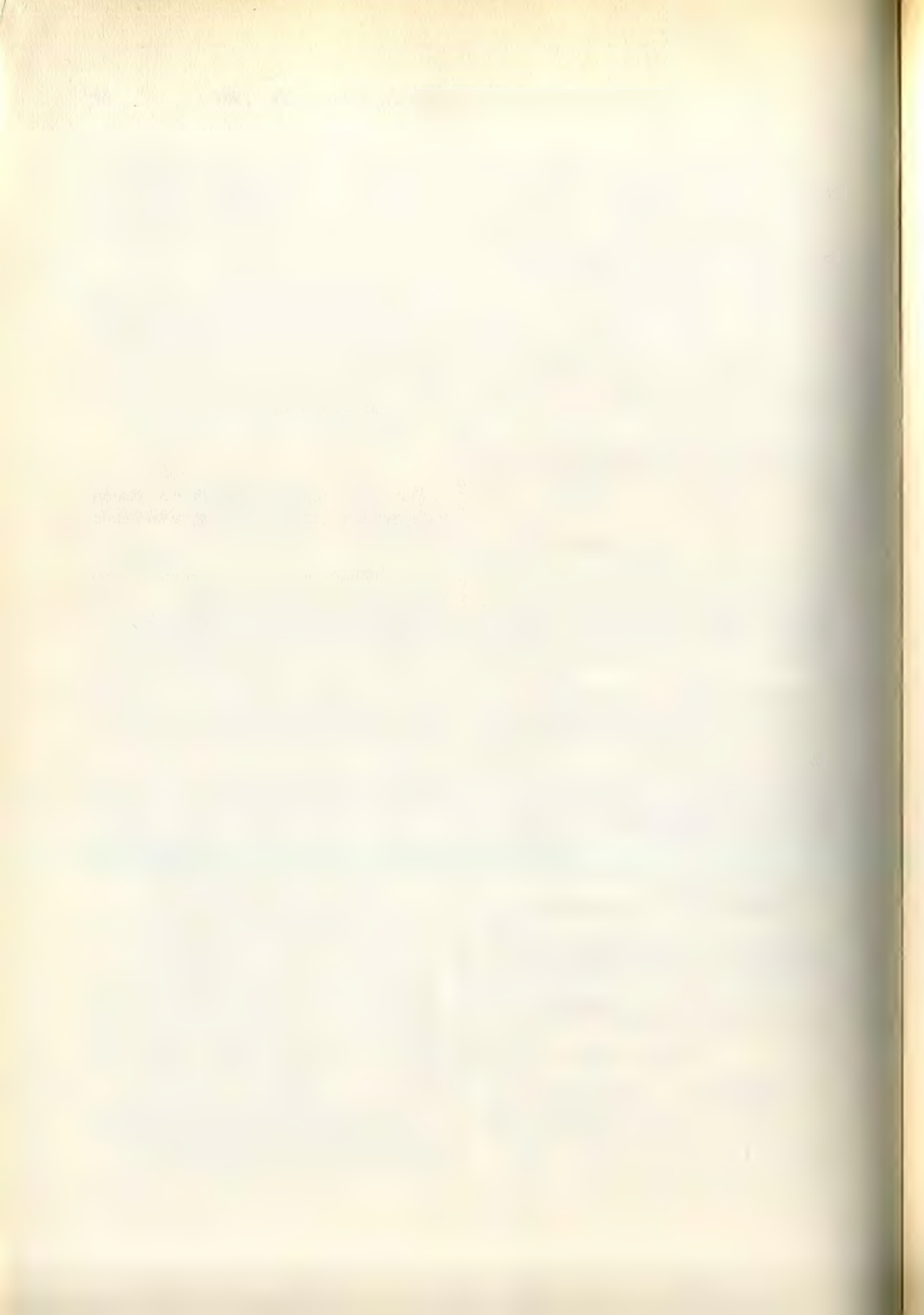
Senator Cain introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 65 — By Cain and McCune.

A Resolution commending John L. Peters for his work with World Neighbors.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 17, 1980, at 9:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:00 p.m. to meet Thursday, January 17, 1980, at 9:00 a.m.



Seventh Legislative Day

Thursday, January 17, 1980

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, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Stipe, Terrill, Vann, Watson and York.—34.

Excused: Capps, Cate, Crow, Howell, Johnson, Keating, Kilpatrick, Lane, Murphy, Rozell, Taliaferro, Tinsley, Wolfe and Young.—14.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Adams, the guest of Lieutenant Governor Bernard, and incorporated into the Journal upon request of Senator Luton.

Our Father, thank Thee for allowing us to live in the land of the free, and home of the brave.

Thank Thee, for life, liberty and the pursuit of happiness.

Thank Thee, for the opportunities and responsibilities of living in America.

Thank Thee for the opportunity to worship Thee according to the dictates of our conscience.

Thank Thee for the Bible which tells us how to be saved, how to live, how to build churches and governments.

Thank Thee for letting us live under Old Glory, whose stars and stripes have never flown under an enemy flag.

Thank Thee, that as a nation we have never gone to bed hungry.

Our Father, bless our Governor and Lt. Governor. Bless this Senate and House of Representatives. Bless our State that it may long be a conscience for righteousness in the Union. Bless the deliberations that shall follow in this chamber.

In Jesus' Name, Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

On behalf of Senator Tinsley, Senator Luton introduced Carroll Holsted, M.D., Kingfisher, as the Doctor of the Day.

COMMITTEE REPORTS

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

DO PASS:

SJR 43 — Insurance, and be referred to Committee on Rules by previous order.

DO PASS, as amended:

SB 363 — Revenue and Taxation, as authored by Combs.

SB 374 — Revenue and Taxation. Recorded Roll Call Vote on amendment No. 3.

SB 385 — Appropriations and Budget.

FIRST READING

The following were introduced and read the first time.

SB 467 — By Howard.

An Act relating to labor; amending 40 O.S. 1971, Section 221, as amended by Section 6, Chapter 77, O.S.L. 1977 (40 O.S. Supp. 1979, Section 221); modifying provisions for the Executive Director of the Employment Security Commission; providing for certain powers and duties of the Employment Security Commission; requiring gubernatorial appointment with the advice and consent of the Senate of the Executive Director; providing that the Executive Director shall serve at the pleasure of the Governor; providing for the creation of a State Advisory Council and prescribing powers, duties and procedures; providing maintenance of records; provid-

ing hearings and procedures before the Commission; limiting disclosure; and declaring an emergency.

SB 468 — By Lamb of the Senate and Twidwell of the House.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 2-117, and Sections 2 and 5, Chapter 292, O.S.L. 1979 (47 O.S. Supp. 1979, Sections 22.4-3 and 22.23-1); providing for police authority of Department of Public Safety; providing for licensing and registration of vehicles; providing for decals; providing certain requirements and specifications of plates; providing for temporary plates; requiring the carrying of the registration certificate in or upon the vehicle; stating certain offenses; providing penalties; and providing an effective date.

Senator Smith asked unanimous consent that the Rules be suspended and when **SJR 46** and **47** are read the second time, said joint resolutions be referred direct to the Calendar, which was the order.

SECOND READING

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

SB 462 — Aging.

SB 463 — Banks and Banking.

SB 464 — Public and Mental Health.

SB 465 — Education, Common and then to Appropriations and Budget.

SB 466 — Education, Common and then to Appropriations and Budget.

SJR 46 — Direct to Calendar.

SJR 47 — Direct to Calendar.

HB 1531 — Public and Mental Health.

HB 1540 — County, State and Federal Government.

HB 1542 — County, State and Federal Government.

HB 1543 — County, State and Federal Government.

HB 1544 — County, State and Federal Government.

HB 1545 — County, State and Federal Government.

HB 1547 — County, State and Federal Government.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 40 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

BILL WITHDRAWN — REFERRED

Senator Smith asked unanimous consent, which was granted, that **SB 458** be withdrawn from the Committee on County, State and Federal Government and referred to the Committee on Public Safety and Penal Affairs.

PENDING SENATE ACTION — RESOLUTION

HCR 1039, introduced on Page 83, was called up for consideration.

Senators Stipe, Smith, Boatner, Schuelein, Dahl, Cullison, McDaniel, Cain and Birdsong asked to be named coauthors of **HCR 1039**, which was the order.

HCR 1039, as coauthored, was read at length, adopted upon motion of Senator Porter, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION — RESOLUTION

SR 65, introduced on Page 85, was called up for consideration.

SR 65 was read at length as follows:

SR 65 — By Cain and McCune.

A Resolution commending John L. Peters for his work with World Neighbors.

WHEREAS, John L. Peters has labored for over a quarter of a century to transform a vision of world peace and brotherhood, founded upon the highest ethical and moral principles, into a tangible social force bettering the lives of countless thousands throughout the world; and

WHEREAS, John L. Peters began his crusade for freedom from want and despair from his ministry in Oklahoma City, inspiring, by unshakeable conviction and moral leadership, the creation of a means for individuals to extend their hands in friendship and common purpose; and

WHEREAS, John L. Peters founded, and continues to guide, World Neighbors, an organization that assists those in need to help themselves; and

WHEREAS, World Neighbors, through its emphasis upon voluntary efforts toward total long-term development respecting the dignity and capability of the local population, set innovative patterns for governments and international organizations to follow; and

WHEREAS, World Neighbors, through its headquarters in Oklahoma City, reaches out to the less fortunate in lands throughout the world; and

WHEREAS, the work of this man stands as a continuous reminder of the essential decency and goodness of the human family, and the power of a single man's vision to sway the course of events; and

WHEREAS, John L. Peters and World Neighbors is a source of pride for all Oklahomans.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

THAT the members of the Oklahoma Senate, for themselves as individuals and on behalf of their constituents, commend John L. Peters for his work in helping those in need throughout the world.

Senator Cain asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 65**.

SR 65, as coauthored, was adopted upon motion of Senator Cain and ordered referred for enrollment.

PENDING SENATE ACTION — RULES COMMITTEE REPORT

Senator Terrill, Chairman of the Committee on Rules, moved that the proposed amendments to the Senate Rules, shown on Pages 83 and 84 of the Journal, be adopted, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Schuelein, Stipe, Terrill, Vann, Watson and York.—33.

Excused: Capps, Cate, Crow, Howell, Johnson, Keating, Kilpatrick, Lane, Murphy, Rozell, Smith, Taliaferro, Tinsley, Wolfe and Young.—15.

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

UNANIMOUS CONSENT REQUEST — COMMITTEE APPOINTMENTS

Senator Terrill, on behalf of the Committee on Rules, asked unanimous consent that the Journal reflect the following lists of Standing Committees, plus the Committee on Rules, as amended and adopted, for the Second Regular Session of the 37th Legislature, and that same be incorporated in the Journal for this legislative day:

RULES COMMITTEE-15

Terrill, Chairman
Tinsley, Vice Chairman

Birdsong	Luton
Boatner	Martin
Cate	Murphy
Crow	Rozell
Green	Stipe
Lamb	York
Lane	

STANDING COMMITTEES

AGING-5

Cain, Chairman
Crutcher, Vice Chairman

Rozell	Vann
Schuelein	

AGRICULTURE-11

Dahl, Chairman
Capps, Vice Chairman

Boatner	Martin
Giles	Miller
Landis	Taliaferro
Leonard	Vann
McDaniel	

APPROPRIATIONS AND
BUDGET-14

Crow, Chairman
Boatner, Vice Chairman

Cate	Pierce
Crutcher	Randle
Johnson	Rozell
Kilpatrick	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-14

Randle, Chairman
Rozell, Vice Chairman

Cain	Luton
Capps	Martin
Cummins	Murphy
Howell	Terrill
Kilpatrick	Watson
Lamb	Young

EDUCATION, HIGHER-10

Rozell, Chairman
Cate, Vice Chairman

Johnston	Murphy
Lane	Randle
Leonard	Schuelein
Miller	Watson

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 Nickles
Martin

INSURANCE-8

Birdsong, Chairman
Green, Vice Chairman

Berrong Porter
Keller Smith
Luton Young

JUDICIARY-10

Clifton, Chairman
Johnston, Vice Chairman

Cain Lamb
Green Luton
Keating Wolfe
Keller Young

MUNICIPAL GOVERNMENT-7

Howell, Chairman
Keller, Vice Chairman

Cain Schuelein
Clifton Smith
Keating

OIL, GAS AND ENERGY-7

Giles, Chairman
Dahl, Vice Chairman

Cummins McDaniel
Landis Pierce
Leonard

PUBLIC AND MENTAL HEALTH-7

Martin, Chairman
Wolfe, Vice Chairman

Combs Johnson
Crow Keating
Crutcher

PUBLIC SAFETY AND PENAL AFFAIRS-8

Schuelein, Chairman
Landis, Vice Chairman

Dahl McCune
Johnson Porter
Johnston Watson

RETIREMENT AND ADMINISTRATION-6

Young, Chairman
Nickles, Vice Chairman

Berrong Crow
Boatner 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-8

Stipe, Chairman
Cummins, Vice Chairman

Cullison	Miller
Landis	Tinsley
Leonard	Vann

SOCIAL WELFARE-5

Porter, Chairman
Combs, Vice Chairman

Giles	Taliaferro
Lane	

WILDLIFE-5

Johnson, Chairman
Cullison, Vice Chairman

Dahl	Tinsley
Taliaferro	

Senator Stipe moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, January 21, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Stipe, the Senate adjourned at 9:30 a.m. to meet Monday, January 21, 1980, at 1:30 p.m.

ORIGINAL ARTICLES

THE EFFECT OF THE
VITAMIN C ON THE
HEALTH OF THE
HUMAN BEING
BY DR. J. H. H. H. H.
OF THE UNIVERSITY OF
CHICAGO
[Abstract of article text]

THE EFFECT OF THE
VITAMIN C ON THE
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[Continuation of article text]

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[Continuation of article text]

Eighth Legislative Day

Monday, January 21, 1980

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, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Excused: Keating, Nickles, Porter, Smith, Stipe, Terrill and Wolfe.—7.

Senator Cate declared a quorum present.

The prayer was offered by Reverend Russell Clearman, Woodland Acres Baptist Church, Tulsa, the guest of President Pro Tempore Howard.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator McCune introduced Daniel M. Lane, M.D., Oklahoma City, as Doctor of the Day.

Senator York introduced Cathy Howe, R.N., Oklahoma City, and Senator Combs introduced Lola Wilmes, R.N., Oklahoma City, as Nurses of the Day.

COMMITTEE REPORTS

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

DO PASS, as amended:

CS for SB 428 — Agriculture, as co-authored by Boatner, Dahl, Landis, Leonard, Miller, Taliaferro and Vann of the Senate and Hill of the House.

SB 439 — Agriculture, as coauthored by Dahl, Capps, Boatner, Giles, Landis, Leonard, Martin, Miller and Vann of the Senate, and be referred to the Committee on Revenue and Taxation by previous order.

FIRST READING

The following were introduced and read the first time.

SB 469 — By Randle of the Senate and Winn of the House.

An Act relating to public finance; amending 62 O.S. 1971, Sections 523 and 524; providing for payment and cancellation of certain bonds; deleting certain time requirements; requiring new method of notification of cancellation; and declaring an emergency.

SB 470 — By Randle of the Senate and Winn of the House.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2459; modifying times of sessions of certain county boards of equalization; providing for duties and authority of boards; and providing an effective date.

SB 471 — By Randle of the Senate and Winn of the House.

An Act relating to cities and towns; providing for return of utility deposits; providing notice; providing forfeiture; directing codification; and providing an effective date.

SB 472 — By Randle of the Senate and Winn of the House.

An Act relating to public contracts; amending 21 O.S. 1971, Section 355, 62 O.S. 1971, Section 371 and 70 O.S. 1971, Section 5-124; prohibiting contracting between interested persons and certain governmental entities; modifying such restrictions; and providing an effective date.

SB 473 — By Randle of the Senate and Winn of the House.

An Act relating to public buildings and public works; amending Section 15, Chapter 298, O.S.L. 1974 (61 O.S. Supp. 1979, Section 115) and Section 3, Chapter 43, O.S.L. 1974 (74 O.S. Supp. 1979, Section

85.24); providing for sworn statement under provisions of the Public Competitive Bidding Act of 1974; clarifying use of such form; providing new exemption to provisions of act; restricting such action; directing codification; and declaring an emergency.

SB 474 — By Randle of the Senate and Fitzgibbon of the House.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 6-301; prohibiting unlawful use of license; listing and altering certain unlawful uses; prohibiting printing device; prohibiting counterfeit, fictitious or forged license; restricting employees; providing penalties; providing exceptions; and declaring an emergency.

SB 475 — By Taliaferro.

An Act relating to state officers and employees; abolishing certain state immunities from tort liability; providing short title; defining terms; establishing liability of the state for certain torts; providing certain exceptions; providing procedures for filing claims; barring maintenance of actions for noncompliance with filing procedure; providing for settlement of claims by certain agencies or insurers; providing indemnification to state employees of certain claims; prohibiting payment for exemplary damages or amounts paid or covered by insurance; exempting certain claims; maintaining certain distinctions of function; directing codification; and providing an effective date.

SB 476 — By Tinsley.

An Act relating to railroads; amending 66 O.S. 1971, Section 269; providing rear car of every train be an occupied caboose; providing for certain safety equipment; providing exceptions; providing for extending time for compliance; providing penalties; repealing 66 O.S. 1971, Section 251; directing codification; directing recodification; and providing an effective date.

SB 477 — By McCune.

An Act relating to criminal procedure; amending Section 1, S.J.R. 10, O.S.L. 1979 (22 O.S. Supp. 1979, Section 991a-1); extending the duration of the night or weekend incarceration program; providing for night or weekend incarceration of felons under certain conditions; providing for certain costs; providing procedures; and providing an effective date.

SB 478 — By Lamb.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 815.1; limiting time to audit certain estate tax returns; increasing limit on tax due for certain audits; providing for failure to audit; and providing an effective date.

SB 479 — By Lamb.

An Act relating to mental health; amending 43A O.S. 1971, Section 54.1, as renumbered by Section 12, Chapter 145, O.S.L. 1977, as last amended by Section 2, Chapter 247, O.S.L. 1978 (43A O.S. Supp. 1979, Section 54.1); providing for persons requiring treatment; providing for the petition; providing for protective custody; providing procedures for issuance of treatment orders; changing type of evidence required; and providing an effective date.

SB 480 — By Lamb.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1622 through 1625, 1627, 1630 and 1631; providing definitions; prohibiting, with certain exceptions, the purchase, sale, use, manufacture or possession of fireworks; allowing for licensing and permits; providing for disposition of licensing monies; providing penalties; declaring importation restrictions; allowing city regulation; repealing 68 O.S. 1971, Sections 1621 and 1632; and declaring an emergency.

SB 481 — By Lamb of the Senate and Deatherage of the House.

An Act relating to children; amending 10 O.S. 1971, Sections 1101, as last amended by Section 1, Chapter 257, O.S.L. 1979, 1109, as last amended by Section 3, Chapter 257, O.S.L. 1979 and 1127, as last amended by Section 6, Chapter 257, O.S.L. 1979 (10 O.S. Supp. 1979, Sections 1101, 1109 and 1127); defining terms; expanding terms; providing for questioning of children; providing counsel and compensation therefor; authorizing use of evidence obtained from chemical test; providing certain guardian ad litem; authorizing prosecutions; providing for the disposition of certain records and evidence; allowing new exceptions; providing procedures of fingerprinting children; limiting the use of certain adjudications; repealing 10 O.S. 1971, Section 1101, as last amended by Section 1, Chapter 248, O.S.L. 1979 (10 O.S. Supp. 1979, Section 1101); and declaring an emergency.

SECOND READING

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

SB 467 — County, State and Federal Government.

SB 468 — Public Safety and Penal Affairs.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1039**.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 65 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SJR 47 by Howard of the Senate and Draper of the House was read and considered.

Senators Lamb, Watson and Capps asked to be named coauthors of **SJR 47**, which was the order.

Senator Cate moved to amend **SJR 47**, Page 3, Line 18½, by adding a new Section 3, the emergency clause, and by renumbering subsequent Sections and amending the Title to conform, which amendment was declared adopted.

Upon motion of Senator Howard, **SJR 47**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SJR 47**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 47 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, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, York and Young.—40.

Excused: Keating, Nickles, Porter, Smith, Stipe, Terrill, Watson and Wolfe.—8.

The resolution and emergency passed.

SJR 47 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that the second committee assignment for **SB 396** to the Committee on County, State and Federal Government be rescinded.

Senators Stipe, Smith and Terrill asked to be shown present, which was the order.

GENERAL ORDER

SB 383 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 383** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 383** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 383 was read for the third time at length.

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

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

Excused: Keating, Nickles, Porter, Watson and Wolfe.—5:

The bill and emergency passed.

SB 383 was referred for engrossment.

GENERAL ORDER

SB 384 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 384** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 384** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 384 was read 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Keating, Nickles, Porter and Wolfe.—4.

The bill and emergency passed.

SB 384 was referred for engrossment.

BILL WITHDRAWN — REREFERRED

Senator Crow asked unanimous consent, which was granted, that **SB 385** be withdrawn from the Calendar and rereferred to the Committee on Appropriations and Budget.

GENERAL ORDER

SB 387 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 387** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 387** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 387 was read 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Keating, Nickles, Porter and Wolfe.—4.

The bill and emergency passed.

SB 387 was referred for engrossment.

Senator Boatner presiding.**GENERAL ORDER**

SB 388 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 388** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 388** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 388 was read 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Keating, Nickles, Porter and Wolfe.—4.

The bill and emergency passed.

SB 388 was referred for engrossment.

GENERAL ORDER

SB 389 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senator Lamb asked to be named a coauthor of **SB 389**, which was the order.

Upon motion of Senator Crow, **SB 389**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 389**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 389 was read 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Keating, Nickles, Porter and Wolfe.—4.

The bill and emergency passed.

SB 389 was referred for engrossment.

GENERAL ORDER

SB 382 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 382**, Page 2, Lines 15 and 16, by deleting the words "Health Department Building" and substituting in lieu thereof the words "Guid-

ance Center", which amendment was declared adopted.

Upon motion of Senator Crow, **SB 382**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 382**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 382 was read 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, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Nay: Landis and Smith.—2.

Excused: Keating, Nickles, Porter and Wolfe.—4.

The bill and emergency passed.

SB 382 was referred for engrossment.

BILL WITHDRAWN — REFERRED

Senator Howell asked unanimous consent, which was granted, that **HB 1016** be withdrawn from the Calendar and referred to the Committee on Judiciary.

DECLARATION OF VOTE

Senator Watson asked that the record reflect had he been present at the time of third reading and final passage of **SJR 47** and **SB 383** when the votes were taken he would have voted "Aye", which was the order.

GENERAL ORDER

SJR 39 by Clifton and Cain of the Senate and Peterson of the House was read and considered.

Upon motion of Senator Clifton, **SJR 39** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **SJR 39** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 39 was read for the third time at length.

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

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

Excused: Howard, Keating, Nickles, Porter and Wolfe.—5.

The resolution passed.

Senator Howard 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.

SJR 39 was referred for engrossment.

GENERAL ORDER

SB 378 by Clifton and Cain of the Senate and Peterson of the House was read and considered.

Senator Clifton asked unanimous consent that further consideration of **SB 378** be deferred for this legislative day, which was the order.

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

GENERAL ORDER

SB 390 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 390** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 390** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 390 was read 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, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Howard, Keating, Porter and Wolfe.—4.

The bill and emergency passed.

SB 390 was referred for engrossment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet under Senate Rule 31(b), Tuesday, January 22, 1980.

Upon motion of Senator Lane, the Senate adjourned at 2:45 p.m. to meet Tuesday, January 22, 1980, under Senate Rule 31(b).

Ninth Legislative Day

Tuesday, January 22, 1980

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, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Cate, Howell and Young.—3.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Clearman, the guest of President Pro Tempore Howard.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

On behalf of Senator Howell, Senator Watson introduced William G. Bernhardt, M.D., Midwest City, as the Doctor of the Day.

Senator Watson introduced Ann Campbell, R.N., Oklahoma City, as the Nurse of the Day.

FIRST READING

The following were introduced and read the first time.

SB 482 — By Cain of the Senate and Henry of the House.

An Act relating to cities and towns; amending Section 27-119, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Section 27-119); raising dollar amount of fine where jury trial required; providing for waiver; providing reduced fine for noncompilation of ordinances; stating qualifications of jurors; and providing an effective date.

SB 483 — By Cain of the Senate and Fitzgibbon of the House.

An Act relating to labor; authorizing employee to retain tips or gratuities; prohibiting employee compensation as condi-

tion of employment; providing enforcement and administration; providing penalties; repealing 40 O.S. 1971, Section 197.16; directing codification; and providing an effective date.

SB 484 — By Cain of the Senate and Fitzgibbon of the House.

An Act relating to labor; providing for amusement ride safety; defining terms; authorizing rules and regulations; requiring certification; providing procedures for inspection, insurance fees and issuance of certificate of inspection; requiring notice; providing for cessation of operation; authorizing modification of rules and regulations; providing penalties; directing codification; and providing an effective date.

SB 485 — By Cain of the Senate and Fitzgibbon of the House.

An Act relating to labor; prohibiting use of polygraph as condition of or for continued employment; providing an exception; authorizing enforcement; providing penalties; directing codification; and providing an effective date.

SB 486 — By Cain of the Senate and Fitzgibbon of the House.

An Act relating to labor; amending 40 O.S. 1971, Sections 165.1, 165.8 and 165.11, as amended by Sections 1 and 2, Chapter 107, O.S.L. 1975 (40 O.S. Supp. 1979, Section 165.11); requiring payment of wages and benefits; defining and modifying terms; prohibiting certain acts; imposing personal liability; adding penalties; and providing an effective date.

SB 487 — By Randle of the Senate and Winn of the House.

An Act relating to state governmental subdivision finance; amending Sections 4 and 15, Chapter 111, O.S.L. 1979 (11 O.S. Supp. 1979, Sections 17-204 and 17-215), Section 17-102, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Section 17-102), 62 O.S. 1971, Section 461, and 68 O.S. 1971,

Sections 24100, as amended by Section 1, Chapter 60, O.S.L. 1977 and 24112, as amended by Section 46, Chapter 30, O.S.L. 1979 (68 O. S. Supp. 1979, Sections 24100 and 24112); modifying restrictions on state governmental subdivision finance; defining terms; modifying certain definitions; providing for transfer of certain funds; providing for invoices; allowing new negotiable instruments; providing new procedures for emergency payments under certain conditions; modifying provisions relating to additional or supplemental funds; providing procedures for temporary appropriations by excise boards; providing exceptions to expenditures after expiration of protest period; expanding such exceptions; and declaring an emergency.

SB 488 — By Randle of the Senate and Winn of the House.

An Act relating to state governmental subdivision finance; amending 62 O.S. 1971, Sections 304.1, 305.1, 310.1, as amended by Section 1, Chapter 75, O.S.L. 1977 and 310.2, as last amended by Section 97, Chapter 30, O.S.L. 1979 (62 O.S. Supp. 1979, Sections 310.1 and 310.2), 430.1 and Section 1, Chapter 133, O.S.L. 1974, as amended by Section 1, Chapter 330, O.S.L. 1975 (74 O.S. Supp. 1979, Section 3109); providing procedures for payment of state governmental subdivision payrolls; requiring certain new procedures; modifying controls on utility payments by municipalities; expanding certain procedures related to purchase orders and contracts of such governmental subdivisions; including municipal governing body under varied local finance laws; expanding statutory rental powers of such state governmental subdivisions; providing certain restrictions on leases; setting new maximum interest rate; allowing a new blanket purchase order for certain state governmental subdivisions; setting guidelines for such blanket purchase order; specifying form of new sworn statement for certain payments; eliminating certain noncollusion require-

ments on notarized statements submitted on invoices; repealing 62 O.S. 1971, Sections 301 through 303 and 430.2 through 430.4 and Section 4, Chapter 43, O.S.L. 1974 (74 O.S. Supp. 1979, Section 85.25); directing codification; and declaring an emergency.

SB 489 — By Combs of the Senate and Gray of the House.

An Act relating to revenue and taxation; amending Sections 3 and 4, Chapter 313, O.S.L. 1974, as amended by Sections 2 and 3, Chapter 227, O.S.L. 1979 (68 O.S. Supp. 1979, Sections 5002 and 5003); providing additional property tax relief for persons with certain incomes; requiring amounts to be adjusted for inflation; requiring Tax Commission to perform inflationary adjustments; directing codification; and providing an effective date.

SJR 48 — By Pierce.

A Joint Resolution directing the State Board of Public Affairs to conduct a feasibility study of recycling waste and excess paper products within the capitol complex; requiring a report to certain state leaders; and declaring an emergency.

SECOND READING

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

SB 469 — County, State and Federal Government.

SB 470 — Revenue and Taxation and then to County, State and Federal Government.

SB 471 — Municipal Government.

SB 472 — Municipal Government and then to County, State and Federal Government.

SB 473 — Municipal Government and then to County, State and Federal Government.

SB 474 — Public Safety and Penal Affairs.

SB 475 — Judiciary.

SB 476 — Roads and Highways.

SB 477 — Public Safety and Penal Affairs.

SB 478 — Revenue and Taxation.

SB 479 — Judiciary.

SB 480 — Public Safety and Penal Affairs.

SB 481 — Public Safety and Penal Affairs and then to Judiciary.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1575, 1605, 1683 and 1686** and **HJR 1046**.

HB 1575 — By Barker, Abbott and Wilson of the House and Luton of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 914, as last amended by Section 8, Chapter 285, O.S.L. 1979 (74 O.S. Supp. 1979, Section 914); providing for retirement under certain circumstances and procedures therefor; changing provisions for employment after retirement; exempting the Oklahoma Highway Patrol Retirement System; and declaring an emergency.

HB 1605 — By Draper, Hobson and Wilson.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 1051; changing Southern Interstate Nuclear Compact to Southern States Energy Compact; stating policy and purpose; creating the Southern States Energy Board; providing for membership, voting, seal, election, certain personnel, retirement system, certain personnel services, donations and grants, facilities, adoption of certain rules and regulations and certain reports; providing for financing; providing for submission of a budget; providing for certain funds; deleting certain costs to be met by Board; providing for keeping of certain accounts and their inspection; providing for

certain advisory and technical committees; prescribing certain powers of Board; providing for supplementary agreements; construing compact in relation to other laws and relationships; providing for eligible parties, entry into force and withdrawal; providing for severability and construction; and providing an effective date upon approval by nine parties and Congress.

HB 1683 — By Weichel.

An Act relating to agriculture; amending 2 O.S. 1971, Sections 6-183 and 6-190; providing for humane methods of slaughtering livestock; providing for inspection by appointed inspectors; providing for refusal to inspect and suspension; providing humane methods; stating prohibited acts; repealing 2 O.S. 1971, Sections 1051 through 1059; and providing an effective date.

HB 1686 — By Weichel.

An Act relating to agriculture; amending 2 O.S. 1971, Sections 3-202, 3-203, 3-204, and 3-209; adding sweet potato plants to provisions of the Oklahoma Vegetable Plant Law; deleting certain terms; making certain distribution, sale or transportation by a grower unlawful; providing for tagging; raising license fees for growers; providing procedures for issuance of a stop-sale order; providing for notice and hearing; providing for cancellation of license; providing for depositing of fees; providing for certain proceedings; repealing 2 O.S. 1971, Sections 3-181 through 3-190; and providing an effective date.

HJR 1046 — By Hopkins, Wilson and Harbin of the House and Stipe of the Senate.

A Joint Resolution requesting the United States Congress to allocate to each of the state highway departments any increase of the federal motor fuels tax to aid such departments in solving state and local highway problems; and directing distribution.

The above numbered HBs and HJR were read for the first time.

RESOLUTION

Senator Smith introduced the following Resolution:

SR 66 — By Smith.

A Resolution memorializing the Congress of the United States to deregulate the radio broadcast industry; and directing distribution.

WHEREAS, the basis of America's political system is the First Amendment's guarantee of a free and unfettered press, and the basis of America's economic system is free enterprise capitalism; and

WHEREAS, the Federal Communications Commission's odious regulation of the radio industry clearly contravenes the spirit of the First Amendment, and the impossible, irrational unnecessary regulations and regulatory fiats strangle any breath of the free enterprise system; and

WHEREAS, the radio broadcasters could be an effective and responsible voice of America if they were not stifled by the burdensome, confiscatory, conflicting and meaningless bureaucratic red tape required by the federal communication system; and

WHEREAS, radio broadcasters do not need the unconscionable burden that now crushes them to force them to serve the public interest, for the intense competition of the market place will compel responsive service; and

WHEREAS, the radio broadcast industry should be deregulated for the benefit of this nation.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby memorializes the Congress of the United States to deregulate the radio broadcast industry and remove the burdensome control of the Federal Communications Commission.

SECTION 2. Copies of this Resolution shall be dispatched to the Oklahoma Congressional Delegation.

SR 66 was read at length, adopted upon motion of Senator Smith and ordered referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 382, 383, 384, 387, 388, 389, 390 and **SJR 39** and **47** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

RESOLUTION

Senator Stipe introduced **SCR 41**.

Senator Stipe, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Harbin be named House author of **SCR 41**.

SCR 41, as coauthored, was read at length as follows, adopted upon motion of Senator Stipe and ordered referred for engrossment.

SCR 41 — By Stipe of the Senate and Harbin of the House.

A Concurrent Resolution memorializing the President of the United States, the Congress and the Department of Defense to place the RDX-HMX Manufacturing Facility at McAlester, Oklahoma; and directing distribution.

WHEREAS, McAlester, Oklahoma, is richly endowed with the physical resources

needed to maintain an RDX-HMX manufacturing facility; and

WHEREAS, McAlester, Oklahoma, has a rich supply of personnel needed to staff such a facility; and

WHEREAS, the placement of such a facility at McAlester, Oklahoma, would benefit the economy of the State of Oklahoma; and

WHEREAS, world conditions indicate an urgent need for the construction of the facility.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The President of the United States, the Congress and the Department of Defense are hereby memorialized to place the RDX-HMX manufacturing facility at McAlester, Oklahoma.

SECTION 2. Copies of this Resolution shall be transmitted to the President, the leadership of Congress, the Department of Defense and the Oklahoma Congressional delegation.

BILL WITHDRAWN — REFERRED

Senator Lane asked unanimous consent, which was granted, that **SB 464** be withdrawn from the Committee on Public and Mental Health and referred to the Committee on Public Safety and Penal Affairs.

GENERAL ORDER

SJR 46 by Porter of the Senate and Sparkman of the House was read and considered.

Senators Stipe, Watson and Terrill asked to be named coauthors of **SJR 46**, which was the order.

Senator Porter asked unanimous consent to amend **SJR 46** in the following series of amendments:

Page 2, Line 8, by striking after the word "term" the words "Human Resources" and substituting in lieu thereof the words "Human Services".

Page 3, Line 3, by striking the words "Human Resources" and inserting in lieu thereof the words "Human Services".

Page 3, Line 8, by striking the words "Human Resources" and inserting in lieu thereof the words "Human Services".

Page 3, Lines 12 and 13, by striking the words "Human Resources" and inserting in lieu thereof the words "Human Services".

Page 4, Lines 2 and 3, by striking the words "Human Resources" and inserting in lieu thereof the words "Human Services".

, which amendments were declared adopted by the Presiding Officer.

Upon motion of Senator Porter, **SJR 46**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Porter, **SJR 46**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 46 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Nay: Cummins.—1.

Excused: Cate, Howell and Young.—3.

The resolution and emergency passed.

SJR 46 was referred for engrossment.

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

GENERAL ORDER

SB 428 by Capps, Boatner, Dahl, Landis, Leonard, Miller, Taliaferro and Vann of the Senate and Hill of the House was read and considered.

Senators Giles, Lamb, Tinsley, Berrong, Randle, Nickles, Pierce and Murphy asked to be named coauthors of **SB 428**, which was the order.

Senator Landis moved to amend **SB 428**, Page 4, Line 2½, by adding after the word "fuel." a new subsection E. to read as follows:

"E. The Corporation Commission shall have the authority to promulgate such rules and regulations to govern the sale of ethanol (ethyl alcohol) and gasoline mixtures."

, which amendment was declared adopted.

Senator Crow moved to amend **SB 428**, Page 3, Lines 1 and 2, by striking the figures "\$100.00" and "\$500.00" and

inserting the figures "\$25.00" and "\$250.00", which amendment was declared adopted.

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

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

THIRD READING

SB 428 was read 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, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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.

SB 428 was referred for engrossment.

GENERAL ORDER

SB 374 by Howard of the Senate was read and considered.

Senators Pierce, Luton, Keller and Lamb asked to be named coauthors of **SB 374**, which was the order.

Senators Keller and Pierce moved to amend **SB 374**, Page 13, Line 13, by

adding after the word "merchandise" a new subsection "(t)" to read as follows: "(t) Prescriptive drugs and medicine.", and by relettering the following subsection accordingly, which amendment was declared adopted, the roll call thereon being 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Nay: Smith.—1.

Excused: Howell, Porter and Young.—3.

Senator Keating moved to amend **SB 374**, Page 10, Lines 3 through 5, by striking subsection (n) and relettering.

Senator Howard moved to table the Keating 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—40.

Nay: Combs, Johnson, Keating and Keller.—4.

Excused: Howell, Porter, Stipe and Young.—4.

Senator Boatner moved to amend **SB 374**, Page 13, Line 14½, by adding after the word "gas," and before the word "electricity," the words "liquefied petroleum gas when used for residential purposes," which amendment was declared adopted.

Upon motion of Senator Howard, **SB 374**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 374**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Howard asked unanimous consent to amend **SB 374** on Third Reading, Page 1, by crippling the Title, to which unanimous consent request objection was heard.

Senator Howard moved to amend **SB 374**, Page 1, by crippling the Title, which amendment was declared adopted.

SB 374 was read 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, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe and York.—42.

Excused: Capps, Howell, Miller, Murphy, Taliaferro and Young.—6.

The bill and emergency passed.

SB 374 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 resolved itself into Executive Session.

The Senate reassembled in open session with Senator Luton presiding.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 23, 1980, under Senate Rule 31(b), which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:05 p.m. to meet Wednesday, January 23, 1980, under Senate Rule 31(b).

Tenth Legislative Day

Wednesday, January 23, 1980

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, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Howell, Nickles, Porter, Terrill and York.—5.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Clearman, the guest of President Pro Tempore Howard.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Tinsley introduced Richard A. Conley, M.D., Watonga, as the Doctor of the Day.

On behalf of Senator Terrill, Senator Taliaferro introduced Dorothy Yarbrow, R.N., Lawton, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS:

SJR 45 — County, State and Federal Government.

DO PASS, as amended:

CS for SB 431 — Judiciary, as co-authored by Johnston, and be referred to Committee on County, State and Federal Government by previous order.

SB 457 — Judiciary, as coauthored by Barker and Monks of the House.

FIRST READING

The following were introduced and read the first time.

SB 490 — By Howard.

An Act relating to schools; amending 70 O.S. 1971, Sections 17-101 and 17-105, as last amended by Sections 1 and 2, Chapter 286, O.S.L. 1979, and Sections 10 and 11, Chapter 238, O.S.L. 1978, as amended by Sections 4 and 5, Chapter 286, O.S.L. 1979 (70 O.S. Supp. 1979, Sections 17-101, 17-105, 17-116.1, and 17-116.2); defining terms; modifying certain definitions; modifying retirement age and retirement benefits; providing and changing formula for annual allowance; modifying conditions for retirement under the system; increasing retirement benefits for certain annuitants; changing conditions of contributions and benefits within the system; providing an effective date; and declaring an emergency.

SB 491 — By Giles of the Senate and Weichel of the House.

An Act relating to oil and gas; amending 52 O.S. 1971, Section 87.1, as amended by Section 1, Chapter 76, O.S.L. 1977 (52 O.S. Supp. 1979, Section 87.1); authorizing the Corporation Commission to establish well spacing and drilling units; imposing certain time limitations; restricting the size of certain units; providing for notice and hearings; providing authority to alter the number, size and allowable production of wells; prohibiting certain drilling operations; providing for voluntary and compulsory pooling of interests; providing certain requirements for pooling and pooling orders; providing certain rights for operators of a unit; establishing certain provisions for royalty owners; providing exceptions; requiring certain payments to commence in a certain time period; and providing an effective date.

SB 492 — By Green.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 812, as last amended by Section 12, Chapter 173, O.S.L. 1979 (68 O.S. Supp. 1979, Section 812); providing for the holding of decedent's assets by certain financial institutions; providing for unlimited release to decedent's spouse or lineal descendants; and providing an effective date.

SB 493 — By Howard and Green.

An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 1302, 1303, as last amended by Section 100, Chapter 47, O.S.L. 1979, 1304, as last amended by Section 1, Chapter 108, O.S.L. 1979, 1306, as last amended by Section 5, Chapter 261, O.S.L. 1977, 1307 and 1315, as amended by Sections 6 and 10, Chapter 261, O.S.L. 1977, Section 1, Chapter 201, O.S.L. 1972, as amended by Section 12, Chapter 261, O.S.L. 1977, and Section 2, Chapter 261, O.S.L. 1977, as amended by Section 1, Chapter 306, O.S.L. 1978 (74 O.S. Supp. 1979, Sections 1303, 1304, 1306, 1307, 1315, 1318 and 1320); revising state group health and life insurance provisions; declaring purposes and adding thereto; defining terms and adding thereto; providing a State Employees Group Health and Life Insurance Board with certain membership; providing certain Board members with certain powers and duties; providing for appointment of certain persons as hearing examiners or officers; providing the Board with certain powers and duties; altering certain grievance procedures; outlining certain requirements for plan specifications; providing for participation by certain hospital employees; allowing participation by certain school employees; specifying procedures; altering certain restrictions for re-employed former employees; modifying provisions for certain support personnel; and providing an effective date.

SB 494 — By Cate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 18b, as last amended by Section 17, Chapter 241, O.S.L. 1979 (74 O.S. Supp. 1979, Section 18b); providing for duties of attorney general; removing certain duty; and providing an effective date.

SB 495 — By Luton.

An Act relating to civil procedure; amending Section 615, Chapter 285, O.S.L. 1978 (12 O.S. Supp. 1979, Section 2615); providing for exclusion of witnesses; providing for nonexclusion; adding provision for nonexclusion of person essential to presentation of case; and providing an effective date.

SB 496 — By Luton.

An Act relating to civil procedure; amending Section 2, Chapter 111, O.S.L. 1974 (12 O.S. Supp. 1979, Section 273.1); providing for asserting a claim against another party to the action after answer date expires, with court permission; providing for receipt of pleadings by defendant or his attorney of record; providing for a timely claim served with process against a third party, not a party to the action, with the permission of the court; requiring process to certain other parties; clarifying language; and providing an effective date.

SB 497 — By Smith.

An Act relating to torts; amending Section 3, Chapter 44, O.S.L. 1976, as last amended by Section 2, Chapter 75, O.S.L. 1979 (76 O.S. Supp. 1979, Section 19); providing for access to information in medical records; providing for expense of copies; defining terms; providing exception; providing for waiver of privilege; and providing an effective date.

SB 498 — By Smith.

An Act relating to amusements and sports; enacting the Fair Games Act; defining terms; providing for licensing; requiring

certain records; providing for amusement concessions; providing for certain requirements; permitting certain locations of amusement concessions; providing for raffles conducted by a fair; providing for games where nonintoxicating beverages are sold; providing for games conducted by qualified organizations; providing for annual game night; prohibiting certain gambling; providing for games for which a license is not required; providing for mechanical and electronic amusement devices; providing for bona fide contests; providing for games between individuals; providing for rules and regulations; providing for revocation of licenses and procedures thereto; prohibiting gambling on credits thereto; prohibiting gambling on credit; providing for company games; directing codification; and providing an effective date.

SB 499 — By Keating and Cain of the Senate and Thompson (Don) of the House.

An Act relating to children; amending 10 O.S. 1971, Section 403; eliminating the exemption of certain preexisting institutions from provisions of Oklahoma Child Care Facilities Licensing Act; providing extent of coverage and certain exemptions; and providing an effective date.

SB 500 — By Keating of the Senate and Thompson (Don) of the House.

An Act relating to children; amending 10 O.S. 1971, Sections 1101, as last amended by Section 1, Chapter 257, O.S.L. 1979, 1103, as last amended by Section 3, Chapter 259, O.S.L. 1977, and 1109, as last amended by Section 3, Chapter 257, O.S.L. 1979 (10 O.S. Supp. 1979, Sections 1101, 1103 and 1109); providing for dependent and delinquent children; defining terms; modifying term delinquent child; providing for preliminary inquiry; providing for filing of petition by district attorney; providing for contents of petition; providing for questioning of child; providing for counsel; deleting provision of district attorney as guardian ad litem; providing for prosecution; repealing

10 O.S. 1971, Section 1101, as last amended by Section 1, Chapter 248, O.S.L. 1979 (10 O.S. Supp. 1979, Section 1101); and providing an effective date.

SJR 49 — By Howard.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the 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 computation of levy and certification of appropriations; eliminating certain provisions which have lapsed; providing ballot title; and directing filing.

SECOND READING

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

SB 482 — Municipal Government and then to Criminal Jurisprudence.

SB 483 — Business, Industry and Labor Relations.

SB 484 — Business, Industry and Labor Relations.

SB 485 — Business, Industry and Labor Relations.

SB 486 — Business, Industry and Labor Relations.

SB 487 — Municipal Government and then to Judiciary.

SB 488 — County, State and Federal Government and then to Judiciary.

SB 489 — Aging and then to Revenue and Taxation.

SJR 48 — County, State and Federal Government.

HB 1575 — County, State and Federal Government and then to Retirement and Administration.

HB 1605 — Oil, Gas and Energy.

HB 1683 — Agriculture.

HB 1686 — Agriculture.

HJR 1046 — Roads and Highways.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1562** and **1716**.

HB 1562 — By Abbott.

An Act relating to public finance; amending Section 17, Chapter 46, O.S.L. 1973, as amended by Section 1, Chapter 115, O.S.L. 1978 (62 O.S. Supp. 1979, Section 7.2); creating the Special Agency Account Board; authorizing creation of special accounts for certain purposes; expanding purchases permissible by State higher education institutions from student bookstores; authorizing deposits; requiring transfers; providing for disbursements; and repealing Section 17, Chapter 46, O.S.L. 1973, as amended by Section 1, Chapter 76, O.S.L. 1978 (62 O.S. Supp. 1979, Section 7.2).

HB 1716 — By Monks of the House and York of the Senate.

An Act relating to labor; amending 40 O.S. 1971, Section 215, as last amended by Section 1, Chapter 230, O.S.L. 1978 (40 O.S. Supp. 1979, Section 215); fixing disqualifications for benefits under unemployment compensation laws; denying compensation to certain persons; setting requirements; providing exceptions; altering certain conditions and exceptions by making disjunctive; providing an effective date; and declaring an emergency.

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

BILL WITHDRAWN — REFERRED

Senator Crow asked unanimous consent, which was granted, that **SB 385** be withdrawn from the Committee on Appropriations and Budget and referred direct to the Calendar.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 374 and 428; SJR 46 and SCR 41 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 66 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

BILLS WITHDRAWN — REREFERRED

Senator Crow asked unanimous consent that **SB 426** be withdrawn from the Calendar and rereferred to the Committee on Appropriations and Budget, which was the order.

Senator Clifton asked unanimous consent that **SB 378** be withdrawn from the Calendar and rereferred to the Committee on Judiciary, which was the order.

GENERAL ORDER

SB 379 by Clifton and Cain of the Senate and Peterson of the House was read and considered.

Upon motion of Senator Clifton, **SB 379** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **SB 379** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 379 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, Giles, Green, Howard, Johnston, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Taliaferro, Tinsley and Vann.—27.

Nay: Berrong, Boatner, Cullison, Johnson, Keating, Lamb, Lane, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Watson, Wolfe and Young.—16.

Excused: Howell, Nickles, Porter, Terrill and York.—5.

The bill passed.

SB 379 was referred for engrossment.

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

BILL WITHDRAWN — REFERRED

Senator Clifton asked unanimous consent, which was granted, that **HB 1017** be withdrawn from the Committee on Rules and referred to the Committee on Judiciary.

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 1372** — Remove Fair as House coauthor.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1372** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1372**, and Engrossed Senate Amendments thereto, by Winn, Twidwell and Fair of the House and Berrong of the Senate, entitled:

An Act relating to motor vehicles; repealing 47 O.S. 1971, Sections 851, 852, 853, 854, 855, 856, 857, 858, 859, 860 and 861.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from Engrossed Senate Amendment No. 1, and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b) copies of the CCS for **HB 1372** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Winn and Twidwell.

FOR THE SENATE: Berrong and Crutcher.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 24, 1980, at 9:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:00 p.m. to meet Thursday, January 24, 1980, at 9:00 a.m.

Eleventh Legislative Day

Thursday, January 24, 1980

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, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Birdsong, Boatner, Capps, Cate, Howell, Keating and Miller.—7.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Clearman, the guest of President Pro Tempore Howard.

The Journal for the last legislative day was declared approved by the Presiding Officer.

COMMITTEE REPORTS

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

DO PASS:

SB 386 — Appropriations and Budget.

DO PASS, as amended:

SB 397 — Appropriations and Budget.

SB 398 — Appropriations and Budget.

SB 409 — Appropriations and Budget.

SB 445 — Criminal Jurisprudence, and be referred to the Committee on Wildlife by previous order.

HB 1442 — Education, Common, and be referred to the Committee on Appropriations and Budget by previous order.

FIRST READING

The following was introduced and read the first time.

SB 501 — By Johnston of the Senate and Morgan of the House.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section

901.7; providing for powers of the board of directors of fire protection districts; providing new powers to form a Firemen's Relief and Pension Fund; and providing an effective date.

SECOND READING

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

SB 490 — Retirement and Administration.

SB 491 — Oil, Gas and Energy.

SB 492 — Revenue and Taxation.

SB 493 — County, State and Federal Government and then to Insurance.

SB 494 — County, State and Federal Government.

SB 495 — Judiciary.

SB 496 — Judiciary.

SB 497 — Public and Mental Health and then to Judiciary.

SB 498 — Business, Industry and Labor Relations.

SB 499 — Social Welfare.

SB 500 — Judiciary.

SJR 49 — Revenue and Taxation and then to Education, Common.

HB 1562 — County, State and Federal Government.

HB 1716 — Insurance.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 379 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1499** and **1560**.

HB 1499 — By Lawter of the House and Howell of the Senate.

An Act relating to intoxicating beverages; amending 37 O.S. 1971, Section 506; and modifying definitions.

HB 1560 — By Elder of the House and Lamb of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Section 477; changing membership to conform to previous statutory authority; and providing an effective date.

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

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1040**.

HCR 1040 — By Duckett of the House and Tinsley of the Senate.

A Concurrent Resolution designating July 4, 1980, as Free Enterprise Day in Oklahoma.

Consideration of the Resolution was deferred for this Legislative day.

GENERAL ORDER

SJR 45 by Stipe of the Senate and Harbin of the House was read and considered.

Upon motion of Senator Stipe, **SJR 45** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SJR 45** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 45 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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Murphy, Nickles, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—35.

Nay: Johnson, McCune, Pierce and Wolfe.—4.

Excused: Birdsong, Boatner, Capps, Cate, Howell, Keating, Miller, Randle and Smith.—9.

The resolution passed.

SJR 45 was referred for engrossment.

Senator Crow presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 249**, as amended and co-authored.

HOUSE AMENDMENTS

HAs to SB 249 were read as follows and consideration deferred.

Authors: Add the following coauthor: Hill of the House.

Amendment No. 1. Amend Page 1, Lines 26 and 27, by deleting the words and figures "Five Dollars (\$5.00)" and inserting in lieu thereof the words and figures "Four Dollars (\$4.00)".

Amendment No. 2. Amend Page 1, Line 28 through Page 2, Line 7, by deleting all language on Page 1, Line 28 after the word and period "stamp." through the words and period "of Canada." on Page 2, Line 7.

Amendment No. 3. Amend Page 2, Lines 23 through 25, by inserting a period "(.)" after the figures "\$100.00)" on Line 23 and by deleting all remaining language beginning with the word "or" on Line 23 through the word and period "imprisonment." on Line 25.

Amendment No. 4. Amend Page 2, Line 25½, by adding a new subsection E to read as follows:

"E. Nothing in this bill shall prohibit a person from hunting water fowl exclusively on their own property without an Oklahoma Water Fowl Hunting Stamp."

Amendment No. 5. Amend Page 2, Line 29, by deleting the figures "1984" and substituting in lieu thereof the figures "1985".

Amendment No. 6. Amend Page 2, Line 32½, by adding a new Section 4 to read as follows:

"SECTION 4. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act."

, and by renumbering succeeding sections accordingly.

Amendment No. 7. Amend Page 2, Line 33, by deleting the figures "1979" and substituting in lieu thereof the figures "1980".

Amendment No. 8. Amend the Title on Page 1, Line 13½, by inserting after the word "CODIFICATION;" and before the word "PROVIDING" the following language: "MAKING PROVISIONS OF THIS ACT SEVERABLE;"

GENERAL ORDER

SB 457 by Luton of the Senate and Barker and Monks of the House was read and considered.

Upon motion of Senator Luton, **SB 457** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 457** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 457 was read for the third time at length.

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

Aye: Berrong, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Excused: Birdsong, Boatner, Capps, Cate, Howell, Keating, Miller and Smith.—8.

The bill and emergency passed.

SB 457 was referred for engrossment.

Senator Luton presiding.

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 resolved itself into Executive Session.

The Senate reassembled in open session with Senator Luton presiding.

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

RESOLUTIONS

Senators Crow and Dahl introduced the following Resolutions, consideration of which was deferred for this legislative day:

SR 67 — By Crow.

A Resolution praising Bob Barry for achieving the honor of "Oklahoma Sports-caster of the Year".

SR 68 — By Dahl.

A Resolution urging repeal of Title II of the Natural Gas Policy Act; requesting Congressional action; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, January 28, 1980, under Senate Rule 31(b), which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 9:30 a.m. to meet Monday, January 28, 1980, under Senate Rule 31(b).

Twelfth Legislative Day

Monday, January 28, 1980

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, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—46.

Excused: Keller and Wolfe.—2.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Jim Struthers, Stillwater Presbyterian Church, Stillwater, and incorporated into the Journal upon request of Senator Murphy.

O Lord God, as we assemble here this Monday, we have been summoned by more than a bell, or the shouts of pages. We are here because we are men created by Thee,

with important talents. The talent of ambition, the talent of dedication, and the talent of knowing how to wade through the selfishness of people in order to get things done. You know O Lord that Your people can sometimes be most trying and tiresome.

Therefore, give us strength for the day that we may hold to our minds and hearts the truth of the statement — That well beaten paths are for beaten men. This we ask in the name of Him who walked and thought in new ways. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Watson introduced William N. Richardson, M.D., Edmond, as the Doctor of the Day.

Senator Cain introduced Margie Peak, R.N., Oklahoma City, as the Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and

placed on the Calendar unless otherwise indicated.

DO PASS, as amended:

SB 392 — Appropriations and Budget.

SB 393 — Appropriations and Budget.

SB 395 — Appropriations and Budget.

SB 396 — Appropriations and Budget.

SB 400 — Appropriations and Budget.

SB 411 — Appropriations and Budget.

SB 478 — Revenue and Taxation, as coauthored by Elder of the House.

FIRST READING

The following were introduced and read the first time.

SB 502 — By Giles.

An Act relating to oil and gas; making provisions for unclaimed royalties; defining terms; requiring unclaimed royalties be paid to the Tax Commission; relieving liability; allocating interest; specifying effect of periods of limitation; directing codification; and providing an effective date.

SB 503 — By McDaniel of the Senate and Abbott of the House.

An Act relating to deaf and hearing impaired persons; amending Section 6, Chapter 110, O.S.L. 1972 (63 O.S. Supp. 1979, Section 2406); authorizing program to provide interpreter services; and declaring an emergency.

SB 504 — By Combs.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2102, as last amended by Section 28, Chapter 209, O.S.L. 1978 (68 O.S. Supp. 1979, Section 2102); declaring purpose of vehicle excise tax; apportioning tax; altering recipients; providing apportionment formula; providing an effective date; and declaring an emergency.

SB 505 — By Clifton.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 332.7; imposing mandatory minimum periods of confinement before parole eligibility; requiring the review of all persons serving sentences; and providing an effective date.

SB 506 — By Clifton.

An Act relating to courts; amending Section 1, Chapter 240, O.S.L. 1978 (20 O.S. Supp. 1979, Section 1313); increasing the amounts deposited in the Law Enforcement Officers Training Fund; providing for procedure; and declaring an emergency.

SB 507 — By Clifton of the Senate and Taylor and Fitzgibbon of the House.

An Act relating to employment security; amending 40 O.S. 1971, Section 220, as last amended by Section 1, Chapter 224, O.S.L. 1979 (40 O.S. Supp. 1979, 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.

SB 508 — By McCune.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 332.8, as amended by Section 1, Chapter 73, O.S.L. 1979 (57 O.S. Supp. 1979, Section 332.8); providing conditions of parole; requiring certain acts of pardon and parole officers; deleting requirement of parole advisors; and providing an effective date.

SB 509 — By Lane.

An Act relating to waters and water rights; amending Section 10, Chapter 29, O.S.L. 1977 (82 O.S. Supp. 1979, Section 1469); stating policy; providing for application of law; deleting time restriction; and declaring an emergency.

SB 510 — By Terrill.

An Act relating to the Physician Manpower Training Commission; creating the Psychiatric Residency Scholarship Program; providing for administration; stating purpose; limiting amount; providing for eligibility and selection of recipients; providing conditions; requiring a contract; providing penalties; directing codification; and declaring an emergency.

SB 511 — By Terrill.

An Act relating to insurance; amending 36 O.S. 1971, Sections 610 through 612, 613, 2111, 2517 and 5001; requiring minimum capital or surplus for an insurer; requiring certain expendable surplus funds; providing the capital requirements for insurers to transact additional business; providing certain deposit requirements; providing certain initial qualifications for domestic mutual insurers; making laws applicable; prohibiting certain new limited insurers; providing certain qualifications for title insurers; and providing an effective date.

SB 512 — By Terrill and Watson of the Senate and Harper and Hopkins of the House.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 702; providing for guaranteed arrest bond certificates; providing for trucking associations; permitting discretion on part of Insurance Commissioner; setting maximum amount of deposit; and providing an effective date.

SB 513 — By Terrill.

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. 1979, Section 3-104); providing powers and duties of the State Board of Education; requiring a one-year internship prior to certification; providing for salaries and benefits for interns; and providing an effective date.

SB 514 — By Cain of the Senate and Kerr of the House.

An Act relating to definitions and general provisions; amending Section 6, Chapter 214, O.S.L. 1977 (25 O.S. Supp. 1979, Section 306); prohibiting circumvention of the Open Meeting Act; providing a new exception; providing an effective date; and declaring an emergency.

SB 515 — By Martin.

An Act relating to mental health; amending 43A O.S. 1971, Section 72; providing for transfer of certain patients to federal agencies for care and treatment; providing for patients who subsequently become ineligible for certain services; and providing an effective date.

SECOND READING

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

SB 501 — County, State and Federal Government and then to Retirement and Administration.

HB 1499 — Business, Industry and Labor Relations.

HB 1560 — County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 40**, as coauthored by Kamas, Rogers and Feddersen.

The above numbered Resolution was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 457 and **SJR 45** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

PENDING SENATE ACTION — RESOLUTIONS

SR 67, introduced on Page 120, was called up for consideration.

Senator Crow asked unanimous consent, which was granted, that further consideration of **SR 67** be deferred for this legislative day.

SR 68, introduced on Page 120, was called up for consideration.

SR 68 was read at length as follows:

SR 68 — By Dahl.

A Resolution urging repeal of Title II of the Natural Gas Policy Act; requesting Congressional action; and directing distribution.

WHEREAS, the Congress of the United States adopted the Natural Gas Policy Act in 1978, which included among its provisions Title II, relating to incremental pricing; and

WHEREAS, since the passage of that Act, the results of Title II have not been beneficial to the nation or this state; and

WHEREAS, it would probably benefit both this state and the nation if Title II of the Natural Gas Policy Act were repealed; and

WHEREAS, Congressmen Preyer and Stockman have introduced H.R. 5862 to repeal Title II of the Natural Gas Policy Act.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate urges every member of the Oklahoma Congressional Delegation to cosponsor and support H.R. 5862, and any other legislation to repeal Title II of the Natural Gas Policy Act.

SECTION 2. Copies of this Resolution shall be dispatched to the Oklahoma Congressional Delegation.

Senator Dahl asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 68**.

SR 68, as coauthored, was read at length, adopted upon motion of Senator Dahl and ordered referred for enrollment.

RESOLUTION

Senator Clifton introduced the following Resolution:

SCR 42 — By Clifton and Keating of the Senate and Townsend and Thompson (Don) of the House.

A Concurrent Resolution requesting communities establish local boards to coordinate youth activities and to deal with youth problems; and directing distribution.

SCR 42 was read at length, adopted upon motion of Senator Clifton and ordered referred for engrossment.

PENDING SENATE ACTION — RESOLUTION

HCR 1040, introduced on Page 118, was called up for consideration.

HCR 1040 was read at length, adopted upon motion of Senator Tinsley, properly

signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 386 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 386** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 386** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 386 was read 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, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—46.

Excused: Keller and Wolfe.—2.

The bill and emergency passed.

SB 386 was referred for engrossment.

GENERAL ORDER

SB 397 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 397** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 397** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 397 was read 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, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Keating, Keller and Wolfe.—3.

The bill and emergency passed.

SB 397 was referred for engrossment.

GENERAL ORDER

SB 409 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 409** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 409** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 409 was read 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Keller, Porter and Wolfe.—3.

The bill and emergency passed.

SB 409 was referred for engrossment.

GENERAL ORDER

SB 422 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 422**, Page 1, by crippling the title, which amendment was declared adopted.

Upon motion of Senator Crow, **SB 422**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 422**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 422 was read 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Keller, Porter and Wolfe.—3.

The bill and emergency passed.

SB 422 was referred for engrossment.

GENERAL ORDER

SB 398 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Upon motion of Senator Watson, **SB 398** was advanced to engrossment.

By unanimous consent, upon request of Senator Watson, **SB 398** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 398 was read 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—46.

Excused: Keller and Wolfe.—2.

The bill and emergency passed.

SB 398 was referred for engrossment.

PENDING SENATE ACTION — CCR

The **CCR** on **HB 1372**, read and consideration deferred on Page 115, was called up for consideration.

Senator Crow raised a point of order, stating that **HB 1372** does relate to retirement law and asked for a ruling of the Chair. The Chair cited provisions of Joint Rule 10(h) relating to bills on state-regulated or funded retirement system and **HB 1372** dealt with retirement law, thereby ruling the Crow point of order well taken.

Senator Crow moved that the **CCR** on **HB 1372** be remanded to the Joint Conference Committee on Retirement Laws with instructions to return to the Senate by February 10, 1980.

Senator Smith raised a procedural point of order, stating that the **CCR** on **HB 1372** was before the Senate for consideration; the Joint Rule was violated earlier; and should not the Senate reject the **CCR** on **HB 1372** and request that the measure be sent to the Joint Conference Committee on Retirement Laws, with instructions to consider by February 10, 1980.

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

Senator Stipe raised a point of order, stating there were no provisions in the Rules and further stating if the Senate rejected the **CCR** on **HB 1372**, then control of the measure would be lost and could not the Joint Conference Committee on Retirement Laws be asked for an advisory opinion, without tak-

ing formal action on same, and said Committee could report back to the Senate.

Senator Stipe stated that the proper move would be to defer consideration for this legislative day.

Senator Smith stated that in the Rules that the only procedure is to either concur or reject a conference committee report and that the Senate should reject the **CCR** on **HB 1372** and request further conference.

The Chair ruled that the previous ruling on the Crow point of order was not well taken.

Senator Berrong asked unanimous consent, which was granted, that further consideration of the **CCR** on **HB 1372** be deferred for this legislative day.

PENDING SENATE ACTION — HAS

Senator Young moved that the Senate reject **HAS** to **SBs 265** and **278**, request conference, and refer said bills to the Joint Conference Committee on Retirement Laws, which motion was declared adopted.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, January 29, 1980, under Senate Rule 31(b), which motion prevailed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 265** and **278**, and referring same to Joint Conference Committee on Retirement Laws.

Upon motion of Senator Lane, the Senate adjourned at 2:35 p.m. to meet Tuesday, January 29, 1980, under Senate Rule 31(b).



Thirteenth Legislative Day

Tuesday, January 29, 1980

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, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Howell and Randle.—2.

Senator Luton declared a quorum present.

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

O Lord God, As a group of men who know the rules of procedure we set aside this time to yield to Thee.

Speak to us in quiet tones for we are outwardly strong, but inwardly we are

tender and sensitive. We know what others write and say about us and they are both right and wrong. Give us the courage and wisdom to ask what You say O God.

When we were children we learned you wanted us to be sunbeams. But now that we have put away childish ways what do You want us to be?

The rules require that we give a reason why we wish to be recognized. In this moment O God we want You who created us, sustain us, and love us to recognize us for reasons we will share only with Thee.

Grant us courage this day to be either hot or cold — to stand for something lest we fall for anything. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Combs introduced Leonard R. Diehl, M.D., Oklahoma City, as the Doctor of the Day.

Senator Watson introduced Debbie Ehlers, R.N., Edmond, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS:

SB 357 — Judiciary.

DO PASS, as amended:

SB 356 — Judiciary.

FIRST READING

The following were introduced and read the first time.

SB 516 — By Miller.

An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 902, as last amended by Section 1, Chapter 285, O.S.L. 1979, 910, as last amended by Section 4, Chapter 285, O.S.L. 1979, 912, 913, as last amended by Section 6, Chapter 285, O.S.L. 1979 and Section 9, Chapter 267, O.S.L. 1975, as amended by Section 13, Chapter 285, O.S.L. 1979 (74 O.S. Supp. 1979, Sections 902, 910, 913 and 920A); expanding membership in the Oklahoma Public Employees Retirement System; defining terms; adding and modifying certain definitions; specifying and expanding eligible employers; providing procedures and requirements for joining system; allowing consolidations of systems; providing procedure therefor; providing requirements for crediting of prior and participating service; providing for rate of contributions of certain employers and employees; adding conservation districts as employers; and declaring an emergency.

SB 517 — By Rozell.

An Act relating to schools; creating a capital assistance program; creating a needs assessment committee; providing qualifica-

tions, terms and reimbursement; providing requirements for the Capital Assistance Program; providing requirements for the special appropriation for capital outlay; requiring setting of priorities; making an appropriation to the State Department of Education; providing purposes; providing lapse date; and declaring an emergency.

SB 518 — By Howard.

An Act relating to revenue and taxation; repealing 68 O.S. 1971, Section 2481.4, relating to funding of revaluation of taxable property; and declaring an emergency.

SB 519 — By Pierce.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 102 and 102.2; replacing the Tax Commission with a Tax Commissioner; providing for appointment, term of office, removal and vacancy in office; requiring a bond; changing statutory references; prohibiting political activity by the Tax Commissioner; repealing 68 O.S. 1971, Section 102.1, as last amended by Section 8, Chapter 264, O.S.L. 1979 (68 O.S. Supp. 1979, Section 102.1); and providing an effective date.

SB 520 — By Capps.

An Act relating to oil and gas; amending 52 O.S. 1971, Section 87.1, as amended by Section 1, Chapter 76, O.S.L. 1977 (52 O.S. Supp. 1979, Section 87.1); authorizing the Corporation Commission to establish well spacing and drilling units; imposing certain time limitations; requiring de-spacing of certain units; restricting the size of certain units; providing for notice and hearings; providing authority to alter the number, size and allowable production of wells; prohibiting certain drilling operations; providing for voluntary and compulsory pooling of interests; providing certain requirements for pooling and pooling orders; providing certain rights for operators of a unit; establishing certain provisions for royalty owners; providing exceptions; and declaring an emergency.

SB 521 — By Taliaferro.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 199.1, as last amended by Section 1, Chapter 216, O.S.L. 1979, 199.3, as amended by Section 1, Chapter 215, O.S.L. 1978, 199.6, 199.7, as last amended by Section 2, Chapter 216, O.S.L. 1979, and 199.14, as amended by Section 5, Chapter 215, O.S.L. 1978 (59 O.S. Supp. 1979, Sections 199.1, 199.3, 199.7 and 199.14); altering certain provisions concerning the State Board of Cosmetology; defining terms and adding thereto, providing certain powers and duties of the Board; empowering adoption of certain rules for instructors' continuing education and training wig specialists; providing certain requirements for beauty schools, students and instructors; eliminating certain licenses; modifying fees; repealing 59 O.S. 1971, Section 199.1, as last amended by Section 1, Chapter 36, O.S.L. 1979 (59 O.S. Supp. 1979, Section 199.1); and providing an effective date.

SB 522 — By Nickles.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 2355 and 2358, as last amended by Sections 2 and 4, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Sections 2355 and 2358); imposing tax on Oklahoma taxable income for certain classes of taxpayers; computing tax; restoring partial federal income tax deduction; setting limits; requiring certain reports and forms; providing for adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income; repealing Section 3, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2355.1); and providing an effective date.

SB 523 — By Keating.

An Act relating to public health and safety; amending Sections 10 and 24, Chapter 64, O.S.L. 1978 (63 O.S. Supp. 1979, Sections 2127 and 2141); providing for intoxicated person in public place; providing for assistance and protective custody;

requiring detention at an approved treatment facility; providing for admittance; providing for nondetention under certain circumstances; providing for consent; providing for notification; requiring emergency service patrols in counties and municipalities; providing duties; providing for standards; repealing 37 O.S. 1971, Section 8, as last amended by Section 1, Chapter 105, O.S.L. 1979 (37 O.S. Supp. 1979, Section 8); and providing an effective date.

SB 524 — By Smith.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2355, as last amended by Section 2, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2355); reducing tax upon state taxable income of individuals; providing for classes of taxpayers; deleting obsolete references; repealing Section 3, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2355.1); and declaring an emergency.

SB 525 — By Giles and Stipe of the Senate and Riggs of the House.

An Act relating to the Corporation Commission; creating an Administrative Law Review Panel; providing powers and duties; authorizing appeals to the Commission; providing appeal procedures; providing procedures for panel; expanding definition of "Corporation Commission" for Title 52; directing codification; directing recodification; providing an effective date; and declaring an emergency.

SB 526 — By York.

An Act relating to motor vehicles; amending Section 1, Chapter 56, O.S.L. 1972, as amended by Section 5, Chapter 55, O.S.L. 1977 (47 O.S. Supp. 1979, Section 14-118) and 47 O.S. 1971, Section 22.28, as amended by Section 46, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1979, Section 22.28); prescribing certain duties of the Commissioner of Public Safety and Department of Transportation; providing for towing; providing certain permits and

exemptions for weight and size limits; modifying provisions for certain road uses of certain vehicles; providing certain requirements for special mobilized machinery; modifying certain provisions for issuance of permits and effect; providing drive-away permits; and providing an effective date.

SB 527 — By York.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 151; providing for the marking of automobiles owned by the state; authorizing colors and markings other than those specified for Oklahoma Highway Patrol vehicles under certain conditions; and declaring an emergency.

SECOND READING

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

SB 502 — Oil, Gas and Energy and then to County, State and Federal Government.

SB 503 — Social Welfare.

SB 504 — Revenue and Taxation and then to Social Welfare.

SB 505 — Public Safety and Penal Affairs and then to Criminal Jurisprudence.

SB 506 — Judiciary and then to Appropriations and Budget.

SB 507 — County, State and Federal Government.

SB 508 — Public Safety and Penal Affairs and then to Criminal Jurisprudence.

SB 509 — County, State and Federal Government.

SB 510 — Education, Higher and then to Appropriations and Budget.

SB 511 — Insurance and then to County, State and Federal Government.

SB 512 — Insurance.

SB 513 — Education, Common and then to Appropriations and Budget.

SB 514 — County, State and Federal Government and then to Business, Industry and Labor Relations.

SB 515 — Public and Mental Health.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1609, 1614, 1616, 1619, 1624, 1651 and 1717.

HB 1609 — By Draper and Davis (Don) of the House and Howard and Crow of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2352, as last amended by Section 1, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2352); providing for purpose of revenues and distributions of certain revenues; extending certain distributions; providing severability; and declaring an emergency.

HB 1614 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Office of the Lieutenant Governor; making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; limiting number of employees; making appropriation nonfiscal; providing severability; and declaring an emergency.

HB 1616 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Secretary of State — Appropriation — Emergency).

HB 1619 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Board of Equalization; 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 1624 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Office of the State Treasurer; 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.

HB 1651 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Cancelled Warrants — Appropriation — Emergency).

HB 1717 — By Ford of the House and Watson of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Section 85.12, as last amended by Section 24, Chapter 5, 1st Ex. Sess., O.S.L. 1977 (74 O.S. Supp. 1979, Section 85.12); excluding certain acquisitions from the Central Purchasing Act; excluding aircraft acquisitions by the Department of Public Safety; and declaring an emergency.

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

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1040**.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 386, 397, 398, 409 and 422 and SCR 42 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 40 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 68 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

RESOLUTION

Senator Howard introduced the following Resolution, consideration of which was deferred for this legislative day:

SCR 43 — By Howard.

A Concurrent Resolution supporting the President's call to boycott the Moscow Olympic Games; urging further actions by the President, the Olympic Committees and American allies; and directing distribution.

GENERAL ORDER

SB 392 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 392** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 392** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 392 was read 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, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard,

Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Nay: Keating.—1.

Excused: Howell and Randle.—2.

The bill and emergency passed.

SB 392 was referred for engrossment.

GENERAL ORDER

SB 393 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 393** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 393** was considered engrossed and placed on third reading and final passage.

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

THIRD READING

Senator Crow asked unanimous consent to amend **SB 393** on Third Reading by crippling the Title, which was the order.

SB 393 was read 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, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel,

iel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—47.

Excused: Howell.—1.

The bill and emergency passed.

SB 393 was referred for engrossment.

GENERAL ORDER

SB 400 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 400** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 400** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 400 was read 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, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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.

The bill and emergency passed.

SB 400 was referred for engrossment.

GENERAL ORDER

SB 411 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 411** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 411** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 411 was read 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, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Nay: Landis, Pierce and Wolfe.—3.

Excused: Howell.—1.

The bill and emergency passed.

SB 411 was referred for engrossment.

GENERAL ORDER

SB 395 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 395** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 395** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 395 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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.

The bill and emergency passed.

SB 395 was referred for engrossment.

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

GENERAL ORDER

SB 363 by Boatner and Combs was read and considered.

Senators Pierce, Nickles, Murphy, Terrill, Cullison, Luton and Cain asked to be named coauthors of **SB 363**, which was the order.

Senator Boatner, citing Rule 8(d), asked unanimous consent, which was granted,

that Representative Davis (Guy) be named House author of **SB 363**.

Senator Nickles moved to amend **SB 363**, Page 23, Lines 6, 7 and 8, after the word "of" on Line 6, by changing the words and figures "One Hundred Dollars (\$100.00)" to read "Two Hundred Dollars (\$200.00)" and by changing the words and figures "Two Hundred Dollars (\$200.00)" to read "Four Hundred Dollars (\$400.00)", which amendment was declared adopted.

Senator Cate moved to amend **SB 363**, Page 24, Lines 9 and 10, by striking after the words "benefits of" and before the words "per year" on Line 10, all language and inserting in lieu thereof the words and figures, "Ten Thousand Dollars (\$10,000.00)", which amendment was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Terrill, Tinsley, Watson, Wolfe and York.—38.

Nay: Berrong, Clifton, Johnson, Landis, Smith, Stipe, Taliaferro, Vann and Young.—9.

Excused: Howard.—1.

Senator Crow presiding.

Senator Young moved to amend **SB 363**, Page 24, Line 12, by adding after the word "income." and before "Section 2." a new subsection to read as follows: "10. Income of Six Thousand Dollars (\$6,000.00) per year received by any individual taxpayer shall be exempt from taxable income."

Senator Boatner moved to table the Young motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Howell, Johnston, Keating, Kilpatrick, Lane, Luton, Martin, Murphy, Randle, Rozell, Schuelein, Smith, Tinsley, Watson, Wolfe and York.—24.

Nay: Berrong, Birdsong, Crow, Crutcher, Dahl, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Nickles, Pierce, Porter, Stipe, Taliaferro, Terrill, Vann and Young.—23.

Excused: Howard.—1.

Upon motion of Senator Boatner, **SB 363**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 363**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Smith raised a point of inquiry stating that if the Senate gives a favorable vote on this measure, at what stage in the procedure should the bill be referred to the Joint Conference Committee on Retirement Laws, if indeed it should.

Senator Stipe raised a point of order that this matter, under Joint Rule 10(h), cannot be considered until the bill goes to the Joint Conference Committee on Retirement Laws.

The Chair stated that, after discussion with the clerks, that as the bill is considered and passed by the Senate and leaves the Senate, along with the message to the other

body, the bill, with a crippled title, can then be referred to the Joint Conference Committee on Retirement Laws and the matter handled properly.

Senator Boatner raised a point of order stating that **SB 363** is not related to "state-regulated or funded retirement system" and therefore should not be referred to said Committee.

Senator Cate raised a point of order stating that the Joint Rule provides that all bills relating to state-regulated or funded retirement systems must go to the Joint Conference Committee on Retirement Laws; adding that **SB 363** is an income tax measure, with added exemption, and should not be considered by said Committee.

The Chair ruled that Senator Boatner's **SB 363** does not come under the purview of Joint Rule 10(h).

Senator Lamb moved to send **SB 363** back to the Revenue and Taxation Committee and ascertain the cost of this measure.

Senator Keller moved to table the Lamb motion to recommit, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cate, Combs, Crow, Cullison, Cummins, Green, Howard, Howell, Keating, Keller, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Taliaferro, Terrill, Tinsley, Watson and Wolfe.—26.

Nay: Berrong, Cain, Capps, Clifton, Crutcher, Dahl, Giles, Johnston, Kilpatrick, Lamb, Landis, Lane, Miller, Porter, Schuelein, Smith, Stipe, Vann, York and Young.—20.

Excused: Johnson and Nickles.—2.

SB 363 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, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—43.

Nay: Porter, Smith, Stipe and Young.—4.

Excused: Johnson.—1.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Senate Rule 19(b), Senator Boatner moved that the vote be reconsidered whereby **SB 363** passed.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 40**.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Enrolled **SB 227**, as amended. (Emergency failed).

HOUSE AMENDMENTS

HAs to **SB 227** were read as follows and consideration deferred.

Authors: Add the following coauthor Denman of the House.

Amendment No. 1. Amend Page 1, Line 28, by adding after the word "municipality" and before the period "(.)" the following language: "that exceeds the cost of Five Thousand Dollars (\$5,000.00) per transaction".

Amendment No. 2. Amend Page 1, Line 36, by adding after the word and period "municipality." the following language: "This tax shall be assessed to only property purchased outside Oklahoma."

Amendment No. 3. Amend Page 2, Line 12, by deleting the figures "1979" and substituting in lieu thereof the figures "1980".

Emergency failed.

PENDING SENATE ACTION — CCR

The CCR on **HB 1372** was called up for consideration.

Senator Berrong moved that the CCR on **HB 1372** be rejected and further conference requested. Said Conference Committee Report, and the message thereto, to show notation to be referred to the Joint Conference Committee on Retirement Laws, Joint Rule 10(h), 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 resolved itself into Executive Session.

The Senate reassembled in open session with Senator Watson presiding.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1372**, and referring same to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10(h).

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1230**, 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 1230** was ordered granted, said bill to be referred to GCCA when appointed.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 30, 1980, under Senate Rule 31(b).

Upon motion of Senator Lane, the Senate adjourned at 4:00 p.m. to meet Wednesday, January 30, 1980, under Senate Rule 31(b).

Fourteenth Legislative Day

Wednesday, January 30, 1980

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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Murphy, Porter and Vann.—4.

Senator Luton declared a quorum present.

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

O Lord Our God, As we assemble here may we be as pleased to see Thee as we are to see each other. And may we feel as

comfortable with You as we are with each other.

We are men and women who know tensions. You cannot serve as leaders in this world without feeling demands and anxieties. Please teach us the wisdom which comes from a favorite sport, and that we may apply it to our work. "Some you win — some you lose — and some are called on account of rain."

O God it would be a real help if You would aid us in releasing ourselves from the craving to straighten out everybodys' affairs.

On this day help us to not only drive carefully, but to think carefully and act carefully. In Christ's name, Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator York introduced Marguerite Ballard, R.N., Oklahoma City, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS:

SB 479 — Judiciary.

DO PASS, as amended:

CS for SB 171 — Public and Mental Health, as coauthored by Arnold.

SB 399 — Appropriations and Budget.

SB 415 — Appropriations and Budget.

SB 495 — Judiciary, as coauthored by Elder.

SJR 40 — Elections and Privileges, and be referred to Committee on Judiciary by previous order.

CS for HB 1016 — Judiciary, as coauthored by Clifton.

FIRST READING

The following were introduced and read the first time.

SB 528 — By Rozell of the Senate and Lancaster of the House.

An Act relating to waters and water rights; amending Section 3, Chapter 242, O.S.L. 1972 (82 O.S. Supp. 1979, Section 926.3); providing powers and duties of Oklahoma Water Resources Board; adding authority for adoption, modification, repeal and promulgation of standards of water quality; considering factors affecting sediment; and declaring an emergency.

SB 529 — By York.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 641 and 642, as amended by Sections 1 and 2, Chapter 165, O.S.L. 1974 and 643 (59 O.S. Supp. 1979, Sections 641 and 642); providing for annual renewal of certificate

and license of osteopaths; raising fees; providing for certain educational programs; providing for notice; providing for cancellation of license and reinstatement; prohibiting placement of licensee on inactive status; providing purpose of reregistration fees; and providing an effective date.

SB 530 — By Taliaferro.

An Act relating to motor vehicles; prohibiting premium penalties for traffic violations in excess of three years; directing codification; and providing an effective date.

SB 531 — By Howell.

An Act relating to the Municipal Code; amending Section 37-122, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Section 37-122); providing for municipal water contracts with the federal government; authorizing additional entities such rights; and declaring an emergency.

SB 532 — By Tinsley.

An Act relating to agriculture; amending 2 O.S. 1971, Sections 5-25, 5-26, 5-28, 6-195, as amended by Section 1, Chapter 70, O.S.L. 1978 (2 O.S. Supp. 1979, Section 6-195), 6-265, 7-2 and 7-3; removing certain retail inspections from Department of Agriculture; modifying certain prohibitions concerning eggs; limiting authority to nonretail egg dealers; restricting certain licenses and fees to wholesale dealers; providing exemptions to meat inspections and adding thereto; providing exemptions to poultry inspections and adding thereto; modifying dairy inspection powers; placing certain retail egg authority in State Board of Health; providing certain procedures; prohibiting certain retail egg practices; providing for certain fees and licenses; guaranteeing certain powers to the State Board of Health; directing codification; and providing an effective date.

SB 533 — By Howard.

An Act relating to revenue and taxation; authorizing a county motor fuel/diesel fuel

tax; determining the use for the tax; directing administration; providing for enforcement, collection and distribution of funds; repealing Sections 12 and 13, Chapter 288, O.S.L. 1979 (68 O.S. Supp. 1979, Sections 530 and 531); directing codification; and declaring an emergency.

SB 534 — By Cummins.

An Act relating to schools; creating the Standardized Test Disclosure Act; providing short title; providing disclosure for standardized tests; declaring legislative intent; defining terms; providing procedures for test disclosures incident to admissions; authorizing rules and regulations; providing penalties; directing codification; and providing an effective date.

SJR 50 — By Johnston of the Senate and Riggs of the House.

A Joint Resolution making application to the Congress of the United States to call a convention for the purpose of proposing a right-to-life amendment to the Constitution of the United States in accordance with Article V of said Constitution; making application permanent; and directing distribution.

SECOND READING

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

SB 516 — County, State and Federal Government and then to Retirement and Administration.

SB 517 — Education, Common and then to Appropriations and Budget.

SB 518 — Revenue and Taxation.

SB 519 — Revenue and Taxation and then to County, State and Federal Government.

SB 520 — Oil, Gas and Energy.

SB 521 — Public and Mental Health and then to Business, Industry and Labor Relations.

SB 522 — Revenue and Taxation and then to Appropriations and Budget.

SB 523 — Public and Mental Health and then to Criminal Jurisprudence.

SB 524 — Revenue and Taxation and then to Appropriations and Budget.

SB 525 — Oil, Gas and Energy.

SB 526 — Roads and Highways.

SB 527 — Public Safety and Penal Affairs and then to County, State and Federal Government.

HB 1609 — Revenue and Taxation.

HB 1614 — Appropriations and Budget.

HB 1616 — Appropriations and Budget.

HB 1619 — Appropriations and Budget.

HB 1624 — Appropriations and Budget.

HB 1651 — Appropriations and Budget.

HB 1717 — County, State and Federal Government.

RESOLUTIONS

Senator Wolfe introduced the following Resolutions:

SR 69 — By Wolfe.

A Resolution praising John "Mo" Hogan, coach of Tulsa East Central High School, and the 1979 Cardinals; and directing distribution.

WHEREAS, football is a favorite sport for most Americans; and

WHEREAS, Oklahomans have shown themselves to be the greatest football fans in America by supporting our state's great high school and college teams; and

WHEREAS, John "Mo" Hogan returned to his high school alma mater after eighteen (18) years to become the Football Coach of East Central High School; and

WHEREAS, after opening the 1979 season with three consecutive losses, the Tulsa East Central Cardinals won five straight games, upsetting pre-season favorites Tulsa Memorial and Muskogee, taking the Cardinals to a 4A District Championship; and

WHEREAS, the Cardinals directed by Coach "Mo" went on to participate in the conference and state playoffs in the spirited tradition of fine athletic competition for the first time in over twenty-three years.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma praises Coach John "Mo" Hogan and the 1979 Cardinal players for their hearty efforts as spirited competitors in high school football.

SECTION 2. Copies of this Resolution shall be dispatched to the Assistant Principal of East Central High School, Bill Stephens, and to Coach "Mo" Hogan.

Senator Wolfe asked unanimous consent, which was granted, that all other members of the Senate be made coauthors of **SR 69**.

SR 69, as coauthored, was read at length, dopted upon motion of Senator Wolfe and rdered referred for enrollment.

SR 70 was introduced and read as follows:

SR 70 — By Wolfe.

A Resolution praising the Nathan Hale High School football team of Tulsa for winning the 1979 State 4A Championship; honoring its coaches; and directing distribution.

WHEREAS, the sport of football as played in high schools teaches students the

value of teamwork, exercise, discipline and good sportsmanship; and

WHEREAS, the Nathan Hale High School Rangers capped an exciting and impressive season by winning the State 4A Championship by defeating Midwest City Bombers 15 to 6; and

WHEREAS, such a victorious season of 10 wins and only 3 losses crowned by the State 4A Championship reflects not only the dedication and skill of the Rangers, but also evidences the qualities of team spirit and team effort which are essential to victory; and

WHEREAS, this capture of the 1979 State 4A Championship reflects the vital leadership and instruction provided by Coach Don Eddy; and

WHEREAS, this victory should give justifiable pride to the players, coaches and students of Nathan Hale High School, the citizens of Tulsa and the people of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby recognizes and acclaims the accomplishment of the Nathan Hale Senior High School Rangers of Tulsa and extends congratulations on a season well played. The Oklahoma Senate also praises the remarkable leadership and dedication of Coach Don Eddy.

SECTION 2. Copies of this Resolution shall be dispatched to Coach Don Eddy, Offensive Co-ordinator Jack Kiper, Offensive Line Coach, Ron Bloom, Defensive Back Coach Charles Lonechief, Principal William Gilmore, and the players on the Hale High School "Rangers" Football Team.

Senator Wolfe asked unanimous consent that all other members of the Senate be named coauthors of **SR 70**, which was the order.

SR 70, as coauthored, was read at length, adopted upon motion of Senator Wolfe and ordered referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 392, 393, 395, 400 and 411 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MOTION TO RECONSIDER VOTE

Senator Boatner pressed his motion to reconsider the vote whereby **SB 363** passed, Page 137, Senate Journal.

Senator Howell moved to table the Boatner motion to reconsider, which motion to table was declared adopted.

SB 363 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 41**, as coauthored by Peterson, Roberts and Sheppard; and **SCR 42**.

The above numbered Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 314**, as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 314 were read as follows and consideration deferred.

Authors: Add the following coauthor: Wilson of the House.

Amendment No. 1. Amend Page 1, Lines 27 through 29, by deleting after the word "paid" the following language "all ACTUAL AND necessary expenses incurred in the enforcement and administration of this act" and inserting in lieu thereof the following language: "EXPENSES AS PROVIDED IN THE STATE TRAVEL REIMBURSEMENT ACT".

Amendment No. 2. Amend Page 1, Lines 33 and 34, by deleting after the word "with" and before the word "expenses" the language "actual AND NECESSARY TRAVEL".

Amendment No. 3. Amend Page 2, Line 4, by deleting before the word "expenses" the language "ACTUAL AND NECESSARY TRAVEL" and inserting on Line 5 after the word "[monthly]" and before the period "." the language "AS PROVIDED IN THE STATE TRAVEL REIMBURSEMENT ACT".

PENDING SENATE ACTION — RESOLUTION

SCR 43, introduced on Page 133, was called up for consideration.

SCR 43 was read at length as follows:

SCR 43 — By Howard.

A Concurrent Resolution supporting the President's call to boycott the Moscow Olympic Games; urging further actions by the President, the Olympic Committees and American allies; and directing distribution.

WHEREAS, the Soviet Union has forcefully invaded the nation of Afghanistan, deposed its rulers, and imposed what appears to be a permanent Soviet presence in that country; and

WHEREAS, this Soviet incursion severely threatens the security of Afghanistan's neighbors, Iran and Pakistan, and causes grave doubts about future Soviet intentions; and

WHEREAS, the Afghanistan invasion has been condemned by the United Nations as a breach of international law, evoking no positive response from the Soviets; and

WHEREAS, the President of the United States has responded to the Soviet invasion by placing an embargo on certain trade with the Soviet Union, and by requesting American athletes not participate in the 1980 Summer Olympic Games in Moscow; and

WHEREAS, the Soviet Union plans to use the 1980 Moscow Olympic Games as a tool of propaganda, showing the "glories" of having a Communist system; and

WHEREAS, the Olympics are very important to the Soviet Union, and a united boycott by a number of nations would severely damage Soviet prestige and economy; and

WHEREAS, the Congress of the United States has joined with the President in requesting that the Summer Olympic Games be moved, or our participation cancelled; and

WHEREAS, the United States Olympic Committee has voted to honor the President's request to refrain from participating in any games held in Moscow; and

WHEREAS, now the International Olympic Committee must make the decision whether or not to move the Summer Games; and

WHEREAS, this Legislature agrees with the President that Americans cannot play games in Russia so long as Soviet troops occupy Afghanistan.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Oklahoma Legislature expresses its support for the President of the United States in his intention to withhold American athletes from competing in the 1980 Summer Olympic Games in Moscow. The Oklahoma Legislature urges President Carter to stand firm in his determination and seek International Olympic Committee approval for the change of the site of the 1980 Summer Olympic Games. The Oklahoma Legislature strongly urges the International Olympic Committee to change the site of the 1980 Summer Olympic Games from Moscow. All American allies are urged to join with the United States in boycotting the Olympic Games if held in Moscow.

SECTION 2. Copies of this Resolution shall be dispatched to the President of the United States, the United States Secretary of State, the United States Olympic Committee, and the International Olympic Committee.

Senator Howard asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SCR 43**.

SCR 43, as coauthored, was adopted upon motion of Senator Howard and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1519** and **1580**.

HB 1519 — By Hopkins.

An Act relating to the county sheriff; amending 57 O.S. 1971, Section 54; modi-

tying provisions for operation of the county jail; authorizing appointment of additional civilian employees, under certain conditions; prescribing qualifications of civilian appointees; providing for oath of office and liability of the sheriff; and declaring an emergency.

HB 1580 — By Dunn, Townsend, Glover and Wilson of the House and Crutcher of the Senate.

An Act relating to state officers and employees; amending Section 4, Chapter 285, O.S.L. 1976 (74 O.S. Supp. 1979, Section 803.5); providing for certain discretionary positions in the unclassified service; adding licensed veterinarians; and providing an effective date.

The above numbered **H**Bs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1041**.

HCR 1041 — By Dunn, et al, of the House and Vann of the Senate.

A Concurrent Resolution memorializing the U.S. Olympic Committee to seek an

alternate site for the 1980 Summer Olympic Games; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 46**, as coauthored by McIntyre and Atkins.

The above numbered Resolution was referred for enrollment.

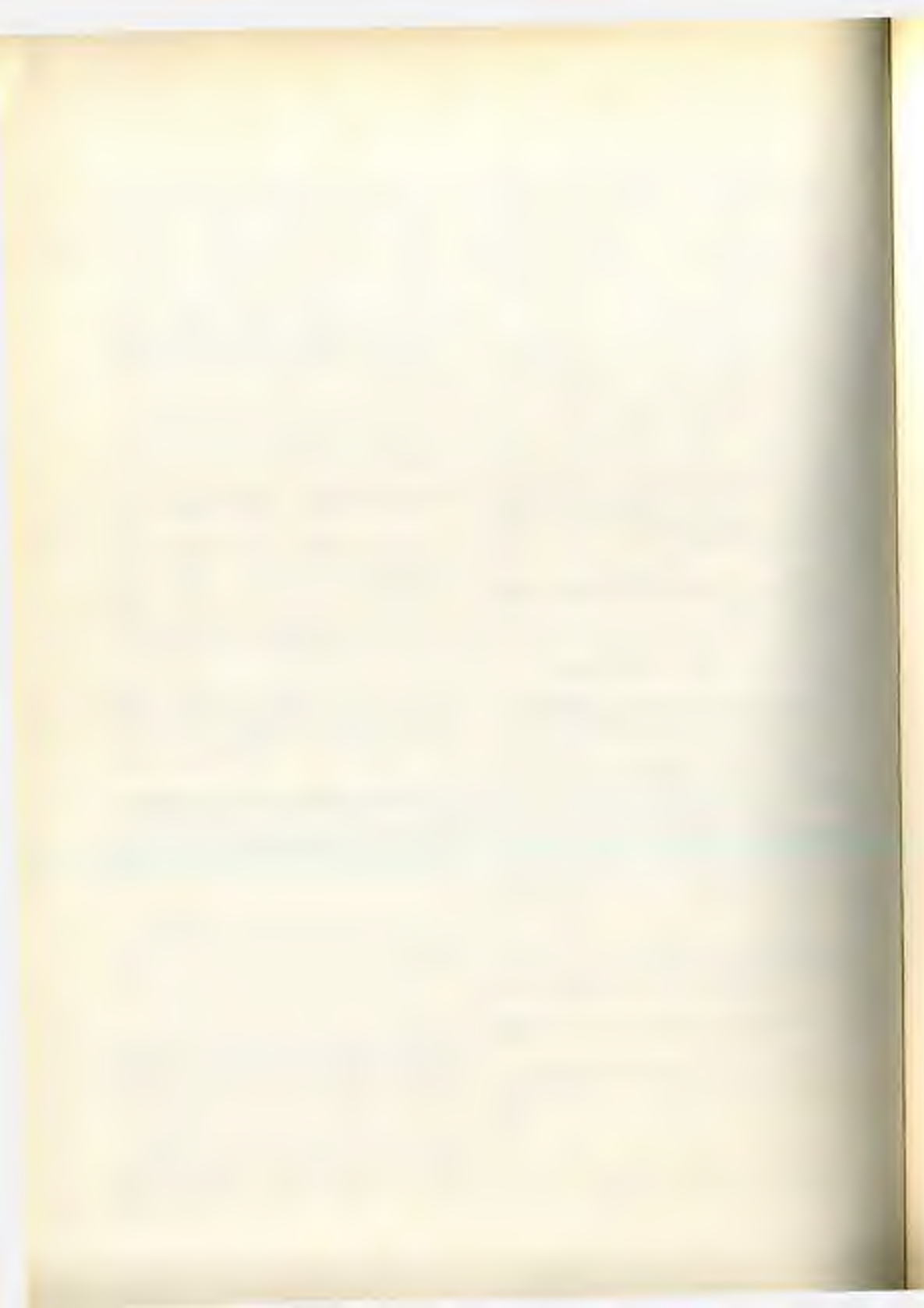
MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 47**, as coauthored by Townsend and Talley.

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 31, 1980, under Senate Rule 31(b).

Upon motion of Senator Lane, the Senate adjourned at 1:50 p.m. to meet Thursday, January 31, 1980, under Senate Rule 31(b).



Fifteenth Legislative Day

Thursday, January 31, 1980

Pursuant to adjournment, the Senate was called to order by Senator York, 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, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Excused: Berrong, Capps, Keating, Keller, Luton, Miller, Nickles, Porter, Randle and Wolfe.—10.

Senator York declared a quorum present.

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

Almighty God, In the words of the young may this not be a "heavy" moment — but may it not be an empty moment. Here in this room O Lord, we have men and women

who have been blessed by Thee with exceptional talents.

Among these should be the talent to laugh at ourselves — knowing it will protect us from false piety, self-righteousness, and pontificating.

Give us the wisdom that we may be thoughtful, but not moody, helpful but not bossy.

Bless us O Lord, if we understand that means to use our talents, live with expectancy and walk with courage.

In the name of our Lord and Savior, Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Martin introduced Roger Reid, M.D., Ardmore, as the Doctor of the Day. A citation from the State Senate was presented to Dr. Reid.

Senator Combs introduced Richard Wawro, R.N., Oklahoma City, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS:

SB 439 — Revenue and Taxation, as coauthored by Berrong and McDaniel (amended by Agriculture Committee).

SB 471 — Municipal Government.

DO PASS, as amended:

CS for SB 381 — Revenue and Taxation, coauthored by Watson, Combs, Murphy, Johnston, York, Pierce and Giles.

SB 401 — Appropriations and Budget.

SB 416 — Appropriations and Budget.

FIRST READING

The following were introduced and read the first time.

SB 535 — By McDaniel.

An Act relating to public buildings and public works; amending 61 O.S. 1971, Section 1; requiring bond of contractor for certain public improvements or construction of public buildings; providing exceptions; requiring affidavit; and providing an effective date.

SB 536 — By Vann.

An Act relating to waters and water rights; amending 82 O.S. 1971, Section 541; providing for the organization of conservancy districts; providing powers and duties of the districts; providing for board of directors, term of office, meetings, membership and vacancies; changing fee amount; allowing mileage; and declaring an emergency.

SB 537 — By Rozell.

An Act relating to cities and towns; amending Section 21-105, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Section 21-105); providing procedures for annexation by petition; Providing for property

owners; requiring notice; including the board of trustees; and providing an effective date.

SB 538 — By Boatner of the Senate and Elder of the House.

An Act relating to property; amending 60 O.S. 1971, Sections 175.9 and 175.13; providing for trustee to lend funds to itself and to purchase in limited circumstances; and providing an effective date.

SB 539 — By Smith of the Senate and Willis of the House.

An Act relating to higher education; providing for transfer of governance of the Oklahoma College of Osteopathic Medicine and Surgery, and for a board of regents thereof; providing severability; and declaring an emergency.

SB 540 — By Howard.

An Act relating to roads, bridges and ferries; repealing Sections 1, 2, as amended by Section 1, Chapter 219, O.S.L. 1979, 3 through 5, as amended by Section 2, Chapter 219, O.S.L. 1979, 6 through 9, as amended by Section 1, Chapter 128, O.S.L. 1977 and 10 through 14, Chapter 218, O.S.L. 1976 (69 O.S. Supp. 1979, Sections 4001 through 40014); which creates a Department of Transportation; providing an effective date; and declaring an emergency.

SB 541 — By Smith of the Senate and Sparkman of the House.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1004, 2405 and 2420; declaring intent; repealing ad valorem tax on household personal property; adding certain household personal property as an exemption from ad valorem tax; excluding household personal property from definition for ad valorem tax purposes; providing apportionment and use of certain tax proceeds; establishing county gross production fund in state treasury; providing for severability; stating an effective date; and declaring an emergency.

SECOND READING

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

SB 528 — Environmental and Natural Resources and then to County, State and Federal Government.

SB 529 — Public and Mental Health and then to Business, Industry and Labor Relations.

SB 530 — Insurance.

SB 531 — Municipal Government.

SB 532 — Agriculture.

SB 533 — Revenue and Taxation.

SB 534 — Education, Higher.

SJR 50 — Public and Mental Health.

HB 1519 — Public Safety and Penal Affairs and then to County, State and Federal Government.

HB 1580 — County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1527, 1561, 1648, 1649, 1650 and 1742.**

HB 1527 — By Lancaster of the House and Rozell of the Senate.

An Act relating to animals; amending 4 O.S. 1971, Section 43; permitting the regulation and disposal of dogs and cats running at large; providing for the regulation and taxing of owners and harborers of dogs and cats; providing penalties; and providing an effective date.

HB 1561 — By Dunn, Davis (Guy), Wilson, Vaughn, Duckett and Morgan.

An Act relating to counties and county officers; amending Section 2, Chapter 221, O.S.L. 1979 (19 O.S. Supp. 1979, Section 162); providing for appointment and compensation of deputies; adding hazardous duty pay for certain deputies; and providing an effective date.

HB 1648 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Oklahoma Conservation Commission — Appropriations — Emergency).

HB 1649 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Water Resources Board — Appropriation — Emergency).

HB 1650 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Department of Pollution Control; 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.

HB 1742 — By Weichel and Trent of the House and Murphy of the Senate.

An Act relating to agriculture; amending 2 O.S. 1971, Sections 7-51, 7-107 and 7-272; adding milk from goats to definition of whole milk in describing milk for manufacturing purposes; adding goat's milk to the definition and optional ingredients of ice cream; adding goat's milk to the definition of milk for instant non-fat dry milk; providing all current and future Statutes of Title 2 be part of the Oklahoma Agricultural Code; directing recodification; repealing 2 O.S. 1971, Sections 7-253 and 7-317 through 7-319; directing codification; and providing an effective date.

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

MESSAGE FROM THE HOUSE

Transmitting following bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1438.**

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1438** was read and consideration deferred.

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1438**, and Engrossed Senate Amendments thereto, by 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.

Respectfully submitted,

FOR THE HOUSE: Rieger, Wilson and
McCorkell.

FOR THE SENATE: Lamb and Dahl.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 363 and **SCR 43** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SJR 46 and **47** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCRs 41 and **42** were each correctly enrolled, properly signed and ordered trans-

mitted to the Honorable House for the signature of the Speaker.

SRs 69 and **70** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1413 by Elder, et al, of the House and Lamb and Stipe of the Senate was read and considered.

Senator Kilpatrick moved to amend **HB 1413**, Page 7, Line 6½, by adding a new Section 5 to read as follows:

“Section 5. Section 43-101, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1978, Section 43-101), is amended to read as follows:

Section 43-101. A. For the purpose of promoting health, safety, morals, or the general welfare of the community, a municipal governing body may regulate and restrict the height, number of stories, and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, and the location and use of buildings, structures and land for trade, industry, residence or other purposes.

B. Municipalities may enact nondiscriminatory zoning ordinances regulating the location of sale of nonintoxicating beverages as defined in Section 163.1 of Title 37 of the Oklahoma Statutes.”

, and by renumbering subsequent sections, and amending the Title to conform.

Senator Kilpatrick asked unanimous consent that his foregoing amendment be withdrawn, which was the order.

Senator Lamb moved to amend **HB 1413**, Page 8, Line 5, by changing the figures “1979.” to read “1980.”, which amendment was declared adopted.

Upon motion of Senator Lamb, **HB 1413**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1413**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1413 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, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—36.

Excused: Berrong, Capps, Crow, Keating, Keller, Luton, Miller, Nickles, Porter, Randle, Smith and Wolfe.—12.

The bill passed.

HB 1413 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR**s 46 and 47.

The above numbered Enrolled Resolutions were referred to the Governor.

Advising the signing of and returning Enrolled **SCR**s 41 and 42.

The above numbered Enrolled Resolutions were 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 York presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Cate, advised and consented to the confirmation of **JUNE BENSON**, Norman, as chairperson to the Pollution Control Coordinating Board to serve at the pleasure of the Governor. Ms. Benson succeeds James Lovell.

The Senate, in executive session, and upon motion of Senator Tinsley, advised and consented to the confirmation of **GERALD E. BORELLI**, Kingfisher, as a member of the Water Resources Board, to serve a 7-year term ending May 14, 1985. Mr. Borelli succeeds himself.

The Senate, in executive session, and upon motion of Senator Lane, on behalf of Senator Berrong, advised and consented to the confirmation of **MERVIN N. LAWVER**, Seiling, as a member of the Wildlife Conservation Commission, to serve an 8-year term ending July 1, 1987. Mr. Lawver succeeds himself.

The Senate, in executive session, and upon motion of Senator Tinsley, advised and consented to the confirmation of **JACK McCURDY**, Yukon, as a member of the Oklahoma State Credit Union Board, to serve a 4-year term ending October 1, 1982. Mr. McCurdy succeeds himself.

The Senate, in executive session, and upon motion of Senator Cate, advised and

consented to the confirmation of WILLIAM C. McGREW, Norman, as CPA member of the Oklahoma Securities Commission, to serve a 6-year term ending July 27, 1985. Mr. McGrew succeeds Walter G. Moffitt.

Senator Berrong 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, February 4, 1980, under Senate Rule 31(b), which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 12:55 p.m. to meet Monday, February 4, 1980, under Senate Rule 31(b).

Sixteenth Legislative Day

Monday, February 4, 1980

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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Berrong, Nickles, Stipe and Wolfe.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Dave Kelley, First Baptist Church, Morris, and incorporated into the Journal upon request of Senator Miller.

Our Father, we are grateful for the blessings of God and we are grateful for the joy that is ours to be a part of this great

nation of which You have privileged us to live in. We thank You, our Father, for the great state which we live in. We thank You for Oklahoma. We thank You for these men that are here as legislators and we pray that they might be a blessing to the people of this state. We pray, our Father, that You will continue to bless this state as it lays in the middle of the Bible belt. We pray that You would also bless the leaders of this state. We pray for our nation and especially in this time of crisis of Iran and all that is taking place in the Middle East. We pray that You'd give all of our leaders this day the strength and the courage and the grace and the knowledge to know exactly what to do in this hour. We pray, our Father, that You would bless all that we do. For it's in the name of Jesus, we pray and ask. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator McCune introduced Stanley Rogers, D.O., Oklahoma City, as the Doctor of the Day, and Larry Sharp, Logan, Utah, as the Student Doctor.

Senator Tinsley introduced Chris Bonavida, R.N., Yukon, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS:

SB 427 — County, State and Federal Government, and be referred to Committee on Appropriations and Budget by previous order.

SB 431 — County, State and Federal Government, (amended by Judiciary Committee as a Committee Substitute).

HB 1575 — County, State and Federal Government, and be referred to Committee on Retirement and Administration by previous order.

DO PASS, As Amended:

SB 361 — County, State and Federal Government, and be referred to Committee on Public and Mental Health by previous order.

SB 404 — Appropriations and Budget.

SB 405 — Appropriations and Budget.

SB 406 — Appropriations and Budget.

CS for SB 413 — Appropriations and Budget.

SB 417 — Appropriations and Budget.

SB 419 — Appropriations and Budget.

SB 421 — Appropriations and Budget.

SB 423 — Appropriations and Budget.

SB 425 — Appropriations and Budget.

SB 477 — Public Safety and Penal Affairs.

FIRST READING

The following were introduced and read the first time.

SB 542 — By Giles of the Senate and Sanders of the House.

An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 815, as amended by Section 8, Chapter 245, O.S.L. 1977 and 833, as last amended by Section 4, Chapter 59, O.S.L. 1975 (74 O.S. Supp. 1979, Sections 815 and 833); modifying certain administrative procedures for certain hearings; providing for hearing officers; giving the hearing officer certain powers and duties; allowing discharge, suspension or demotion of employees under certain circumstances; requiring notification; changing certain time limits; modifying notice form; providing for certain rules and regulations; providing for appointment, qualifications, compensation and duties of hearing officers; directing codification; providing an effective date; and declaring an emergency.

SB 543 — By Howard of the Senate and Draper of the House.

An Act relating to state government; amending 40 O.S. 1971, Sections 301, 303, 305, 306, 307 and 308; establishing the Office of Handicapped Concerns; providing powers and duties; providing for administration by a Director; providing for appointment and confirmation; providing duties of Director; providing for divisions within office, staff and duties; providing for advisory committees; providing for membership of Governors Advisory Committee to Office of Handicapped Concerns; authorizing promulgation of rules and regulations; transferring powers, duties, functions, records, employees, property, matters pending and fund of Governor's Committee on Employment of the Handicapped to Office of Handicapped Concerns; providing for a certain division within the office; providing for membership of Governor's Advisory Committee on Employment of the Handicapped; providing for officers; providing powers and duties; providing for meetings; creating a revolving fund; stating purpose; providing for gifts, donations,

bequests or grants; providing for character of the Governor's Advisory Committee on Employment of the Handicapped; repealing 40 O.S. 1971, Sections 304, 309, 310 and 311; directing recodification; directing codification; providing an effective date; and declaring an emergency.

SB 544 — By York.

An Act relating to court procedure; amending 12 O.S. 1971, Section 586 and 22 O.S. 1971, Section 921; providing procedures; requiring concurring jurors of all trials to sign verdict; and declaring an emergency.

SB 545 — By York.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1206; providing exemptions from franchise tax; authorizing exemption for holding companies; and declaring an emergency.

SB 546 — By York.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 303; requiring district attorney to subscribe his name to informations and preliminary informations; providing procedures for all known witnesses intended for preliminary examination or trial; providing in camera proceeding with sealed record; and declaring an emergency.

SB 547 — By York.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 22.1, as last amended by Section 7, Chapter 304, O.S.L. 1978, and 22.15a, as last amended by Section 36, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1979, Sections 22.1 and 22.15a); creating the Automotive Dismantlers and Parts Recycler Act; providing short title; defining terms; requiring licensing; requiring application; providing fees; requiring register of all purchases and sales; providing for certain nonrecyclable hulk and parts without license; authorizing the transfer of title; permitting refusal of license

under certain circumstances; providing notice, hearing and appeal for licensure refusal; providing procedures for sales at a salvage pool or salvage disposal sale; providing for buyer identification cards and refusal thereof; permitting reciprocal licensing; providing penalty; redefining motor license agent to include an automotive dismantler and parts recycler for certain circumstances; defining certain terms; deleting certain references to salvage dealers; providing licensing of manufacturers, new and used motor vehicle dealers and mobile home and house trailer dealers; requiring fees; providing bond; providing expiration date of licensure; defining terms; providing membership and chairmanship of the Commission; providing compensation; providing for the appointment of a Director; providing certain powers and duties; creating a certain fund; requiring certain filing; providing for expenses; authorizing injunctions under certain circumstances; creating a petty cash fund; providing forms, procedures and reimbursement for the fund; repealing 47 O.S. 1971, Section 22.1, as last amended by Section 2, Chapter 209, O.S.L. 1978 (47 O.S. Supp. 1979, Section 22.1); directing codification; and providing an effective date.

SB 548 — By Landis.

An Act relating to schools; amending 70 O.S. 1971, Section 3311, as last amended by Section 1, Chapter 211, O.S.L. 1977 (70 O.S. Supp. 1979, Section 3311); providing for the Council on Law Enforcement Education and Training; providing for membership, procedures, powers and duties of the Council; providing certain requirements for peace officers; and modifying certain conditions for certification.

SB 549 — By Howell.

An Act relating to professions and occupations; enacting the Building Contractors' Licensing Act; stating legislative intent; defining terms; providing for functions and duties of Commissioner of Labor; providing

for classification of contractors; providing for compliance with Administrative Procedures Act; creating the Building Contractors' Revolving Fund; creating the Building Contractors' Recovery Fund; providing purpose of recovery fund; providing for deposit of part of fees; providing for recovery from fund and procedure thereto; providing for payment of claims; providing exemptions to act; providing for licensure; providing for written examinations and for reexaminations; providing certain requirements; providing for denial, suspension or revocation of license; providing an expiration date; providing for fees; making certain acts unlawful; requiring a surety bond or cash deposit and procedures thereto; providing for renewal or reissuance of license; making certain acts misdemeanors; providing remedies; providing for disassociation; providing for signed statements by certain persons; providing for forfeiture of right of lien or suit; providing for certain nonapplication of provisions of act; directing codification; providing severability; and providing an effective date.

SB 550 — By Howell.

An Act relating to schools; amending 70 O.S. 1971, Section 5-110; providing for certain workshops; providing for reimbursement for certain expenses and mileage; and providing an effective date.

SB 551 — By Howell of the Senate and Deatherage of the House.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 242; providing for filing of action of interpleader; prescribing conditions of filing; providing for assessment of attorneys' fees and costs; directing codification; and providing an effective date.

SB 552 — By Howell.

An Act relating to labor; amending 40 O.S. 1971, Sections 212, 214, as last amended by Section 2, Chapter 77, O.S.L. 1977, 216, as amended by Section 1,

Chapter 245, O.S.L. 1972, and 221, as amended by Section 6, Chapter 77, O.S.L. 1977 (40 O.S. Supp. 1979, Sections 214, 216 and 221); declaring state public policy; providing for eligibility to receive benefits; providing for ineligibility under certain conditions; providing for determination; providing for claims for benefits; providing for filing; providing for notice and objections; providing for redeterminations; providing notice to reimbursing employer; providing for review; providing for appeal tribunals; providing for filing and hearing; providing for filing of response; providing for withdrawal of appeal; providing for notification of decision; requiring resolution of certain percent of appeals and providing exceptions; providing for a Board of Review; providing for review of appeal; providing for statement and determination; requiring resolution of certain percent of appeals filed with Board and providing exceptions; providing procedure; providing conclusiveness of determinations and decisions; providing for rule of decision; providing for judicial review; providing for representation; providing for payment of benefits, recovery and recoupment; providing for administration; providing powers and duties of Commission; providing for an Advisory Council; making available unemployment insurance wage information; and providing an effective date.

SB 553 — By Rozell.

An Act relating to public libraries; amending Section 4, Chapter 140, O.S.L. 1978 (65 O.S. Supp. 1979, Section 3-119); providing for public land survey corner records; requiring filings; adding a filing location; providing for regulations; requiring certain signatures; and providing an effective date.

SB 554 — By Green.

An Act relating to the municipal code; amending Section 28-102, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Section 28-102); providing for jurisdiction of mu-

municipal criminal courts of record; changing certain exceptions; providing for maximum penalty and double jeopardy; and providing an effective date.

SB 555 — By Murphy.

An Act relating to poor persons; authorizing agreements between district attorneys and the Department of Institutions, Social and Rehabilitative Services for enforcement and collection of child support obligations; creating a special fund and providing for disbursements therefrom; directing codification; and declaring an emergency.

SB 556 — By Boatner of the Senate and Barker of the House.

An Act relating to banks and trust companies; amending 6 O.S. 1971, Sections 104, 201, as last amended by Section 1, Chapter 173, O.S.L. 1979, 207, as amended by Section 1, Chapter 161, O.S.L. 1978, 306, as last amended by Section 1, Chapter 160, O.S.L. 1978, 307, as amended by Section 7, Chapter 109, O.S.L. 1975, 401, 711, as amended by Section 10, Chapter 208, O.S.L. 1977, and 901, as amended by Section 6, Chapter 173, O.S.L. 1979 (6 O.S. Supp. 1979, Sections 201, 207, 306, 307, 711 and 901); requiring banks, bank holding companies and trust companies not chartered in this state to register with the Commissioner if they conduct bank or trust-related activities in the state; defining bank or trust-related activities; establishing the Banking Department and certain officers and employee positions; providing for a Commissioner, Deputy Commissioner and Administrative Assistant; providing for certain other officers; providing for preparation of a manual; providing for certain information in manual; providing for selection of certain personnel by Commissioner; providing salaries; entitling Commissioner and with his authority certain others to reimbursement; providing for certain employees; providing for delegation of authority; providing for oath of office and bond; providing for seal and fees;

providing for appeal to supreme court from order of Board or Commissioner; providing for costs; abolishing Court of Bank Review; providing for application for charter of banks and trust companies; removing certain matters pertaining to examination and investigation; providing for Commissioner's report; providing for notice, hearing and evidence; providing for Board's decision; providing for approval of application; providing for certificate of authority; providing for forfeiture of charter; providing for cancellation of authority in certain circumstances; providing for organization of new bank or trust company; providing for certain construction; providing for directors and officers; removing stock ownership provisions as to directors; providing for compensation, terms, vacancies and removal; providing for deposits in name of two or more persons; deleting certain term; and providing an effective date.

SB 557 — By Murphy.

An Act relating to probate; providing procedures for informal proceeding for original probate of wills, in certain circumstances; including petition, order, notice, publication notice, claims and procedures to contest and vacate order; directing codification; and providing an effective date.

SB 558 — By Murphy.

An Act relating to probate procedure; amending 58 O.S. 1971, Sections 25 and 128; providing for hearing and notice of hearing on petition for probate of a will; permitting the dispensation of hearing on certain petitions under certain circumstances; providing for hearing and notice of hearing on a petition for letters of administration; and providing an effective date.

SB 559 — By Murphy.

An Act relating to probate; amending 58 O.S. 1971, Section 171; modifying bond requirements in certain cases; providing alternative procedures for admitting wills to

probate, appointing executors or administrators and the administration of estates, including petition contents, signatures and exceptions; directing codification; and providing an effective date.

SB 560 — By Terrill.

An Act relating to mental health; providing for discharge of an involuntary inpatient under certain conditions; providing for notification to court; defining convalescent leave; providing for granting of convalescent leave; providing for revocation; providing for judicial determination; providing for notice and hearing; providing for decision and order; providing for order of detention; allowing precommitment screening examination; repealing 43A O.S. 1971, Section 73; directing codification; and providing an effective date.

SB 561 — By Terrill.

An Act relating to mental health; providing for labor by residents; providing for voluntary agreement; providing for compensation; providing for work therapy or vocational training program; excluding certain labor; permitting offset of costs under certain condition; repealing 43A O.S. 1971, Section 191; directing codification; and providing an effective date.

SB 562 — By Terrill.

An Act relating to mental health; providing incompetency not deemed implied; providing for psychotropic medication treatment; providing for effect of certain orders or commitments; repealing 43A O.S. 1971, Section 64, as last amended by Section 5, Chapter 247, O.S.L. 1978 (43A O.S. Supp. 1979, Section 64); directing codification; and providing an effective date.

SB 563 — By Terrill.

An Act relating to mental health; designating the Phil Smalley Children's Center at Norman as an institution within the Department of Mental Health; providing for operation; authorizing a revolving fund; transfer-

ring certain property and funds; creating a petty cash fund; 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 535 — County, State and Federal Government and then to Business, Industry and Labor Relations.

SB 536 — County, State and Federal Government.

SB 537 — Municipal Government.

SB 538 — Business, Industry and Labor Relations.

SB 539 — Education, Higher.

SB 540 — Roads and Highways.

SB 541 — Revenue and Taxation.

HB 1527 — Agriculture.

HB 1561 — County, State and Federal Government.

HB 1648 — Appropriations and Budget.

HB 1649 — Appropriations and Budget.

HB 1650 — Appropriations and Budget.

HB 1742 — Agriculture.

UNANIMOUS CONSENT REQUEST

Senator Giles asked unanimous consent that **SB 541** be assigned also to the Committee on Oil, Gas and Energy in addition to the Committee assignment to the Committee on Revenue and Taxation, to which request objection was heard.

Senator Giles moved that **SB 541** be assigned to the Committee on Oil, Gas and Energy as a second committee assignment.

Senator Smith moved to table the Giles motion to assign, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Cate, Combs, Cullison, Cummins, Green, Howard, Johnson, Keller, Kilpatrick, Lane, Luton, Murphy, Randle, Rozell, Schuelein, Smith, Terrill, Watson and York.—20.

Nay: Birdsong, Boatner, Capps, Clifton, Crow, Crutcher, Dahl, Giles, Howell, Johnston, Keating, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Pierce, Porter, Taliaferro, Tinsley, Vann and Young.—24.

Excused: Berrong, Nickles, Stipe and Wolfe.—4.

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

Senator Howell moved as a substitute motion to the Giles motion to assign to send **SB 541** to the Committee on Appropriations and Budget, as well as the Committee on Revenue and Taxation.

Senators Howell and Smith asked unanimous consent to amend the Howell substitute motion previously read, in that said motion should read to send **SB 541** to the Committees on Revenue and Taxation and Oil, Gas and Energy as a Joint Committee assignment.

Senator Giles moved to table; Senator McDaniel raised a point of order on the Giles motion to table and stated that the Howell-Smith request was by unanimous consent, to which point of order the Chair concurred.

Senator Terrill moved that **SB 541** be sent to the Committee on Rules for a clarification on the Rule concerning double reporting procedures for bills sent to a Joint Committee.

Senator Giles moved to table the Terrill motion to commit to the Committee on Rules, which motion to table was declared

adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Capps, Clifton, Crutcher, Dahl, Giles, Howell, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Nickles, Pierce, Taliaferro, Tinsley, Vann and Young.—23.

Nay: Cain, Cate, Combs, Crow, Cullison, Cummins, Green, Howard, Johnson, Kilpatrick, Lane, Luton, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Terrill, Watson and York.—22.

Excused: Berrong, Stipe and Wolfe.—3.

Senator Johnston raised a point of order as to whether a bill can be "dual assigned" to a Joint Committee and to what rule this situation should apply, to which point of order the Chair ruled as well taken.

Senator Howell stated in his point of order that by a $\frac{2}{3}$ vote the Senate, under Senate Rule 13, can move to suspend the rules governing committee assignments and moved to suspend the rule to send **SB 541** to the Committees on Revenue and Taxation and Oil, Gas and Energy as a Joint Committee.

Senator Giles moved to table the Howell motion to suspend the rule, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Capps, Clifton, Crutcher, Dahl, Giles, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Tinsley, Vann and Young.—21.

Nay: Boatner, Cain, Cate, Combs, Crow, Cullison, Cummins, Green, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson and York.—24.

Excused: Berrong, Stipe and Wolfe.—3.

Senator Howell pressed his motion to suspend the rule, which motion to suspend was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Cate, Combs, Crow, Cullison, Cummins, Green, Howard, Howell, Johnson, Kilpatrick, Lane, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, York and Young.—22.

Nay: Birdsong, Boatner, Capps, Clifton, Crutcher, Dahl, Giles, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Tinsley and Vann.—23.

Excused: Berrong, Stipe and Wolfe.—3.

Senator Giles pressed his motion to assign **SB 541** to the Committee on Oil, Gas and Energy as a second committee assignment, which motion to assign was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Capps, Clifton, Crow, Crutcher, Dahl, Giles, Johnston, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Taliaferro, Tinsley and Vann.—21.

Nay: Boatner, Cain, Cate, Combs, Cullison, Cummins, Green, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Terrill, Watson, York and Young.—23.

Excused: Berrong, Keating, Stipe and Wolfe.—4.

Senator Tinsley moved that **SB 541** be referred to the Committee on County, State and Federal Government in addition to its original assignment, which motion to refer was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Capps, Crutcher, Dahl, Giles, Howard, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Taliaferro, Tinsley, Vann and Young.—22.

Nay: Boatner, Cain, Cate, Combs, Crow, Cullison, Cummins, Green, Howell, Johnson, Kilpatrick, Lane, Luton, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Terrill, Watson and York.—22.

Excused: Berrong, Clifton, Stipe and Wolfe.—4.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1413 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1082**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1082** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1082**, and Engrossed Senate amendments thereto, by Peterson of the House and Lamb of the Senate, entitled:

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; ***; repealing 12 O.S. 1971, Section 706.1; 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 Amendment 1, and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1082** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Peterson and Steward.

FOR THE SENATE: Lamb and Clifton.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1042**.

HCR 1042 — By Draper, Duckett and Dunn of the House and York of the Senate.

A Concurrent Resolution expressing legislative intent that the Province of Taiwan and the State of Oklahoma enter into a sister state relationship; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 389**.

The above numbered Bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 428**, as coauthored by Holden, Kennedy, Milacek, Whorton, Wilson, Morgan, Townsend, Briscoe, Duckett, Manar, Talley, Conaghan, Holt, Monks, Davis (Guy) and Cunningham of the House.

Advising passage of and returning Engrossed **SJR 45**, as coauthored by Caldwell, Peterson and Robinson of the House.

The above numbered bill and joint resolution were referred for enrollment.

COMMUNICATION

The following communication from the Joint Legislative Ethics Committee was received and ordered printed in the Journal for this legislative day upon request of Senator Dahl, Chairman:

Lobbyists registrations received January 1, 1980 through January 31, 1980: (Including organizations represented)

Baird, Everett W., National Association of Retired Federal Employees

Barber, Imogene W., Oklahoma Association of Electric Cooperatives

Benshoff, Jerome A., Transport Workers Union Local 514

Campbell, Robert S., Public Service Company of Oklahoma

Carleton, R.E., Oklahoma Education Association

Dahl, D. Carl, A.H. Robins Company
Derryberry, Larry, American Insurance Association

Foster, Edd Crowe, International Association of Machinists and Aerospace Workers

Foster, Rebecca Ann, Independent Bankers Association of Oklahoma

Isch, Jack, Oklahoma City Public Schools and Oklahoma County Vo-Tech District 22

Keels, James Lee, Better Business Bureau

Kelsay, Kenneth E. (Ed), Oklahoma Association of Defense Counsel

McCormick, Robert Louis Jr., Independent Bankers Association of Oklahoma

McNally, Kathleen Marie, Oklahoma Farm Bureau

Meyer, Henry A. III, Motorcycle Industry Council, Inc.

Myers, Robert Guy, Committee for Better Legal and Banking Service of Oklahoma
Payzant, Thomas W., Oklahoma City Public Schools and Oklahoma County Vo-Tech District 22

Pearson, Max M., United Parcel Service

Pugh, Roger, Oklahoma Oil Marketers Association

Rhodes, Charlie William, Common Cause of Oklahoma

Shatswell, J.W. (Dub), Transport Workers Union No. 514

Sloan, Raymond Earl, The Upjohn Company

Smith, Virgil L. (Fred), Sun Company, Inc.

Whiting, Richard Lee, Education Support Personnel of Oklahoma, Inc.

Williams, Ross J., Oklahoma State AFL-CIO

Lobbyists registrations have been terminated upon request of the following:

Hays, Burl E., Allstate Insurance Company as of 1-23-80.

Howard, William W. Jr., Oklahoma Wildlife Federation as of 1-8-80.

Langston, Czar D. Jr., Oklahoma Association of Electric Cooperatives as of 1-31-80.

Marshall, Peggy Elyse, Oklahoma Dentist Association, Inc. as of 1-16-80.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent that the second committee assignment to the Committee on Education, Common for **SB 402** be rescinded, which was the order.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 5, 1980, under Senate Rule 31(b), which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:20 p.m. to meet Tuesday, February 5, 1980, under Senate Rule 31(b).

Seventeenth Legislative Day

Tuesday, February 5, 1980

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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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: Berrong and Boatner.—2.

Senator Luton declared a quorum present.

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

Our Father, we thank Thee again for this another day in which Thou has given us to live and the privilege that we have to live it for Thee. We thank You for life, we thank You for the health which You have allowed us to have and which You've allowed us to

enjoy. Thank You for the night's rest and the blessings of the night hour. We pray, our Father, that You will help us this day to be under Thy leadership and acknowledge Thy ways in all that we do. We pray that You would bless as these legislators meet again this day. Help them to realize what the Word of God teaches, that the nation that forgets God is turned into hell. We pray, our Father, that You would help them to realize that everything that we do ought to be based upon what God would have this nation and this state especially to do. We pray that You would continue to help this state to continue to be one of the great leaders in evangelistical results across the state. We pray that You would bless it and bless these men. Help us to be mindful of the fact that it's only by Thy mercy and Thy grace that we're even privileged to live, that if You were to take Your mercy off our bodies and our lives and our nation, that we would not last long. We ask this in Jesus' name and for His sake. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Cummins introduced J. Michael Ritze, D.O., Broken Arrow, as the Doctor of the Day.

Senator McCune introduced Molly Karns, R.N., Oklahoma City, as the Nurse of the Day.

Senator Martin introduced Chuck Mitchell, Davis, as the Student Doctor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 5, 1980, of Enrolled **SJR 47**.

COMMITTEE REPORTS

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

DO PASS:

SB 489 — Aging, and be referred to Committee on Revenue and Taxation by previous order. Roll call vote on Bill.

SB 496 — Judiciary, coauthored by Elder.

SJR 43 — Rules.

DO PASS, As Amended:

SB 370 — Business, Industry and Labor Relations.

SB 402 — Appropriations and Budget, coauthored by Murphy of the Senate.

SB 500 — Judiciary, coauthored by Kerr.

SB 525 — Oil, Gas and Energy.

FIRST READING

The following were introduced and read the first time.

SB 564 — By Randle.

An Act relating to state government; amending Section 4, Chapter 111, O.S.L. 1975, as amended by Section 101, Chapter 47, O.S.L. 1979 (74 O.S. Supp. 1979, Section 1524); providing duties of the

Director of the Department of Economic and Community Affairs; authorizing Director to contract on behalf of the state; providing Director organization of divisions deemed necessary; providing Merit System status; repealing Section 2, S.J.R. No. 3, O.S.L. 1975 (74 O.S. Supp. 1979, Section 1518); and declaring an emergency.

SB 565 — By Howard.

An Act relating to state property; creating the Oklahoma Risk Management Agency; providing short title; stating purpose; creating the Oklahoma Insurance Trust Fund; providing provisions therefor; providing for Risk Management Agency Governing Board; providing for appointment, term and compensation of members; providing powers and duties of Governing Board; providing for an investment committee; providing for employment of Director and other personnel; setting employment requirements; providing for the duties of Director; stating self-insurance coverage under the trust fund; declaring federal law to be controlling in certain circumstances; providing for participation by school district and by counties and municipalities under certain conditions; providing for exclusion of certain risks; providing for purchase of re-insurance; providing for deductibles; requiring statistical information on premiums and losses; providing for rates and premiums; providing a calculation method; requiring payment of premiums by state agencies; requiring inspections and repair of dangerous conditions; providing for appraisers under certain circumstances; providing for leasehold interests; providing for transferring of liabilities; prohibiting certain coverages; providing exceptions; requiring notification of the Director of newly erected or acquired property; requiring the furnishing of certain information; providing for purchase of certain insurance by competitive bids; requiring certain reports; providing for confidentiality of information; making an appropriation to the Oklahoma Insurance Trust Fund; providing for severability;

directing codification; and providing an effective date.

SB 566 — By Randle.

An Act relating to schools; amending Section 5, Chapter 271, O.S.L. 1974, as amended by Section 4, Chapter 147, O.S.L. 1976 (70 O.S. Supp. 1979, Section 1210.275); providing certain responsibilities of Service Centers; providing for service centers to perform educational screening; providing for confidentiality and purpose of individual student screening and evaluation results; requiring parental consent for individual evaluation; providing that results of any screening shall not be part of a student's permanent record; providing counseling for teachers suffering from occupational stress; and providing an effective date.

SB 567 — By Randle.

An Act relating to schools; amending 70 O.S. 1971, Section 1-109, as last amended by Section 1, Chapter 1, O.S.L. 1979, Sections 1, 8, 9 and 15, Chapter 262, O.S.L. 1977, Sections 6-104, as last amended by Section 1, Chapter 240, O.S.L. 1977, 6-113, as amended by Section 1, Chapter 31, O.S.L. 1978 and 509.2, as amended by Section 1, Chapter 221, O.S.L. 1978 (70 O.S. Supp. 1979, Sections 1-109, 6-102.1, 6-103.4, 6-103.5, 6-103.11, 6-104, 6-113 and 509.2); setting length of school year; including parent-teacher conferences as classroom instruction; authorizing membership and representation in professional organizations; altering bargaining representation; defining and altering terms; providing and changing procedures for dismissal or nonreemployment; creating hearing judge list; providing time for selecting hearing judge; providing for the hearing judge report; authorizing leave benefits; transferring sick leave to other districts; prohibiting assaults on employees; providing penalties; and providing an effective date.

SB 568 — By York.

An Act relating to crimes and punishments; amending Section 1, Chapter 265, O.S.L. 1973, Section 3, Chapter 265, O.S.L. 1973, as amended by Section 5, Chapter 212, O.S.L. 1978, and Sections 10 and 15, Chapter 265, O.S.L. 1973 (21 O.S. Supp. 1979, Sections 995.1, 995.3, 995.10 and 995.15); providing for licensing of certain nonprofit organizations to conduct bingo games; providing for application for licenses; providing renewals; providing fees; providing for non-transferability of licenses under certain circumstances; providing notice and hearing; providing protest procedures; increasing the limitation on value of prizes; providing limitation for bingo sessions; adding certain persons to be placed under the penalty provisions; providing penalty; repealing Sections 16 through 18, Chapter 265, O.S.L. 1973 (21 O.S. Supp. 1979, Sections 995.16 through 995.18); and declaring an emergency.

SB 569 — By Luton of the Senate and Lancaster of the House.

An Act relating to homestead and exemptions; amending 31 O.S. 1971, Sections 1, as last amended by Section 6, Chapter 190, O.S.L. 1978 (31 O.S. Supp. 1979, Section 1) and 2; providing homestead exemptions from attachment, execution or other forced sale; requiring state exemptions in bankruptcy; including principal residence of a single adult without a family; increasing exemptions; repealing 31 O.S. 1971, Section 4, as last amended by Section 7, Chapter 90, O.S.L. 1978 (31 O.S. Supp. 1979, Section 4); and declaring an emergency.

SB 570 — By Luton.

An Act relating to criminal procedure; amending Section 15, Chapter 259, O.S.L. 1976 (22 O.S. Supp. 1979, Section 751); specifying reports admissible in preliminary hearings; adding the State Medical Examiner's Office; deleting provisions regarding stipulation; and providing an effective date.

SB 571 — By Young.

An Act relating to courts; amending Section 6, Chapter 2, 1st Ex. Sess., O.S.L. 1977 (20 O.S. Supp. 1979, Section 106.12); granting and expanding the status of licensed shorthand reporter; providing an effective date; and declaring an emergency.

SB 572 — By Tinsley and Howard.

An Act relating to railroads; amending 66 O.S. 1971, Section 304, as amended by Section 3, Chapter 164, O.S.L. 1978 (66 O.S. Supp. 1979, Section 304); specifying certain powers and duties of the State Department of Transportation as to railroad maintenance and adding thereto; authorizing the Supreme Court to assume exclusive jurisdiction for judicial determination of validity of act; requiring expedited Supreme Court proceedings; and declaring an emergency.

SB 573 — By Keating of the Senate and Thompson (Don) of the House.

An Act relating to children; amending 10 O.S. 1971, Section 1136; changing dependent and neglected children to deprived children; providing for care; and limiting use of certain facilities.

SB 574 — By Keating and Cain of the Senate and Thompson (Don) and Townsend of the House.

An Act relating to children; amending 10 O.S. 1971, Section 1107, as last amended by Section 8, Chapter 259, O.S.L. 1977 (10 O.S. Supp. 1979, Section 1107); providing for release of detained children; authorizing custody of children under certain circumstances; prohibiting confinement of certain children in adult facilities; authorizing confinement of certain children under certain circumstances; providing for confinement of female children; and providing an effective date.

SB 575 — By Keating.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 2407 and

2474, as amended by Section 119, Chapter 30, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2474); providing for classification of homesteads; providing for homestead exemption; freezing the homestead exemption at a percent of the assessed value; setting procedures relating to tax rolls; setting certain limits on property taxes revaluation; and declaring an emergency.

SB 576 — By Luton.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 215.14, as last amended by Section 4, Chapter 229, O.S.L. 1979, and Section 2, Chapter 73, O.S.L. 1976, as last amended by Section 6, Chapter 47, O.S.L. 1979 (19 O.S. Supp. 1979, Sections 215.14 and 215.28); providing for salaries and retirement of district attorneys and certain staff members; including district attorneys in the Oklahoma Public Employees Retirement System; providing for appointment to District Attorneys Training Coordination Council; providing for Executive Coordinator; serving at the pleasure of the Council; providing certain fiscal matters; providing a revolving fund; and providing an effective date.

SB 577 — By Luton.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 292, as last amended by Section 2, Chapter 256, O.S.L. 1979 (74 O.S. Supp. 1979, Section 292), which provides for positions, numbers and salaries of temporary and permanent employees of the Senate; and declaring an emergency.

SB 578 — By Boatner.

An Act relating to waters and water rights; authorizing creation of lake area planning districts; providing qualifications for districts; providing powers and limits; providing for creation, funding and authority; directing codification; and declaring an emergency.

SB 579 — By Keating and Cain of the Senate and Craighead and Henry of the House.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-111; providing for the Health Facilities Advisory Council; providing duties; changing membership of Board; adjusting terms of office; providing an effective date; and declaring an emergency.

SB 580 — By Smith.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 24104, as amended by Section 43, Chapter 30, O.S.L. 1979 (68 O.S. Supp. 1979, Section 24104); creating the Court of Tax Review; providing for convening of court; providing for hearing protests against alleged illegal levies; providing for reconvening said court; providing payment of certain expenses; providing for clerk of court; and providing an effective date.

SB 581 — By Smith.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2702, as amended by Section 1, Chapter 139, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2702); reenacting, amending and recodifying the Oklahoma Sales Tax Code; stating purpose; stating legislative intent; defining terms; providing for purpose and apportionment of revenues; providing for a tax levy and providing rate; providing for sales subject to tax; exempting certain sales; providing for payment by certain persons; providing for collection; providing penalties for failure to collect; providing for remittance of tax; providing tax brackets; providing for classification of vendors; requiring certain permits; providing for payment of tax, reports and records; providing for a certain discount; requiring certain bond or security; providing for collection and for failure to pay; providing authority of municipality to levy tax in certain instances; providing for application of tax; providing for approval by voters; providing certain exemptions; pro-

viding for duration of tax; providing for contractual agreements to collect tax and enforcement and assessment of penalties; authorizing levy of municipal use tax; directing codification; repealing 68 O.S. 1971, Sections 1301, 1302, 1303, as last amended by Section 1, Chapter 96, O.S.L. 1976, 1304, 1305, as amended by Section 1, Chapter 23, O.S.L. 1975, 1305a, 1305b, as last amended by Section 1, Chapter 5, O.S.L. 1976, 1305c, as amended by Section 2, Chapter 5, O.S.L. 1976, Section 1, Chapter 203, O.S.L. 1972, Section 1, Chapter 277, O.S.L. 1973, Section 1, Chapter 75, O.S.L. 1976, 1306, as amended by Section 1, Chapter 117, O.S.L. 1977, 1307 through 1309, 1310, as amended by Section 2, Chapter 117, O.S.L. 1977, 1311 through 1313, 1317 through 1322, Sections 1 through 5, Chapter 98, O.S.L. 1973, and Section 1, Chapter 113, O.S.L. 1977 (68 O.S. Supp. 1979, Sections 1303, 1305, 1305b, 1305c, 1305d, 1305e, 1305f, 1306, 1310, 1323 through 1327 and 1402a); and providing for severability.

SB 582 — By Randle.

An Act relating to landlord and tenant; requiring notice when converting rental property to condominiums; prohibiting termination of lease for certain purposes; requiring certain disclosures; directing codification; and providing an effective date.

SJR 51 — By Taliaferro of the Senate and Glover, Hooper, Manar and Davis (Don) of the House.

A Joint Resolution requiring the Transportation Commission to notify board of county commissioners of repairs affecting county roads; requiring appropriate and continuous detour signs; requiring maintenance and repairs of county roads; and declaring an emergency.

SJR 52 — By Keating of the Senate and Thompson (Don) of the House.

A Joint Resolution creating a Special Committee on Juvenile Care; providing

duties, membership and appointment; providing certain responsibilities; providing for reimbursement of expenses; setting review date; and declaring an emergency.

SECOND READING

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

SB 542 — County, State and Federal Government.

SB 543 — County, State and Federal Government.

SB 544 — Judiciary.

SB 545 — Banks and Banking.

SB 546 — Criminal Jurisprudence.

SB 547 — Business, Industry and Labor Relations.

SB 548 — Public Safety and Penal Affairs and then to Education, Higher.

SB 549 — Business, Industry and Labor Relations and then to County, State and Federal Government.

SB 550 — Education, Common.

SB 551 — Judiciary.

SB 552 — Business, Industry and Labor Relations and then to County, State and Federal Government.

SB 553 — County, State and Federal Government.

SB 554 — Municipal Government and then to Judiciary.

SB 555 — Social Welfare.

SB 556 — Banks and Banking.

SB 557 — Judiciary.

SB 558 — Judiciary.

SB 559 — Judiciary.

SB 560 — Public and Mental Health.

SB 561 — Public and Mental Health.

SB 562 — Public and Mental Health.

SB 563 — Public and Mental Health.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1608, 1618, 1632 and 1633.**

HB 1608 — By Graves, et al, of the House and Lamb, Howell, Watson, Ber-

rong, Young, Keller, McCune, Pierce, Vann and Taliaferro of the Senate.

An Act relating to schools; permitting voluntary prayer; directing codification; and declaring an emergency.

HB 1618 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Secretary of the State Election Board; 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.

HB 1632 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Oklahoma Health Planning Commission; 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.

HB 1633 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Board of Medical Investigations; making an appropriation thereto; stating the purpose; 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; providing for certain reimbursement; authorizing filling of a designated position with position in lower job level; 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.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 389 and **428** and **SJR 45** 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 — RESOLUTION

HCR 1042, introduced on Page 161, was called up for consideration.

Senator Murphy asked that he be named a coauthor of **HCR 1042**, which was the order.

HCR 1042, as coauthored, was read at length as follows, adopted upon motion of Senator York, properly signed and ordered returned to the Honorable House.

HCR 1042 — By Draper, Duckett and Dunn of the House and York and Murphy of the Senate.

A Concurrent Resolution expressing legislative intent that the Province of Taiwan and the State of Oklahoma enter into a sister state relationship; and directing distribution.

WHEREAS, the Province of Taiwan and the State of Oklahoma are subdivisions of two great nations, the Republic of China and the United States of America; and

WHEREAS, the Republic of China has overcome great adversity and by using the free enterprise system, has built a successful and prosperous economy; and

WHEREAS, the Province of Taiwan and the State of Oklahoma enjoy a strong and healthy trade relationship as evidenced by past trade missions between Taiwan and Oklahoma; and

WHEREAS, the People-to-People Program, initiated by President Eisenhower in 1956 and endorsed by President Kennedy in 1961, was designed to bring the people of the world closer together in the interest of peace; and

WHEREAS, a sister state relationship between Taiwan and Oklahoma is in the best interests of a cooperative relationship between the two states involved.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

THAT the Oklahoma Legislature, on behalf of the people of Oklahoma, extends to the people of Taiwan through the Provincial Legislature of Taiwan, an invitation to join with Oklahoma as a sister state and as such to conduct such mutually beneficial social, economic, educational and cultural programs as to bring our citizens closer together and strengthen international understanding and goodwill.

THAT copies of this Resolution be distributed to Chiang Ching-kuo, President of the Republic of China, Yun-suan Sun, Premier of the Republic of China, Yang-kang Lin, Governor of Taiwan, George Nigh, Governor of Oklahoma and Spencer Bernard, Lieutenant Governor of Oklahoma.

GENERAL ORDER

SB 396 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 396** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 396** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Stipe moved to amend **SB 396** on Third Reading, Page 4, Line 6½, by adding a new Section 4 as follows:

“Section 4. Any retired justice or judge who is assigned and who performs active duty after his retirement date shall be reimbursed at a rate of Fifty Dollars (\$50.00) per diem, plus mileage.”

, and renumber subsequent sections, which amendment was declared adopted.

SB 396 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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, Boatner, Howell and Porter.—4.

The bill and emergency passed.

SB 396 was referred for engrossment.

GENERAL ORDER

SB 399 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senators Murphy and Watson asked to be named coauthors of **SB 399**, which was the order.

Upon motion of Senator Crow, **SB 399**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 399**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 399 was 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, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, 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, Boatner, Howell, Keller and Porter.—5.

The bill and emergency passed.

SB 399 was referred for engrossment.

GENERAL ORDER

SB 401 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 401** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 401** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 401 was 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, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Keating.—1.

Excused: Berrong, Boatner, Howell and Porter.—4.

The bill and emergency passed.

SB 401 was referred for engrossment.

GENERAL ORDER

SB 415 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 415** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 415** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Nickles moved that further consideration of **SB 415** be deferred for this legislative day.

Senator Crow moved to table the Nickles motion to defer, which motion to table was declared adopted.

SB 415 was 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, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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, Boatner, Howard, Howell and Porter.—5.

The bill and emergency passed.

SB 415 was referred for engrossment.

GENERAL ORDER

SB 416 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 416** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 416** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 416 was 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, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—42.

Nay: Keating, Pierce and Young.—3.

Excused: Berrong, Boatner and Howell.—3.

The bill and emergency passed.

SB 416 was referred for engrossment.

Senator Cate presiding.

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

GENERAL ORDER

SB 479 by Lamb was read and considered.

Senator Luton, citing Rule 8(d), asked unanimous consent that Representative Elder be named House author of **SB 479**, which was the order.

Senator Landis moved to amend **SB 479**, Page 5, Line 4, as follows:

By adding after the word "session." a new sub-section d.: "d. If an appropriate medical facility is not available in the county in which the person requiring treat-

ment is located, the officer having the custody of such person may detain him in the county jail facility, provided said county jail is in compliance with the jail standards of the State of Oklahoma.", and relettering, which amendment was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Johnson, Johnston, Keating, Kilpatrick, Lane, Luton, McCune, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Watson, Wolfe, York and Young.—32.

Nay: Capps, Dahl, Giles, Keller, Lamb, Landis, Leonard, McDaniel, Martin, Murphy, Taliaferro and Vann.—12.

Excused: Berrong, Howard, Howell and Porter.—4.

Upon motion of Senator Lamb, **SB 479**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **SB 479**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 479 was read for the third time at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Crow, Cullison, Dahl, Giles, Green, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—29.

Nay: Boatner, Cain, Combs, Crutcher, Cummins, Johnston, Keating, Lane, McCune, Martin, Miller, Nickles, Pierce and Wolfe.—14.

Excused: Berrong, Howard, Howell, Porter and Stipe.—5.

The bill passed.

SB 479 was referred for engrossment.

PENDING SENATE ACTION — RESOLUTION

SR 67, introduced on Page 120, was called up for consideration.

Senator Crow asked unanimous consent, which was granted, that Messrs. Bob Barry and Tom McCall be allowed privileges of the floor during the presentation of **SR 67**.

SR 67 was read at length as follows, adopted upon motion of Senator Crow and ordered referred for enrollment.

SR 67 — By Crow.

A Resolution praising Bob Barry for achieving the honor of "Oklahoma Sports-caster of the Year".

WHEREAS, the world of sports provides an honorable arena for the struggle of human competition; and

WHEREAS, the various communications media serve to share these exciting events with the public; and

WHEREAS, the sportscaster becomes the face and voice personifying the noble spirit within athletic competition; and

WHEREAS, Bob Barry, Sportscaster for KTVY Television, has thrilled O.S.U. football and basketball fans for years with his quality reporting and commentary; and

WHEREAS, for the eighth time in his career, Bob has been distinguished as the "Oklahoma Sportscaster of the Year".

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma commends Bob Barry for earning the title, "Sportscaster of the Year".

SECTION 2. Copies of this Resolution shall be dispatched to KTVY, Bob Barry, the President of Oklahoma State University, and the National Sportscasters and Sports-writers Association.

Senator Crow asked unanimous consent that Senator Murphy be shown as first coauthor, and all other members of the Senate named coauthors of **SR 67**, which was the order.

Senator Crow introduced Mr. Bob Barry to the members and presented him with a copy of **SR 67**. Mr. Barry thanked the members of the Senate in a brief address.

COMMUNICATION

Senator Lane introduced the Secretary of the Senate, Lee Slater, to the members whereupon Lee advised the Senate of the revisions in the present Senate Page program. Mr. Slater announced that Sergeant at Arms Bob Craig was the first line supervisor of the program, with Senator Watson as the Senate sponsor.

GENERAL ORDER

CS for SB 381 by Smith, Kilpatrick, Watson, Combs, Murphy, Johnston, York, Pierce and Giles of the Senate and Davis (Don) of the House was read and considered.

Senators Terrill, Boatner, Nickles, McCune and Lamb asked to be named coauthors of **SB 381**, which was the order.

Upon motion of Senator Smith, **SB 381**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 381**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 381 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, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Berrong, Howell, Porter and Stipe.—4.

The bill passed.

SB 381 was referred for engrossment.

MESSAGE FROM THE HOUSE

Requesting the Honorable Senate to rescind its granting of special conference and naming of conferees on Engrossed **HB 1331**, and requesting Engrossed **HB 1331** be referred to GCCA.

PENDING SENATE ACTION — HOUSE REQUEST

Upon motion of Senator Lane, the request of the Honorable House to the Senate to rescind its action on the granting of special conference was ordered granted, said bill to be referred to GCCA, when appointed. President Pro Tempore Howard ordered the conferees on **HB 1331** dismissed.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1436**, requesting Conference and naming Conferees as follows: Representatives Smith, Ford and Thompson (Mick).

PENDING SENATE ACTION — HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on **HB 1436** was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Clifton, Lamb and Wolfe.

GENERAL ORDER

SB 471 by Randle of the Senate and Winn of the House was read and considered.

Senators Crutcher, Miller and Cain asked to be named coauthors of **SB 471**, which was the order.

Upon motion of Senator Randle, **SB 471**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 471**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 471 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Crow and Young.—2.

Excused: Berrong, Howard, Howell, Porter and Stipe.—5.

The bill passed.

SB 471 was referred for engrossment.

GENERAL ORDER

SB 356 by Wolfe was read and considered.

Upon motion of Senator Wolfe, **SB 356** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 356** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 356 was read for the third time at length.

On the question of passage of 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Berrong, Howard, Howell, Porter and Stipe.—5.

The bill passed.

SB 356 was referred for engrossment.

GENERAL ORDER

SB 357 by Wolfe was read and considered.

Upon motion of Senator Wolfe, **SB 357** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 357** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 357 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, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Berrong, Howard, Howell, Porter and Stipe.—5.

The bill passed.

SB 357 was referred for engrossment.

DECLARATION OF VOTE

Senator Boatner 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 396, 399, 401, 415 and 416.**

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 Nickles, advised and consented to the confirmation of **ERMA AILSHIE**, Tonkawa, as a member of the Board of Regents of Northern Oklahoma College, to serve a 5-year term ending June 30, 1984. Ms. Ailshie succeeds Kay McCarty.

The Senate, in executive session, and upon motion of Senator Cain, advised and consented to the confirmation of **WINSTON BOYDSTON**, Oklahoma City, as a member of the Alcoholic Beverage Control Board, to serve a 7-year term ending June 23, 1986. Mr. Boydston succeeds himself.

The Senate, in executive session, and upon motion of Senator Tinsley, advised

and consented to the confirmation of **LLOYD CARROLL**, El Reno, as a member of the El Reno Junior College Board of Regents, to serve a 7-year term ending April 22, 1986. Mr. Carroll succeeds himself.

The Senate, in executive session, and upon motion of Senator Combs, advised and consented to the confirmation of **YVONNE D. DAVIS**, Oklahoma City, as a member of the Oklahoma Student Loan Authority, to serve a 5-year term ending April 6, 1984. Ms. Davis succeeds Mrs. J. B. Smith.

The Senate, in executive session, and upon motion of Senator Rozell, advised and consented to the confirmation of **JOHN DeSTEIGER**, Tahlequah, as a member of the Board of Regents of Oklahoma Colleges, to serve a 9-year term ending June 10, 1988. Mr. DeSteiger succeeds Dr. Tom Morgan.

The Senate, in executive session, and upon motion of Senator Capps, advised and consented to the confirmation of **LEONARD GRAUMANN**, Granite, as a member of the Oklahoma Conservation Commission, to serve a 5-year term ending June 30, 1984. Mr. Graumann succeeds himself.

The Senate, in executive session, and upon motion of Senator Lamb, advised and consented to the confirmation of **AARON McCASKEY**, Enid, as a member of the Board of Trustees of the University Hospital, to serve a 3-year term ending June 30, 1982. Mr. McCaskey succeeds Dr. G. Edward Shissler.

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of **GWENDOLYN YOUNGER**, Oklahoma City, as a member of the Capitol-Medical Center Improvement and Zoning Commission, to serve a 3-year term ending January

31, 1981. Ms. Younger succeeds Margaret Behringer.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 389** and **428** and **SJR 45**.

The above numbered Enrolled Bills and Resolution were referred to the Governor.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 6, 1980, under Senate Rule 31(b), which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:45 p.m. to meet Wednesday, February 6, 1980, under Senate Rule 31(b).

Eighteenth Legislative Day

Wednesday, February 6, 1980

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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Berrong, Keller and Porter.—3.

Senator Luton declared a quorum present.

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

Our Father, we bow before You again today, we're grateful for this another day of life in which You have privileged us to live. We pray, our Father, that You would help

us to be conscience of the fact that it's by the mercy and grace of God that we are allowed to enjoy the things that we do, especially the health and the nation of which we live in. We're thankful, our Father, that when we went to bed last night that we did not go hungry but were able to have our stomachs full because we live in such a great nation. We pray Thy blessings upon these men that have gathered here in this place to conduct the business of this state. We pray that You would help them to realize the awesome responsibility that is theirs in this hour. Help us to realize what a joy and a privilege it is to live in this state. But also help us to realize that we should be grateful of the fact that there was a time at Mount Calvary that the Lord Jesus paid the price that all of us might be saved by God's grace. We thank You that we can know that we possess eternal life this very day. Help us to live today as though we were heaven bound today. These things we pray and ask for Jesus' sake and in His name. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Taliaferro introduced members of his family: his wife; his son and daughter.

ter-in-law, Steven and Pam, and their son, Brian; his son and daughter-in-law, Ricky and Claudia, and their son, Shane; and his daughter, Cynthia. Senator Taliaferro asked unanimous consent, which was granted, that his grandsons, Brian and Shane, be granted privileges of the floor and named honorary pages for this legislative day.

Senator Dahl introduced Rudolph J. Wolf, D.O., Skiatook, as the Doctor of the Day and Dennis Coventon, Yale, as the Student Doctor.

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

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 6, 1980, of Enrolled **SB 428** and **SJR 46**.

COMMITTEE REPORTS

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

DO PASS:

SB 290 — Criminal Jurisprudence.

SB 376 — Public and Mental Health, coauthored by Deatherage.

SB 487 — Municipal Government, and be referred to Committee on Judiciary by previous order.

SB 494 — County, State and Federal Government.

SB 536 — County, State and Federal Government, coauthored by Martin of the Senate and Kelly of the House.

SJR 42 — Elections and Privileges, and be referred to Committee on County, State and Federal Government by previous order.

DO PASS, as amended:

CS for SB 311 — Criminal Jurisprudence.

SB 460 — Municipal Government.

CS for SB 482 — Municipal Government, and be referred to Committee on Criminal Jurisprudence by previous order.

SB 529 — Public and Mental Health, coauthored by Gray, 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 583 — By Terrill.

An Act relating to the Corporation Commission and the Public Utility Control Board; amending Sections 20, 21, 24, 31 and 34 of Article IX of the Oklahoma Constitution, 12 O.S. 1971, Section 991, 17 O.S. 1971, Sections 41, 131 through 133, 136, 137, 151 through 155, 158.22, 158.24 through 158.29, 159.12 through 159.21, Sections 1 and 2, Chapter 291, O.S.L. 1975 (17 O.S. Supp. 1979, Sections 160.1 and 160.2), 181 through 186, 202 and 205, 18 O.S. 1971, Sections 438.3 and 438.30 through 438.32, 19 O.S. 1971, Sections 863.13, 863.44, Section 4, Chapter 207, O.S.L. 1975 (19 O.S. Supp. 1979, Section 863.44D), 864.14, and Sections 6 and 11, Chapter 244, O.S.L. 1972 (19 O.S. Supp. 1979, Sections 868.6 and 868.11), Section 1, Chapter 228, O.S.L. 1978 (20 O.S. Supp. 1979, Section 106.3A), Section 6, Chapter 283, O.S.L. 1975 (21 O.S. Supp. 1979, Section 986), Section 1, Chapter 63, O.S.L. 1972 (60 O.S. Supp. 1979, Section 180.4), 62 O.S. 1971, Section 305.1, 69 O.S. 1971, Section 1402, 74 O.S. 1971, Sections 18c, 803, as last amended by Section 1, Chapter 36, O.S.L. 1976 and Section 2, Chapter 133, O.S.L. 1974, as amended by Section 2, Chapter 330, O.S.L. 1975 (74 O.S. Supp. 1979, Sections 803 and 3110), 75 O.S. 1971, Section 301, as amended by Section 28,

Chapter 64, O.S.L. 1978 (75 O.S. Supp. 1979, Section 301), Section 1, Chapter 89, O.S.L. 1978 (76 O.S. Supp. 1979, Section 23), Section 23, Chapter 254, O.S.L. 1972, as amended by Section 10, Chapter 170, O.S.L. 1975 (82 O.S. Supp. 1979, Section 1324.23), and Section 3, Chapter 84, O.S.L. 1974 (83 O.S. Supp. 1979, Section 10); creating the Oklahoma Public Utility Regulatory Act; providing short title; defining terms; creating the Oklahoma Public Utility Control Board Nominating Committee; creating the Oklahoma Public Utility Control Board; setting qualifications and terms; restricting conflicts of interest; providing for removal, employees, compensation, office, seal and quorum; requiring orders and reports; authorizing representation; granting powers over public utilities; providing procedures; authorizing appeals; transferring powers and duties from the Corporation Commission to the Board; changing statutory references; redefining constitutional terms; updating archaic language; providing for orderly transfer of power; directing codification; repealing 17 O.S. 1971, Sections 187 and 203; and declaring an emergency.

SB 584 — By Cummins.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 854 and 858; requiring private inspection of motor vehicles every two years; requiring certificates and display thereof; permitting rules and regulations; permitting acceptance of inspection stickers of other states under certain circumstances; permitting the suspension of certification under certain circumstances; increasing the fee; providing for purchase of stickers; providing for distribution of fees; requiring records; and providing an effective date.

SB 585 — By Crutcher.

An Act relating to schools; amending Section 1, Chapter 192, O.S.L. 1979 (70 O.S. Supp. 1979, Section 5-113.1); prohibiting the employment of certain teachers

or employees by school boards; expanding exceptions; providing penalties; and declaring an emergency.

SB 586 — By Crutcher.

An Act relating to waters and water rights; amending 82 O.S. 1971, Section 868; authorizing the Board of Directors of the Grand River Dam Authority to collect rates for certain services; requiring the rates to be sufficient for certain purposes; and providing procedure for changing rates with certain limitations; and declaring an emergency.

SB 587 — By Crutcher.

An Act relating to Oklahoma historical societies and associations; amending Section 4, Chapter 182, O.S.L. 1975 (53 O.S. Supp. 1979, Section 47.4); providing for a comprehensive research library within the Will Rogers Memorial; transferring the Will Rogers Bookstore and Gift Shop for purposes of renovations and capital improvements; and declaring an emergency.

SB 588 — By Lane.

An Act relating to securities; amending 71 O.S. 1971, Section 401, as last amended by Section 1, Chapter 170, O.S.L. 1978 (71 O.S. Supp. 1979, Section 401); exempting certain securities and transactions from registration and approval procedures; expanding exemptions; defining terms; providing retroactive and prospective application; and declaring an emergency.

SB 589 — By Lane of the Senate and Dunn of the House.

An Act relating to the Corporation Commission; defining terms; providing a procedure schedule for utility rate cases; authorizing conditional rate implementation; authorizing temporary rates; providing for application of act; directing codification; and providing an effective date.

SB 590 — By Lane.

An Act relating to state officers and employees; amending 74 O.S. 1971, Sec-

tion 1804, as amended by Section 4, Chapter 152, O.S.L. 1972 (74 O.S. Supp. 1979, Section 1804); providing an additional at large member to the Oklahoma Tourism and Recreation Commission for a six-year term; providing certain membership requirements; providing for certain compensation and powers of Commission members; and providing an effective date.

SB 591 — By Boatner of the Senate and Davis (Guy) of the House.

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; stating certain exemptions; providing for examinations; authorizing certain fees; requiring the adoption of rules and regulations by the State Board of Veterinary Examiners; directing codification; and providing effective date.

SB 592 — By Keating.

An Act relating to the Corporation Commission; amending 17 O.S. 1971, Section 158.25; providing rights of retail electric suppliers within certain territories; clarifying certain exclusive territorial provisions; and declaring an emergency.

SB 593 — By Nickles.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 4, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2358); providing for adjustments to arrive at taxable income and adjusted gross income; increasing single and married exclusions; and providing an effective date.

SB 594 — By Smith.

An Act relating to mortgages; providing deeds of trust be subject to mortgage laws; repealing 46 O.S. 1971, Sections 31, as amended by Section 6, Chapter 221, O.S.L. 1972 and 32 through 39 (46 O.S. Supp. 1979, Section 31); directing codification; and providing an effective date.

SB 595 — By Murphy.

An Act relating to civil procedure; amending 12 O.S. 1971, Sections 1600.3, 1600.11, and 1600.17; modifying provisions relating to enforcement of support; defining terms and adding thereto; providing procedures for reciprocal enforcement; modifying provisions for petition; providing for state information agency and its duties and prescribing additional duties; and declaring an emergency.

SB 596 — By Martin.

An Act relating to criminal procedure; providing for treatment of certain persons incompetent to stand trial; providing procedures for institution of treatment; defining physical disability; providing for appointment of medical supervisor; providing for progress reports; providing for commitment hearing; setting time limits on treatment; providing for early termination of treatment under certain circumstances; providing for payment of costs; and directing codification.

SJR 53 — By Keating.

A Joint Resolution relating to motor vehicles; providing for the refund of certain fines and penalties paid; and declaring an emergency.

SJR 54 — By Howard.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a constitutional amendment altering Section 5 of Article XIII of the Oklahoma Constitution; providing for the State Board of Education, and the qualifications, terms of office and manner of removal of members; providing Ballot Title; and directing filing.

SECOND READING

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

SB 564 — Business, Industry and Labor Relations and then to County, State and Federal Government.

SB 565 — Appropriations and Budget.

SB 566 — Education, Common.

SB 567 — Education, Common and then to Business, Industry and Labor Relations.

SB 568 — Criminal Jurisprudence.

SB 569 — Revenue and Taxation.

SB 570 — Criminal Jurisprudence.

SB 571 — Judiciary.

SB 572 — County, State and Federal Government and then to Appropriations and Budget.

SB 573 — Social Welfare.

SB 574 — Criminal Jurisprudence and then to Public Safety and Penal Affairs.

SB 575 — Revenue and Taxation.

SB 576 — County, State and Federal Government

SB 577 — Rules.

SB 578 — Environmental and Natural Resources.

SB 579 — Public and Mental Health.

SB 580 — Revenue and Taxation.

SB 581 — Revenue and Taxation and then to Municipal Government.

SB 582 — Business, Industry and Labor Relations.

SJR 51 — Roads and Highways and then to Appropriations and Budget.

SJR 52 — Rules.

HB 1608 — Education, Common and then to County, State and Federal Government.

HB 1618 — Appropriations and Budget.

HB 1632 — Appropriations and Budget.

HB 1633 — Appropriations and Budget

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1602, 1603, 1694, 1704, and 1748** and **HJR 1049**.

HB 1602 — By Dunn of the House and Landis of the Senate.

An Act relating to game and fish; amending Section 5-205, Chapter 17, O.S.L. 1974, as amended by Section 1, Chapter 113, O.S.L. 1978 (29 O.S. Supp. 1979, Section 5-205); providing a certain exception to the requirement of certain clothing while hunting deer and elk; providing penalty; and providing an effective date.

HB 1603 — 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 285, O.S.L. 1979, Section 7, Chapter 285, O.S.L. 1979, 914, as last amended by Section 8, Chapter 285, O.S.L. 1979 and 917, as last amended by Section 10, Chapter 285, O.S.L. 1979 (74 O.S. Supp. 1979, Sections 902, 913.3, 914 and 917); modifying certain provisions of the Oklahoma Public Employees Retirement System; defining terms; modifying certain definitions; providing procedures for elected officials' participation in system; changing benefit formula for elected officials; providing provisions for retirement; modifying normal retirement date and adding provisions therefor; modifying provisions concerning reemployment; providing provisions for termination of employment and vesting of benefits; modifying restoration of service provisions; and declaring an emergency.

HB 1694 — By Twidwell, et al, of the House and Howell of the Senate.

An Act relating to motor vehicles; amending Section 3, Chapter 292, O.S.L. 1979 (47 O.S. Supp. 1979, Section 22.13a) and 47 O.S. 1971, Section 22.20, as last amended by Section 16, Chapter 209, O.S.L. 1978 (47 O.S. Supp. 1979, Section 22.20); modifying late registration penalties under provisions of the Motor Vehicle License and Registration Act; providing certain provisions related to fees and regis-

tration of motor vehicles; providing penalties for failure to register, pay fees and for issuance of bogus checks; and declaring an emergency.

HB 1704 — By Sanders of the House and Johnson of the Senate.

An Act relating to state officers and employees; amending Section 18, Chapter 123, O.S.L. 1972, as amended by Section 1, Chapter 242, O.S.L. 1977 (74 O.S. Supp. 1979, Section 500.18); providing that certain statutes be mandatory with certain exceptions; deleting reference to Department of Wildlife Conservation reimbursements; repealing Sections 2 through 14, Chapter 242, O.S.L. 1977 (74 O.S. Supp. 1979, Sections 500.22 through 500.34); providing an effective date; and declaring an emergency.

HB 1748 — By Twidwell of the House and Schuelein of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 902, as amended by Section 1, Chapter 126, O.S.L. 1973 (47 O.S. Supp. 1979, Section 902); providing authorization to remove certain abandoned vehicles; determining value; providing procedures for sale under certain circumstances; providing for deposit of certain funds; and declaring an emergency.

HJR 1049 — By Sanders of the House and Johnson 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 1043**.

HCR 1043 — By Sparkman and Denman of the House and Porter of the Senate.

A Resolution requesting the Department of Public Welfare to expand the Congregate Meal Program, including "Meals on Wheels"; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

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

SPECIAL INTRODUCTION

Senator Luton introduced and welcomed a group of residents from Canada visiting the Oklahoma State Senate on this legislative day.

Senator McDaniel asked unanimous consent that the following names of the special guests be incorporated in the Journal for this legislative day:

Lt. Col. & Mrs. G. L. Walker
Major & Mrs. J. A. Roy
Major & Mrs. H. S. Miller
Capt. & Mrs. R. M. White
Sgt. & Mrs. J. L. Frank
Warrant Officer & Mrs. J. J. Ivany
Mrs. Vera Boone
Mrs. Doreen Henning
Mrs. Maryanne Guile

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 356, 357, 381, 396, 399, 401, 415, 416, 471 and 479 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 67 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 402 by Crow, Boatner and Murphy of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senator Luton asked to be named a coauthor of **SB 402**, which was the order.

Upon motion of Senator Crow, **SB 402**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 402**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 402 was 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, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, 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, Keller and Porter.—4.

The bill and emergency passed.

SB 402 was referred for engrossment.

GENERAL ORDER

SB 404 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 404** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 404** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Crow moved that the vote be reconsidered whereby **SB 404** was considered engrossed and placed on third reading, which motion was declared adopted.

Senator Crow moved that the vote be reconsidered whereby **SB 404** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Pierce moved to amend **SB 404**, Pages 3 and 4, by deleting Sections 4 and 5, and renumbering.

Senator Crow moved to table the Pierce motion to amend, which tabling motion was declared adopted upon a division of the question.

Upon motion of Senator Crow, **SB 404** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 404** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 404 was 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, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Landis, Nickles and Pierce.—3.

Excused: Berrong, Howard, Keller and Porter.—4.

The bill and emergency passed.

SB 404 was referred for engrossment.

GENERAL ORDER

SB 405 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 405** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 405** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 405 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Nickles, Pierce and Stipe.—3.

Excused: Berrong, Howard, Keller and Porter.—4.

The bill and emergency passed.

SB 405 was referred for engrossment.

GENERAL ORDER

SB 406 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 406** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 406** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 406 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, 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, Keller and Porter.—4.

The bill and emergency passed.

SB 406 was referred for engrossment.

Senator Boatner presiding.

GENERAL ORDER

SJR 43 by Smith, Luton, Crutcher, Birdsong and Clifton of the Senate and Elder, Johnson (A.V.), Henry, Harper and Stephenson of the House was read and considered.

Upon motion of Senator Smith, **SJR 43** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SJR 43** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 43 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, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, 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, Keller and Porter.—4.

The resolution and emergency passed.

SJR 43 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent that the second committee assignments for

the following bills be rescinded, which was the order:

SB 403 — Committee on Education, Higher.

SB 424 — Committee on Insurance.

SPECIAL REPORT

Senator Martin submitted the Final Report on the Special Committee on Methadone Maintenance Programs as provided in **HJR 1036**, 1979 1st Regular Session of the 37th Legislature. Copies of the Final Report were distributed to all Senators.

DECLARATION OF VOTE

Senator Howell asked that the record reflect 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 356, 357, 381 and 471.**

GENERAL ORDER

CS for SB 413 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 413** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 413** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 413 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher,

Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—42.

Nay: Keating.—1.

Excused: Berrong, Howard, Keller, Porter and York.—5.

The bill and emergency passed.

SB 413 was referred for engrossment.

GENERAL ORDER

SB 417 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 417** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 417** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 417 was 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, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—39.

Nay: Keating and Landis.—2.

Excused: Berrong, Cate, Howard, Keller, Porter, Stipe and York.—7.

The bill and emergency passed.

SB 417 was referred for engrossment.

GENERAL ORDER

SB 419 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 419** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 419** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 419 was read for the third time at length.

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

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

Nay: Keating.—1.

Excused: Berrong, Howard, Keller, Porter and Tinsley.—5.

The bill and emergency passed.

SB 419 was referred for engrossment.

GENERAL ORDER

SB 421 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 421** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 421** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 421 was read for the third time at length.

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

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

Excused: Berrong, Howard, Keller, Porter and Tinsley.—5.

The bill and emergency passed.

SB 421 was referred for engrossment.

GENERAL ORDER

SB 423 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 423** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 423** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 423 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Keating and Landis.—2.

Excused: Berrong, Howard, Keller, Miller and Porter.—5.

The bill and emergency passed.

SB 423 was referred for engrossment.

GENERAL ORDER

SB 425 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 425** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 425** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 425 was 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, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wolfe and York.—40.

Nay: McCune, Pierce and Watson.—3.

Excused: Berrong, Howard, Keller, Porter and Young.—5.

The bill and emergency passed.

SB 425 was referred for engrossment.

GENERAL ORDER

SB 500 by Keating of the Senate and Thompson (Don) and Kerr of the House was read and considered.

Upon motion of Senator Keating, **SB 500** was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **SB 500** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Keating asked unanimous consent that an amendment to **SB 500** be considered on Third Reading, to which request objection was heard.

Senator Keating moved that the vote be reconsidered whereby **SB 500** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Keating moved that the vote be reconsidered whereby **SB 500** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Lamb moved to amend **SB 500**, Page 7, Line 14, by adding after the words, "district attorney" the words "or his designee", which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Capps, Crow, Crutcher, Cullison, Dahl, Howard, Howell, Johnson, Keating, Lamb, McDaniel, Martin, Miller, Nickles, Randle, Rozell, Taliaferro, Terrill, Tinsley and York.—22.

Nay: Cain, Cate, Combs, Cummins, Giles, Green, Johnston, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, Murphy, Pierce, Schuelein, Smith, Stipe, Vann, Watson, Wolfe and Young.—22.

Excused: Berrong, Clifton, Keller and Porter.—4.

Senator Keating moved to amend **SB 500**, Page 5, Line 12, by striking all of subsection (e) and substituting in lieu thereof the following: "(e)" The term "Department" means the Department of Human Services which is also known as the Department of Public Welfare and the Department of Institutions, Social and Rehabilitative Services.", which amendment was declared adopted.

Upon motion of Senator Keating, **SB 500**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **SB 500**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 500 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—38.

Nay: Boatner, Johnson, Lamb, Schuelein, Terrill and Young.—6.

Excused: Berrong, Clifton, Keller and Porter.—4.

The bill passed.

SB 500 was referred for engrossment.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure, as amended: Engrossed **HB 1372** (2nd CCR).

The following 2nd CCR on **HB 1372** was read:

Mr. Speaker
and
Mr. President:

We, your Joint Conference Committee on Retirement Laws, to whom was referred Engrossed House Bill No. **1372**, and Engrossed Senate Amendments thereto, by

Winn and Twidwell of the House and Berrong of the Senate, entitled:

An Act relating to motor vehicles; repealing 47 O.S. 1971, Sections 851, 852, 853, 854, 855, 856, 857, 858, 859, 860 and 861.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from Engrossed Senate Amendment No. 1, and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1372** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Abbott, Baughman, Fried, Weichel and Davis (Don).

FOR THE SENATE: Young, Boatner, McCune and Crow.

PENDING SENATE ACTION — CCR

The 2nd Conference Committee Report on **HB 1372** was called up for consideration.

Senator Stipe asked to be named a coauthor of **HB 1372**, which was the order.

Senator Stipe moved adoption of the CCR on **HB 1372**.

Senator Smith moved, as a substitute motion to the Stipe motion, that the CCR on **HB 1372** be rejected and returned to Committee with instructions to return a report repealing 47 O.S. 1971, Section 858.

Senator Stipe moved to table the Smith substitute motion, which motion to table

was declared adopted, the roll call thereon being as follows:

Aye: Cain, Cate, Combs, Crow, Crutcher, Cullison, Dahl, Giles, Green, Howard, Johnson, Lamb, Landis, Lane, Leonard, Luton, McCune, Miller, Rozell, Stipe, Taliaferro, Terrill, Vann and York.—24.

Nay: Boatner, Capps, Cummins, Howell, Johnston, Keating, Kilpatrick, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Tinsley, Watson, Wolfe and Young.—19.

Excused: Berrong, Birdsong, Clifton, Keller and Porter.—5.

Senator Stipe pressed his motion to adopt the **CCR** on **HB 1372**.

Senator Pierce raised a point of order stating there were motions in writing on the clerk's desk relating to **HB 1372** and asked that the Chair rule said motions in order.

The Chair ruled that the Stipe motion to adopt the **CCR** on **HB 1372** was in writing and a prior motion.

Senator Smith raised a point of order stating that under the Senate Rule 20(c) you have the right of a substitute motion as evidenced earlier in a substitute motion to reject the **CCR** on **HB 1372** which was subsequently tabled; and a third motion in lieu of all other motions can be read and considered.

The Chair ruled the Stipe motion to adopt the **CCR** on **HB 1372** was now before the Senate.

Senator Howard moved the previous question be now put.

The Chair cited the provisions of Senate Rule 14(1), (m) and (n) and asked for the "ayes" and "nays" on the Howard motion

to put the previous question, which motion was declared adopted.

The Chair ruled the provisions of Senate Rule 14(n) were now in order, giving the friends and opponents of the measure 30 minutes on each side, with the author the right to close the debate and be limited to ten minutes.

Senator Stipe pressed his motion to adopt the **CCR** on **HB 1372**, which motion to adopt was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Cate, Crow, Crutcher, Cullison, Dahl, Giles, Green, Howard, Johnson, Lamb, Landis, Lane, Leonard, Luton, McCune, Miller, Murphy, Rozell, Stipe, Taliaferro, Terrill, Vann and York.—25.

Nay: Boatner, Combs, Cummins, Howell, Johnston, Keating, Kilpatrick, McDaniel, Martin, Nickles, Pierce, Randle, Schuelein, Smith, Tinsley, Watson, Wolfe and Young.—18.

Excused: Berrong, Birdsong, Clifton, Keller and Porter.—5.

HB 1372, 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, Crow, Crutcher, Cullison, Dahl, Giles, Green, Howard, Johnson, Keating, Lamb, Lane, Leonard, Luton, McCune, Miller, Murphy, Rozell, Stipe, Taliaferro, Terrill, Vann and York.—25.

Nay: Boatner, Combs, Cummins, Howell, Johnston, Kilpatrick, McDaniel, Martin, Nickles, Pierce, Randle, Schuelein, Smith, Tinsley, Watson, Wolfe and Young.—17.

Excused: Berrong, Birdsong, Clifton, Keller and Porter.—5.

*Not Voting: Landis.—1.

The bill passed.

*Senator Landis asked to be shown not voting on **HB 1372** for reason of personal interest, as provided under Article V, Section 24 of the Constitution.

There being matters on the President's desk for the consideration of the Senate in Executive Session, Senator Lane moved that the Senate resolve itself into Executive Session, which motion prevailed.

MOTIONS TO RECONSIDER VOTE

Senator Pierce moved that he would move to reconsider the vote whereby the **CCR** on **HB 1372** was adopted, citing the provisions of Rule 19(b).

Senator Terrill moved the vote be reconsidered whereby **HB 1372** passed.

The Chair ruled that a motion had been lodged and adopted for the Senate to resolve itself into Executive Session and that any motions to reconsider should be properly lodged in open session.

EXECUTIVE SESSION

The Senate reassembled in open session with Senator Boatner presiding.

MOTION TO RECONSIDER VOTE

Senator Watson moved that he would move to reconsider the votes whereby the **CCR** on **HB 1372** was adopted and the bill passed on fourth reading and final passage,

citing the provisions of Senate Rule 19(b).

The Chair ruled that only the motion to reconsider the vote whereby **HB 1372** passed on fourth reading and final passage would be in order.

Senator Watson moved that he would move to reconsider the vote whereby **HB 1372** passed on fourth reading and final passage, as provided under Senate Rule 19(b).

RESOLUTION

The following Resolution was introduced, consideration of which was deferred for this legislative day:

SR 71 — By Young, Smith, Keller, Taliaferro, Johnson, Crutcher, Watson, Nickles, Cullison, Landis, Vann, Clifton, Lamb, Martin, Giles, Keating, Pierce and McCune.

A Resolution urging the Legislature not to recess this session and later reconvene to appropriate money.

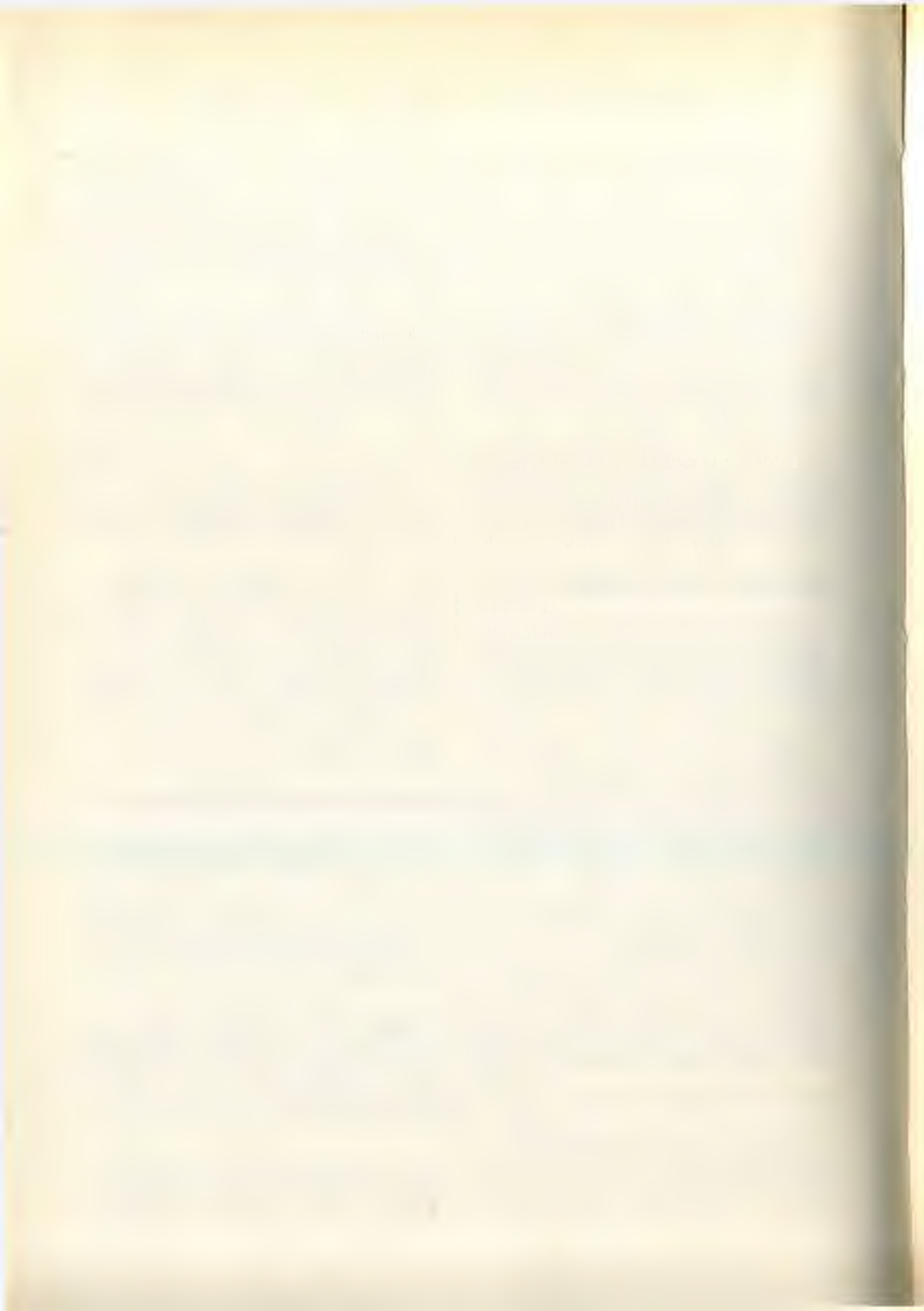
MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1042**.

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

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, February 7, 1980, under Senate Rule 31(b), which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 5:30 p.m. to meet Thursday, February 7, 1980, under Senate Rule 31(b).



Nineteenth Legislative Day

Thursday, February 7, 1980

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, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Berrong, Keating, Nickles and Wolfe.—4.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Kelley, the guest of Senator Miller.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Lane introduced Judy DiStefano, Idabel, as the Student Doctor. On behalf of Senator York, Senator Johnson introduced Barry Rodgers, D.O., Oklahoma City, as the Doctor of the Day.

Senator Howell introduced Pat Tiley, R.N., Oklahoma City, as the Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 7, 1980, of Enrolled **SB 389** and **SJR 45**.

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 345 — Insurance, coauthored by Harper.

SB 509 — County, State and Federal Government.

SB 512 — Insurance, coauthored by Green.

SB 535 — County, State and Federal Government, 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 597 — By Randle of the Senate and Fried and Deatherage of the House.

An Act relating to schools; amending 70 O.S. 1971, Sections 18-106, 18-109, as last amended by Section 10, Chapter 282, O.S.L. 1979, 18-110, as amended by Section 1, Chapter 28, O.S.L. 1978 and 18-112 (70 O.S. Supp. 1979, Sections 18-109 and 18-110); providing public school formula aid; providing classifications of state aid; defining and altering terms; providing district size and pupil equivalency weightings; providing teacher experience index; providing transportation calculations; creating categories; adding terms; providing certain definitions; requiring equitable distribution as previously mandated; repealing 70 O.S. 1971, Section 18-107; directing codification; and providing an effective date.

SB 598 — By Randle of the Senate and Fried and Deatherage of the House.

An Act relating to support for common schools; amending Section 1, Chapter 292, O.S.L. 1979 (47 O.S. Supp. 1979, Section 22.2A), 47 O.S. 1971, Section 22.30m, as amended by Section 54, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1979, Section 22.30m), and 68 O.S. 1971, Sections 1804 and 1806; reenacting and amending certain apportionments of certain taxes and fees; modifying apportionment of certain taxes and fees to school districts to be paid to the state treasury; providing an effective date; and declaring an emergency.

SB 599 — By Randle of the Senate and Fried and Deatherage of the House.

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. 1979, Section 3-104); providing power and duties of the State Board of Education; providing equitable distribution; enacting enabling legislation pursuant to Article X, Section 12a, Oklahoma Constitution; creating the Common School Fund in the state treasury for school purposes to be expended by legislative appropriation; stating certain limitations; directing codification; stating an effective date; and declaring an emergency.

SB 600 — By Cain.

An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 1401 through 1403, 1407 and 1416; modifying provisions for short title; modifying terms; prohibiting certain acts by certain state personnel; providing for certain required acts in cases of conflicts of interest; providing procedures for filing of statement of financial interest by certain persons; stating duties; providing for record of hearings, orders by commission and judicial review; providing certain guidelines for the commission; providing penalties; modifying provisions for securing an Attorney General opinion; modifying penalty in a legislator's use of certain information; directing codification; repealing 74 O.S. 1971, Sections 1409 and 1411 through 1414; and providing an effective date.

SB 601 — By Keating.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 6-103, 6-104, as amended by Section 2, Chapter 200, O.S.L. 1975, 6-105, as amended by Section 1, Chapter 61, O.S.L. 1972, 6-107, as last amended by Section 1, Chapter 284, O.S.L. 1979, and 6-109 (47 O.S. Supp. 1979, Sections 6-104, 6-105 and 6-107); raising the age for an operator's license; providing certain persons shall not be licensed; providing for chauffeur's license;

providing for instruction permits and restricted operator's license; providing for certain licenses for minors; authorizing promulgation of certain rules and regulations; providing for cancellation; and providing an effective date.

SB 602 — By Keating.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2357, as last amended by Section 1, Chapter 214, O.S.L. 1978 (68 O.S. Supp. 1979, Section 2357); providing for residential and business energy conservation credit; continuing certain credits; establishing certain one thousand dollar residential energy credit; defining certain terms; providing for carrying over of the tax credit to subsequent year under certain conditions; providing for filing of joint returns; providing ten thousand dollar business energy conservation credit; and declaring an emergency.

SB 603 — By Keating.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 22.1, as last amended by Section 7, Chapter 304, O.S.L. 1978, 22.5, as last amended by Section 1, Chapter 181, O.S.L. 1979 and 22.5k, as last amended by Section 4, Chapter 284, O.S.L. 1979 (47 O.S. Supp. 1979, Sections 22.1, 22.5 and 22.5k); defining terms; providing for license fees on certain motor vehicles; raising fees on certain trucks; limiting weight; apportioning fees; setting certain guidelines; prohibiting certain acts; providing penalties; repealing 47 O.S. 1971, Sections 22.1 and 22.5q, as last amended by Sections 2 and 13, Chapter 209, O.S.L. 1978 (47 O.S. Supp. 1979, Sections 22.1 and 22.5q); and declaring an emergency.

SB 604 — By York.

An Act relating to liens; amending 42 O.S. 1971, Sections 141, as amended by Section 6, Chapter 207, O.S.L. 1977, and 142 and 143, as last amended by Sections 3 and 4, Chapter 133, O.S.L. 1978 (42 O.S.

Supp. 1979, Sections 141, 142 and 143); providing for the filing of liens by those who lease or rent equipment on certain property or projects; providing priority; providing enforceability; providing constructive notice; providing for filing of statement; providing for lien by or through subcontractor; and declaring an emergency.

SB 605 — 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; making a supplemental appropriation thereto; stating the purpose; amending Section 2, Chapter 287, O.S.L. 1979, pertaining to employees duties and compensation; providing lapse date; providing severability; and declaring an emergency.

SB 606 — By Luton.

An Act relating to professions and occupations; providing for the licensure of alarm system contractors and agents; providing short title; defining terms; requiring license before beginning or advertising business; providing penalty; permitting licensure; providing certain requirements for license; establishing application and investigation for licensure of certain entities; providing license fee; requiring bond; providing refund under certain circumstances; requiring license and fee for subagencies and branch offices; providing for license renewal; providing for revocation of license; providing license unassignable; requiring posting; requiring notification of certain changes; requiring identification cards; making it unlawful to possess, display or distribute certain items; establishing requirements for employees; requiring fingerprints; providing for uniform requirements of making it unlawful to divulge certain information by certain persons; requiring installation by certain persons; requiring certain standards for alarm systems; requiring written permission for automatic calling; requiring registration and certain information for auto-

matic calling to law enforcement agencies; defining false alarm; providing procedures to remedy false or defective alarms; providing penalty with certain limitations; directing codification; and providing an effective date.

SB 607 — By Landis.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 940, as last amended by Section 1, Chapter 114, O.S.L. 1978 (63 O.S. Supp. 1979, Section 940); requiring cooperation upon certain officials in death investigations; modifying requirements for removal of bodies; requiring certain reports and records; and declaring an emergency.

SB 608 — By Smith.

An Act relating to labor; prohibiting disciplining or discharging employee for refusal to work overtime; providing for cases of extraordinary emergency; making violations a misdemeanor; providing penalties; providing for enforcement by Commissioner of Labor; directing codification; and providing an effective date.

SB 609 — By Smith.

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. 1979, Section 22.1); defining terms; modifying definition of motorized bicycle; repealing 47 O.S. 1971, Section 22.1, as last amended by Section 2, Chapter 209, O.S.L. 1978 (47 O.S. Supp. 1979, Section 22.1); and providing an effective date.

SB 610 — By Howell.

An Act relating to schools; amending 70 O.S. 1971, Section 6-113, as amended by Section 1, Chapter 31, O.S.L. 1978 (70 O.S. Supp. 1979, Section 6-113); providing for assaults on school employees; adding provision against threatening or abusing school employee; providing penalty; providing for aggravated assault and battery; and providing an effective date.

SB 611 — By Watson.

An Act relating to public health and safety; amending 63 O.S. 1971, Sections 1-210, 1-212 and 1-214 through 1-216; providing procedures for creating certain City-County Boards of Health; providing supervision by the State Board of Health; providing powers and duties of certain City-County Boards of Health; providing approval; authorizing agreements subject to approval by the State Board of Health; providing duties; providing agreements with other municipalities, agencies and organizations; requiring approval by the State Board of Health; and providing an effective date.

SB 612 — By Pierce.

An Act relating to affairs of decedents, missing persons, minors, incapacitated persons and certain others and constituting the Oklahoma Probate Code; providing for consolidation and revision of certain laws relating to wills, intestacy, administration and distribution of estates; prescribing court procedures; providing for giving validity to certain non-testamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing for enforcement of testamentary and other trusts; providing a time of taking effect and providing for transition; and repealing inconsistent laws.

SB 613 — By Lamb and Smith of the Senate and Draper and McCaleb of the House.

An Act relating to public finance; amending 62 O.S. 1971, Sections 87 and 348.1, as amended by Section 1, Chapter 120, O.S.L. 1974 (62 O.S. Supp. 1979, Section 348.1), and 70 O.S. 1971, Section 5-115; providing new procedures for investment of funds by state governmental subdivisions; providing policy for interest, demand deposits and approval of investments; authorizing certain types of investment; guaranteeing monies for current obligations; providing guidelines of office upon appointment of a local treasurer for school districts;

modifying certain investment procedures; and declaring an emergency.

SJR 55 — By Randle of the Senate and Fried and Deatherage of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the proposed amendments to Sections 9 and 10 of Article X of the Constitution of Oklahoma; providing for certain ad valorem tax levies for school purposes and public school buildings; repealing the mandated annual four mills countywide ad valorem tax levy for school purposes; authorizing annual school district-wide ad valorem tax levy not to exceed nine mills upon approval of majority of school district electors voting thereon; repealing requirement that fifteen mills of ad valorem tax levied for school purposes be used to finance state guaranteed programs; deleting obsolete, special provisions applicable to fiscal year 1965-66; repealing authorization for five mills ad valorem tax levy for purposes of erecting, remodeling or repairing school buildings; providing ballot title; and directing filing.

SJR 56 — By Pierce.

A Joint Resolution relating to railroads; directing the creation of a special committee on the study of railroad rights-of-way and roadbed repairs; providing for the appointment of members and chairman; prescribing scope and purpose of study; requiring reports and recommendations; authorizing expenditures and procedures for expenses of members' per diem and mileage; and declaring an emergency.

SECOND READING

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

SB 583 — Oil, Gas and Energy and then to County, State and Federal Government.

SB 584 — Public Safety and Penal Af-

fairs and then to County, State and Federal Government.

SB 585 — Education, Common.

SB 586 — County, State and Federal Government and then to Revenue and Taxation.

SB 587 — County, State and Federal Government and then to Appropriations and Budget.

SB 588 — Business, Industry and Labor Relations.

SB 589 — Oil, Gas and Energy.

SB 590 — County, State and Federal Government.

SB 591 — Agriculture.

SB 592 — Oil, Gas and Energy and then to County, State and Federal Government.

SB 593 — Revenue and Taxation.

SB 594 — Judiciary.

SB 595 — Judiciary and then to Social Welfare.

SB 596 — Public and Mental Health and then to Criminal Jurisprudence.

SJR 53 — Revenue and Taxation.

SJR 54 — Constitutional Revision and Regulatory Services and then to Education, Common.

HB 1602 — Wildlife.

HB 1603 — Rules.

HB 1694 — Revenue and Taxation.

HB 1704 — Wildlife and then to Appropriations and Budget.

HB 1748 — Public Safety and Penal Affairs.

HJR 1049 — Wildlife.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1103, 1530, 1604, 1705, 1718 and 1757** and **HJR 1052**.

HB 1103 — By Peterson, Vaughn and Cotner.

An Act relating to surveying; amending 19 O.S. 1971, Sections 586, 587, 589 and 591; providing for permanent establishment of certain corners and boundaries in sur-

veys; directing recording of certain information in office of county clerk; providing for monuments; providing for fees for duties of county surveyor; modifying such duties; providing penalties; providing for recording under provisions of corner perpetuation and filing act; repealing 19 O.S. 1971, Section 581; directing codification; and providing an effective date.

HB 1530 — By Poulos, Baughman, Ford and Davis (Frank).

An Act relating to municipal government; amending Section 49-137, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Section 49-137); recreating the State Review Board in accordance with the Oklahoma Sunset Law; continuing provisions relating to duties of the Oklahoma State Firefighters Association, Incorporated, local pension boards, the State Review Board, and procedure for determination of pension benefits; providing that State Insurance Commissioner and State Auditor and Inspector are members of the Board; providing that the Attorney General shall be legal advisor for the Board; and declaring an emergency.

HB 1604 — By Monks, Rieger, Steward and Duckett of the House and Luton of the Senate.

An Act relating to prisons and reformatories; prohibiting certain inmates from working under certain circumstances; directing codification; and declaring an emergency.

HB 1705 — By Holden.

An Act relating to agriculture; amending 2 O.S. 1971, Section 119; providing for the use of monies received from rents on certain buildings; increasing the balance over which monies may be transferred to county general funds; and declaring an emergency.

HB 1718 — By Morgan and Duckett.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 12-201, 12-203, 40-105, as last amended by Section

1, Chapter 81, O.S.L. 1976, and Section 9, Chapter 304, O.S.L. 1978 (47 O.S. Supp. 1979, Sections 40-105 and 22.5-2; providing for lighted headlamps at certain times on certain vehicles; requiring certain equipment on certain vehicles; adding a certain equipment requirement for certain vehicles; and providing an effective date.

HB 1757 — By Thompson (Mick), Murphy and Roberts of the House and Johnson of the Senate.

An Act relating to animals; amending 4 O.S. 1971, Section 85.3, as amended by Section 2, Chapter 29, O.S.L. 1974 (4 O.S. Supp. 1979, Section 85.3); providing procedures for taking up a stray animal; requiring a reporting; changing a time limit; providing for costs; and providing an effective date.

HJR 1052 — By Sparkman, McIntyre, Johnson (A.V.), Atkins, Murphy, Bradley, Bengtson, Twidwell, Vaughn, Duckett and Whorton of the House and Porter of the Senate.

A Joint Resolution directing the Department of Public Welfare to make emergency energy payments to certain Oklahoma families on limited income; providing method of payment; providing expiration date; and declaring an emergency.

The above numbered HBs and HJR were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCRs 1045 and 1046.

HCR 1045 — By Feddersen, et al, of the House and Tinsley of the Senate.

A Concurrent Resolution requesting that the Interstate Commerce Commission provide a one-year moratorium before certain rail lines are sold for salvage; and directing distribution.

HCR 1046 — By Feddersen, et al, of the House and Tinsley of the Senate.

A Concurrent Resolution requesting the Interstate Commerce Commission grant a ninety-day extension for bids on certain portions of the Rock Island Railroad line; and directing distribution.

Consideration of the Resolutions was deferred for this Legislative day.

MOTION

President Pro Tempore Howard moved that Joint Rule 17(b)3 be suspended to move the deadline for introduction of bills and joint resolutions requested prior to 1-31-80 to 2-14-80, which motion to suspend was declared adopted, the roll call thereon being as follows:

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

Excused: Berrong, Crow, Keating, Nickles, Wolfe and York.—6.

RESOLUTION

The following Resolution was introduced, consideration of which was deferred for this legislative day:

SR 72 — By Combs, Schuelein, Cain and Cummins.

A Resolution praising the Canadian Cabinet and government for assistance to American refugees; and directing distribution.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 402, 404, 405, 406, 413, 417, 419, 421, 423, 425 and 500 and SJR 43 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

BILL WITHDRAWN — REFERRED

Senator Boatner asked unanimous consent, which was granted, that **SB 538** be withdrawn from the Committee on Business, Industry and Labor Relations and referred to the Committee on Banks and Banking.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House has by unanimous consent, suspended Joint Rule 17(b)3, moving the deadline for introduction of bills, requested prior to 1-31-80, to 2-14-80.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 11, 1980, under Senate Rule 31(b), which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 12:20 p.m. to meet Monday, February 11, 1980, under Senate Rule 31(b).

Twentieth Legislative Day

Monday, February 11, 1980

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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—46.

Excused: Lane and Wolfe.—2.

Senator Luton declared a quorum present.

The prayer was offered by Reverend W. B. Parker, St. James Baptist Church, Spencer, the guest of Senator Porter.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

On behalf of Senator Wolfe, Senator Cullison introduced Joe Smoot, D.O., Tulsa, as the Doctor of the Day.

Senator Randle introduced Beverly Mathis, Tulsa, as the Student Doctor.

COMMITTEE REPORTS

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

DO PASS:

SB 346 — Agriculture.

SB 449 — Appropriations and Budget.

SB 451 — Education, Common.

SB 456 — Environmental and Natural Resources.

SB 461 — Public Safety and Penal Affairs, and be referred to Committee on Judiciary by previous order.

HB 1624 — Appropriations and Budget.

HB 1683 — Agriculture, coauthored by Dahl.

HB 1686 — Agriculture, coauthored by Dahl.

HB 1742 — Agriculture, coauthored by Boatner.

DO PASS, as amended:

CS for SB 354 — Judiciary.

CS for SB 403 — Appropriations and Budget.

SB 426 — Appropriations and Budget.

SB 528 — Environmental and Natural Resources, and be referred to Committee on County, State and Federal Government by previous order.

CS for HB 1017 — Judiciary, coauthored by Clifton and Keller.

HB 1619 — Appropriations and Budget.

FIRST READING

The following were introduced and read the first time.

SB 614 — By Green.

An Act relating to probate procedure; amending Section 1, Chapter 240, O.S.L. 1974, as amended by Section 1, Chapter 12, O.S.L. 1975 (58 O.S. Supp. 1979, Section 912); providing procedures for termination of joint tenancy other than by judicial determination; requiring death certificate; requiring affidavit and description of property; providing release of estate tax; providing filing of information presumes conclusive evidence of death; requiring agency certifications or waivers; repealing 58 O.S. 1971, Section 911; and providing an effective date.

SB 615 — By Schuelein.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 1403, as amended by Section 3, Chapter 165, O.S.L. 1979, 1503, 1521, as amended by Section 1, Chapter 36, O.S.L. 1973, 1541.1, 1541.2, 1541.3, 1550.2, 1704, 1722 and 1731 (21 O.S. Supp. 1979, Sections 1403 and 1521); defining certain crimes and increasing the monetary limita-

tions therefor; specifying penalties; providing standard for valuation of certain property taken or attempted to be taken; and providing an effective date.

SB 616 — By Terrill.

An Act relating to public health and safety; amending Section 3, Chapter 137, O.S.L. 1974, as amended by Section 3, Chapter 64, O.S.L. 1978, Section 7, Chapter 137, O.S.L. 1974, and Sections 5 and 6, Chapter 64, O.S.L. 1978 (63 O.S. Supp. 1979, Sections 2110, 2114, 2122 and 2123); defining terms; modifying definition of inpatient treatment; providing for certified facilities; making certain programs and facilities subject to certification regulations; raising certification fee; creating a revolving fund; providing and modifying use of funds; providing for regional alcohol services plans; providing mental health center catchment areas be designated by Department of Mental Health; repealing Sections 11 through 21, Chapter 64, O.S.L. 1978 (63 O.S. Supp. 1979, Sections 2128 through 2138); and providing an effective date.

SB 617 — By Terrill.

An Act relating to mental health; enacting the Unified Community Mental Health Services Act; defining terms; establishing community mental health boards; providing for membership, appointments, meetings, terms and absences; providing for duties of Area Director; providing for duties of Community Mental Health Board; providing contents of community mental health plan; providing duties of Director of State Department of Mental Health; providing for review of statewide mental health plan; providing for appeal; providing application of act; providing for cooperation; repealing 43A O.S. 1971, Sections 601 through 609; directing codification; and declaring an emergency.

SB 618 — By Johnston.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1010, as

amended by Section 3, Chapter 88, O.S.L. 1979 (68 O.S. Supp. 1979, Section 1010); providing for certain reports; modifying the requirement for a certain report; and providing due dates; penalties and penalty procedures.

SB 619 — By Stipe.

An Act relating to civil procedure; requiring the use of certain statutory forms in certain civil actions; and setting an effective date.

SB 620 — By Cate.

An Act relating to state officers and employees; amending Section 9, Chapter 123, O.S.L. 1972, as last amended by Section 3, Chapter 239, O.S.L. 1979 (74 O.S. Supp. 1979, Section 500.9); regulating travel of state officials and employees; setting reimbursement for lodging and meals; designating and expanding high rate geographical areas; and declaring an emergency.

SB 621 — By Cate.

An Act relating to damages; amending Sections 1 and 2, Chapter 38, O.S.L. 1979 (23 O.S. Supp. 1979, Sections 13 and 14); providing contributory negligence or contributory fault no bar to recovery in certain actions; providing for degree of negligence or fault; providing for certain findings; providing for percentage of negligence or fault; and providing an effective date.

SJR 57 — By Randle of the Senate and Winn 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, by adding a new section to Article X thereof to be designated Section 39; prohibiting new requirements on municipalities or county governments without their approval and adequate financing and exempting federal programs and providing for reimbursement of any lost revenues to such governments; providing ballot title; and directing filing.

SJR 58 — By Tinsley and Howard.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection an amendment of Article X, by adding a new Section 39; authorizing the Legislature to statutorily receive, administer and disburse federal transportation funds for state purposes, including air, railroad and public transportation, terminals, waterways, airports and port facilities; and providing for state taxation and expenditure of public funds; providing ballot title; and directing filing.

SECOND READING

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

SB 597 — Education, Common and then to Appropriations and Budget.

SB 598 — Education, Common and then to Appropriations and Budget.

SB 599 — Education, Common and then to Appropriations and Budget.

SB 600 — County, State and Federal Government and then to Rules.

SB 601 — Public Safety and Penal Affairs.

SB 602 — Oil, Gas and Energy and then to Revenue and Taxation.

SB 603 — Revenue and Taxation.

SB 604 — Business, Industry and Labor Relations.

SB 605 — Appropriations and Budget.

SB 606 — Business, Industry and Labor Relations and then to Appropriations and Budget.

SB 607 — Public Safety and Penal Affairs and then to Public and Mental Health.

SB 608 — Business, Industry and Labor Relations and then to County, State and Federal Government.

SB 609 — Revenue and Taxation.

SB 610 — Education, Common and then to Criminal Jurisprudence.

SB 611 — Public and Mental Health and then to County, State and Federal Government.

SB 612 — Judiciary.

SB 613 — County, State and Federal Government and then to Revenue and Taxation.

SJR 55 — Constitutional Revision and Regulatory Services and then to Revenue and Taxation.

SJR 56 — Oil, Gas and Energy and then to County, State and Federal Government.

HB 1103 — County, State and Federal Government.

HB 1530 — County, State and Federal Government and then to Retirement and Administration.

HB 1604 — Public Safety and Penal Affairs and then to Business, Industry and Labor Relations.

HB 1705 — County, State and Federal Government.

HB 1718 — Public Safety and Penal Affairs.

HB 1757 — Agriculture.

HJR 1052 — Social Welfare.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1595** and **1599**.

HB 1595 — By Bengtson, et al.

An Act relating to public utilities; prohibiting termination of service under certain circumstances; authorizing Corporation Commission and appropriate municipal governing bodies to promulgate rules; directing codification; and providing an effective date.

HB 1599 — By Roberts, et al, of the House and Johnson of the Senate.

An Act relating to wildlife; amending Section 5-401, Chapter 17, O.S.L. 1974, as amended by Section 6, Chapter 238, O.S.L. 1975 (29 O.S. Supp. 1979, Section 5-401); permitting the Commission to declare certain open seasons with rules and regulations necessary thereto; changing the dates of

quail season; providing for additional days for quail season; providing for hunting license costs; providing certain seasons and limits; permitting the Commission to meet and declare certain seasons and change certain limits; providing for the publication of certain administrative orders; and providing an effective date.

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

Advising passage of and returning Engrossed **SJR 39**.

The above numbered Resolution was referred for enrollment.

RESOLUTIONS

Senator Giles introduced the following Resolution:

SR 74 — By Giles.

A Resolution praising Oklahoma pioneer C. E. Bernard; and directing distribution.

WHEREAS, Cicero Edgar Bernard was born February 7th, 1880, near Dallas, Texas; and

WHEREAS, his family came to the Indian Territory in 1884 making their first home in a half dugout; and

WHEREAS, as a teenager Edgar drove an oxen-drawn wagon along the Chisholm Trail; and

WHEREAS, the Bernard family moved to Rush Springs where Edgar worked as a farmhand; and

WHEREAS, in 1905 Edgar took as his wife Gertrude Sperling and soon built their home in the Slaton School District east of Rush Springs on Gertrude's Indian allotment; and

WHEREAS, always ahead of the crowd, Edgar bought a secondhand 1914 Model T Ford which was one of the first automobiles in the community; and

WHEREAS, in 1920 Edgar bought a general store in Rush Springs, moved his family to town, and enrolled his children in high school; and

WHEREAS, driven by the deepest of religious convictions, Edgar made his life active by eagerly assisting other people with their needs; and

WHEREAS, this vitally-spirited man stayed active in the community working on house repair and in his vegetable garden to 98 years of age; and

WHEREAS, Cicero Edgar Bernard has achieved 100 very productive years of life by the application of hard work, good faith toward men, and prayer to God the Almighty.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the Oklahoma Legislature praises the life of C. E. Bernard and honors the accomplishments of this pioneer Oklahoman.

SECTION 2. Copies of this Resolution shall be dispatched to his three sons, Cicero Bernard, the Honorable Lt. Governor of Oklahoma Spencer Bernard, both of Rush Springs, and Virgil Bernard of Austin, Texas, and his daughter, Mrs. Brunetta Griffith of Rush Springs.

Senator Giles asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 74**.

SR 74, as coauthored, was read at length, adopted upon motion of Senator Giles and ordered referred for enrollment.

Senator Dahl introduced the following Resolution:

SR 75 — By Dahl.

A Resolution memorializing Congress to identify and formulate an economic, energy and defense policy; including public debate and formal declaration; and directing distribution.

WHEREAS, the preservation and continued growth of the American way of life rests both on our ability as a nation to be strong within and strong without; and

WHEREAS, recent global developments cast doubts both on our resolve as a nation to be self-reliant and our ability to defend our national interests; and

WHEREAS, the American people can and will summon whatever courage and determination is necessary to combat deterioration of our American way of life within our shores and to combat threats to our interests abroad; and

WHEREAS, Americans are uncertain as to their national needs internally and their national interests externally, said uncertainty being in part the result of the failure of our national leaders to clearly enunciate the realities of today and to interpret American policy with regard to those realities; and

WHEREAS, Americans are ready to make sacrifices only if they are fully aware of the ramifications of their decisions; and

WHEREAS, Americans have an abiding determination to be self-reliant and economically sound; and

WHEREAS, Americans believe in defending to the end our national interests, but don't believe in defending one cubic inch of soil with the blood on one American that is not in our national interests; and

WHEREAS, Americans will be prepared to make the decisions necessary for survival and growth only if they are fully aware of the facts.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The President and the Congress are hereby memorialized to identify our national interests in such specific areas as energy, economy and defense by means of public debate and a formal declaration of policy.

SECTION 2. Such policy will set the highest standard for America by calling for self-sufficiency in energy, realistic economic constraints and a rational foreign policy, all of which address facts and not political fantasy.

SECTION 3. Copies of this Resolution shall be dispatched to the President of The United States and the presiding officers of each House of Congress.

SR 75 was read at length, adopted upon motion of Senator Dahl and ordered referred for enrollment.

PENDING SENATE ACTION — RESOLUTION

SR 71, introduced on Page 193, was called up for consideration.

Senators Lamb, Giles, Vann and Watson asked unanimous consent that their names be removed as coauthors of **SR 71**, which was the order.

Senator Terrill moved that **SR 71** be referred to the Committee on Rules.

The Chair, citing the provisions of Senate Rule 12(c) ordered **SR 71** referred to the Committee on Rules.

PENDING SENATE ACTION — RESOLUTION

HCR 1045, introduced on Page 200, was called up for consideration.

Senator Tinsley asked unanimous consent that all other members of the Senate be named coauthors of **HCR 1045**, which was the order.

HCR 1045, as coauthored, was read at length, adopted upon motion of Senator Tinsley, properly signed and ordered returned to the Honorable House.

HCR 1046, introduced on Page 201, was called up for consideration.

Senator Tinsley asked unanimous consent that all other members of the Senate be named coauthors of **HCR 1046**, which was the order.

HCR 1046, as coauthored, was adopted upon motion of Senator Tinsley, read at length, properly signed and ordered returned to the Honorable House.

RESOLUTION

Senators Lamb and Berrong introduced the following Resolution:

SR 73 — By Lamb and Berrong.

A Resolution praising Floyd E. Carrier; expressing respect and admiration for his record of public service; and directing distribution.

WHEREAS, Floyd E. Carrier has shaped the destiny of his beloved state by a tenure

of public service extending thirty-four years; and

WHEREAS, Floyd E. Carrier served four years as a member of the Oklahoma House of Representatives, and twenty years in the Oklahoma Senate, achieving the distinction of serving as Minority Floor Leader of both bodies; and

WHEREAS, he devoted much of his life to the Republican Party and served as State Chairman from January 1950 through 1953, always standing as an active advocate and supporter of our two-party system of responsible government; and

WHEREAS, his endeavors as State Chairman of the Republican Party brought his party to the threshold of action that in a few years successfully elected two Governors and two United States Senators; and

WHEREAS, he served on the staffs of Director L. E. Rader of the Department of Human Services and of Governor Henry Bellmon; and

WHEREAS, Floyd E. Carrier is admired by both Republicans and Democrats for his work in improving the structure and function of the state government; and

WHEREAS, from his birth on February 11, 1894, Floyd E. Carrier has lived a life of integrity, honor and endeavor.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

THAT, on the occasion of the eighty-sixth birthday of Floyd E. Carrier, the members of the Oklahoma Senate, for themselves as individuals and on behalf of their constituents, express great respect for Floyd E. Carrier and admiration for his remarkable career of public service to this state.

THAT, a duly authenticated copy of this Resolution be presented to Mr. Floyd E. Carrier.

Senator Lamb asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 73**.

SR 73, as coauthored, was read and adopted upon motion of Senator Lamb and ordered referred for enrollment.

PENDING SENATE ACTION — RESOLUTION

SR 72, introduced on Page 201, was called up for consideration.

SR 72 was read at length as follows:

SR 72 — By Combs, Schuelein, Cain and Cummins.

A Resolution praising the Canadian Cabinet and Government for assistance to American refugees; and directing distribution.

WHEREAS, the people of the United States and the people of Canada share a common border, and a common defense; and

WHEREAS, these long-enduring ties of friendship were severely tested on November 9, 1979, when six Americans sought refuge in the Canadian Embassy in Tehran, fleeing from angry Iranian mobs who were seizing the American Embassy; and

WHEREAS, Canadian Ambassador Kenneth Taylor unhesitatingly took in the American refugees and provided them asylum, despite the great danger to himself and his employees; and

WHEREAS, Canadian Prime Minister Joe Clark and the Canadian Cabinet directed the extension of secret sanctuary to the

Americans for six weeks until the Americans could be safely removed; and

WHEREAS, the Canadian Cabinet authorized the issuance of Canadian diplomatic passports, without which the Americans could not have escaped; and

WHEREAS, as a consequence of extending security to the six Americans, the Canadian government was required to close its embassy in Iran, and suffer serious threats of reprisals from Iranian officials; and

WHEREAS, the Canadians could have rightfully denied the American request for sanctuary in view of the extreme risks involved; and

WHEREAS, the brave and noble acts of the Canadians deserve the profound thanks of the American people and the people of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma commends Canadian Prime Minister Joe Clark, Canadian Foreign Minister Flora McDonald, Ambassador Kenneth Taylor and the entire Canadian government for continuing to be a great ally of the United States and in aiding the six American diplomats who succeeded in escaping from the American Embassy.

SECTION 2. Copies of this Resolution shall be dispatched to Canadian Prime Minister Joe Clark, Canadian Foreign Minister Flora McDonald, Ambassador Kenneth Taylor, the leadership of the Canadian Parliament, The Secretary of State of The United States, and Mark and Cora Lijek, Robert C. Anders, Henry Lee Schatz and Joseph and Kathleen Stafford.

Senator Combs asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 72**.

SR 72, as coauthored, was read at length, adopted upon motion of Senator Combs and ordered referred for enrollment.

RESOLUTION

Senator Porter introduced the following Resolution:

SCR 44 — By Porter.

A Concurrent Resolution urging the Department of Corrections to plan for conjugal visits; supporting housing; providing prohibitions; and directing distribution.

Senator Young moved that **SCR 44** be referred to the Committee on Rules.

The Chair, under the provisions of Senate Rule 12(c) ordered **SCR 44** referred to the Committee on Rules.

Senator Smith raised a point of order as to the correctness of the interpretation of the Chair's ruling on Senate Rule 12(c), by stating that the mere fact that a Resolution is presented to this body does not trigger an automatic referral to the Rules Committee if same gives rise to debate; further stating that Senate Rule 12(b) states that resolutions in this class be deferred for one legislative day.

The Chair ruled Senator Smith's point as well taken, and withdrew the ruling as to Senate Rule 12(c) as to the referral of **SCR 44**, further stating that **SCR 44** was introduced on this legislative day and can be referred to committee upon motion of any Senator, if motion is adopted.

Senator Young moved that **SCR 44** be referred to the Committee on Rules, which

motion to refer was declared adopted upon a division of the question.

Senator Terrill asked that the Journal for this legislative day reflect his motion on **SR 71** (Page 208) to refer same to the Committee on Rules would have been in order under the previous corrected ruling of the Chair, which was the order.

PENDING SENATE ACTION — RESOLUTIONS

HCR 1043, introduced on Page 184, was called up for consideration.

HCR 1043 was read at length, adopted upon motion of Senator Porter, properly signed and ordered returned to the Honorable House.

HCR 1041, introduced on Page 145, was called up for consideration.

Senators Stipe and Howell asked to be named first and second coauthors, respectively, of **HCR 1041**, which was the order.

Senator Vann asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **HCR 1041**.

Senator Crow asked that he not be shown as a coauthor on **HCR 1041**, which was the order.

HCR 1041, as coauthored, was read at length as follows, adopted upon motion of Senator Vann, properly signed and ordered returned to the Honorable House.

HCR 1041 — By Dunn, et al, of the House and Vann, Stipe, Howell, Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, Mc-

Cune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York, and Young.

A Concurrent Resolution memorializing the U.S. Olympic Committee to seek an alternate site for the 1980 Summer Olympic Games; and directing distribution.

WHEREAS, the Soviet Union has recently invaded the sovereign country of Afghanistan; and

WHEREAS, such military aggression by the Soviets is a violation of international law; and

WHEREAS, such aggression threatens the peace and security of all nations worldwide; and

WHEREAS, the 1980 Summer Olympics are scheduled to be held in Moscow; and

WHEREAS, the Soviet government considers the hosting of the 1980 Olympics a key propaganda weapon in the development of its global strategy; and

WHEREAS, President Carter has urged moving the Summer Olympic Games from Moscow or, alternatively, postponement or cancellation.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The Oklahoma Legislature calls upon the International Olympic Committee to change the site for the 1980 Summer Olympic Games.

SECTION 2. The Oklahoma Legislature calls upon the United States Olympic Com-

mittee to participate in a boycott of the 1980 Summer Olympic Games, if an alternate site is not established.

SECTION 3. Copies of this Resolution shall be distributed to the U.S. Olympic Committee, the International Olympic Committee, and the President of the United States.

GENERAL ORDER

SB 525 by Giles and Stipe of the Senate and Riggs of the House was read and considered.

Upon motion of Senator Giles, **SB 525** was advanced to engrossment.

By unanimous consent, upon request of Senator Giles, **SB 525** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Giles moved that the vote be reconsidered whereby **SB 525** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Giles moved that the vote be reconsidered whereby **SB 525** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Terrill moved to amend **SB 525**, Page 2, Line 7, by inserting after the word "law." and before the word "The" by deleting the period and adding the language: "other than any public utility rate filings.", which amendment was declared adopted.

Senator Crow presiding.

Upon motion of Senator Giles, **SB 525**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Giles, **SB 525**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 525 was read for the third time at length.

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

Aye: Berrong, Cain, Cate, Clifton, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—37.

Nay: Birdsong, Boatner, Combs, Johnson, Keller and Young.—6.

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

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator Stipe moved that he would move to reconsider the vote whereby **SB 525** and the emergency passed, under the provisions of Senate Rule 19(b).

Senator Watson presiding.

GENERAL ORDER

SB 376 by Howell of the Senate and Deatherage of the House was read and considered.

Senator Howell moved to amend **SB 376**, Page 1, Line 5, by striking after the word "hospitals," and before the word "shall" on Line 1 of Page 2, all verbiage and by striking the words "examine, treat or" on Lines 1 and 2 of Page 2, which amendment was declared adopted.

Senator Terrill moved to amend **SB 376**, Page 2, Line 2, by adding after the word "with" and before the word "burn", the following: "burns caused by firecrackers or fireworks or", which amendment was declared adopted.

Senator Keating moved to amend **SB 376**, Page 2, Line 9½, by adding a new Section 2 and renumbering:

"Section 2. The report shall form the basis of an educational and fire prevention program as administered by the State Department of Education."

, which amendment was declared adopted.

Upon motion of Senator Howell, **SB 376**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 376**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 376 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, Crow, Howell, Johnson, Keating, Kilpatrick, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—25.

Nay: Berrong, Birdsong, Boatner, Cullison, Cummins, Dahl, Giles, Green, Johnston, Keller, Lamb, Landis, Leonard, Luton, Nickles, Pierce, Porter, Schuelein and Young.—19.

Excused: Crutcher, Howard, Lane and Wolfe.—4.

The bill passed.

SB 376 was referred for engrossment.

GENERAL ORDER

SB 385 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 385**, Page 3, Line 16½, by adding a new Section 3 as follows:

"SECTION 3. The position of State/Federal Energy Liaison Officer is hereby created in accordance with Title IV of the Intergovernmental Personnel Act of 1970 (5 United States Code 3371-3376) to be known as the State and Local Programs Officer. The purpose of such position is to provide liaison and coordination of state and federal energy programs between the energy-related agencies of the State of Oklahoma and the Federal Government. Salary for the position shall be within the range of steps within Grade 47 of the Merit System of Personnel Administration. The position, however, is not a classified position under the Merit System of Personnel Administration, and shall terminate with the termination of federal support for the position. This position is to be funded as to salary and benefits on a fifty-one percent (51%) State funds — Forty-nine percent (49%) Federal funds basis with all travel and per diem allowances while traveling on official business to be paid by Federal funds."

and renumber the present Section 3 to be Section 4 and renumber succeeding section accordingly, and by amending title to conform.

Senator Crow asked unanimous consent, which was granted, that **SB 385** with amendment attached be laid over temporarily.

DECLARATION OF VOTE

Senator Berrong asked that the record reflect 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 356, 363, 381, 396, 399, 401, 402, 404, 405, 406, 413, 415, 416, 417, 419, 421, 423, 425, 471, 479** and **HBs 1372 and 1413**.

GENERAL ORDER

SB 512 by Terrill, Watson and Green of the Senate and Harper and Hopkins of the House was read and considered.

Upon motion of Senator Terrill, **SB 512** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 512** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 512 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles,

Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Crutcher, Giles, Howard, Keller, Lane, Porter and Wolfe.—7.

The bill and emergency passed.

SB 512 was referred for engrossment.

GENERAL ORDER

SB 385, with amendment attached, was considered further.

Senator Crow moved adoption of his amendment, previously read, which amendment was declared adopted.

Senator Crow moved to amend **SB 385**, Page 3, Lines 1 and 6, by changing the words and figures "Eight (8)" to read "Nine (9)", which amendment was declared adopted upon the unanimous consent request of Senator Crow.

Upon motion of Senator Crow, **SB 385**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 385**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 385 was read for the third time at length.

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

Aye: Berrong, Boatner, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein,

Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—36.

Nay: Cain, Keating, Kilpatrick, Nickles and Young.—5.

Excused: Birdsong, Crutcher, Giles, Keller, Lane, Porter and Wolfe.—7.

The bill and emergency passed.

SB 385 was referred for engrossment.

RESOLUTION

Senator Rozell introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 76 — By Rozell.

A Resolution expressing the Oklahoma State Senate's opposition and objection to any and all plans, proposals or considerations to the discharging of any additional waste or otherwise deleterious material into the Illinois River or any of its tributaries from upstream sources outside of the State of Oklahoma; and directing distribution.

Senator York moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 12, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator York, the Senate adjourned at 4:20 p.m. to meet Tuesday, February 12, 1980, at 1:30 p.m.



Twenty-first Legislative Day

Tuesday, February 12, 1980

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, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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: Berrong and Giles.—2.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Parker, the guest of Senator Porter.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Johnston introduced Roger Rounds, Seminole, as the Student Doctor.

Senator Combs introduced Richard Wawro, R.N., as the Nurse of the Day.

Senator Vann introduced his wife, Erma Jean, her sisters and mother.

Senator Johnson introduced his wife, Martha, and his mother, Mrs. Johnson.

COMMITTEE REPORTS

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

DO PASS:

SB 529 — Business, Industry and Labor Relations.

SB 535 — Business, Industry and Labor Relations (amended by County, State and Federal Government Committee).

SB 539 — Education, Higher.

SB 544 — Judiciary.

SJR 14 — Revenue and Taxation, and be referred to Committee on County, State and Federal Government by previous order.

SJR 51 — Roads and Highways, co-authored by Terrill of the Senate and Baughman of the House, and be referred to Committee on Appropriations and Budget by previous order.

DO PASS, as amended:

CS for **SB 350** — Revenue and Taxation, coauthored by Wilson and Cotner.

SB 360 — Judiciary, and be referred to Committee on Appropriations and Budget by previous order.

SB 391 — Appropriations and Budget, coauthored by Stipe.

CS for **SB 418** — Appropriations and Budget.

SB 424 — Appropriations and Budget.

SB 429 — Appropriations and Budget, coauthored by Watson of the Senate and Lawter (principal House author) and McCaleb of the House, and be referred to Committee on Education, Higher by previous order.

CS for **SB 483** — Business, Industry and Labor Relations.

SB 486 — Business, Industry and Labor Relations.

SB 510 — Education, Higher, coauthored by Watson, and be referred to Committee on Appropriations and Budget by previous order.

SB 520 — Oil, Gas and Energy, coauthored by Weichel.

CS for **SJR 41** — Elections and Privileges, and be referred to Committee on Education, Common by previous order.

FIRST READING

The following were introduced and read the first time.

SB 622 — By Cullison.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 942; authorizing certain persons to reproduce eyeglass lenses under certain circumstances; and providing an effective date.

SB 623 — By Cullison of the Senate and Fitzgibbon of the House.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 596; making certain practices in mercantile

establishments unlawful by optometrists; and providing an effective date.

SB 624 — By Randle of the Senate and Winn of the House.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2479, as amended by Section 1, Chapter 132, O.S.L. 1974 (68 O.S. Supp. 1979, Section 2479); creating a Board of Tax Roll Corrections; providing basis for correction or alteration of tax rolls; placing limits on complaints; providing basis for issuance of certificate of error or cash voucher; setting guidelines for certificate of error or cash voucher; deleting certain obsolete provisions; defining terms; providing certain deadlines; providing procedures for appeals; and declaring an emergency.

SB 625 — By Crutcher.

An Act relating to public health and safety; amending Section 7, Chapter 251, O.S.L. 1976, as last amended by Section 1, Chapter 137, O.S.L. 1979 (63 O.S. Supp. 1979, Section 2757); providing for the issuance of certain permits under certain circumstances and modifying the circumstances; providing for the holding of certain hearings; and providing an effective date.

SB 626 — By Crutcher.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1306, as amended by Section 1, Chapter 117, O.S.L. 1977 (68 O.S. Supp. 1979, Section 1306); providing methods for reporting sales tax due; setting dates; specifying new method of reporting for certain persons; requiring certain records; and providing an effective date.

SB 627 — By Berrong.

An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 601, as amended by Section 1, Chapter 208, O.S.L. 1978 (69 O.S. Supp. 1979, Section 601); providing duties and powers of boards of county commissioners, relating

to county roads; expanding powers to maintain and improve certain roads; and providing an effective date.

SB 628 — By Lane.

An Act relating to property; amending Section 1, Chapter 235, O.S.L. 1977 (60 O.S. Supp. 1979, Section 178.7); providing for payments by certain public trusts in lieu of certain ad valorem taxes; and providing an effective date.

SB 629 — By Lane.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 565, as amended by Section 2, Chapter 189, O.S.L. 1973 (47 O.S. Supp. 1979, Section 565); providing for denial, revocation or suspension by the Oklahoma Motor Vehicle Commission of certain licenses; modifying grounds therefor; requiring commission approval of certain new or relocated dealerships; providing certain procedures and guidelines; providing right of judicial review; directing codification; and providing an effective date.

SB 630 — By Lane.

An Act relating to civil procedure; providing that certain persons be made real party in interest in certain actions; directing codification; and providing an effective date.

SB 631 — By Lane.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 853; defining terms in the Oklahoma Industrial Finance Authority Act; adding outstanding bonds; and declaring an emergency.

SECOND READING

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

SB 614 — Judiciary.

SB 615 — Criminal Jurisprudence.

SB 616 — Public and Mental Health.

SB 617 — Public and Mental Health.

SB 618 — Oil, Gas and Energy and then to Revenue and Taxation.

SB 619 — Judiciary.

SB 620 — County, State and Federal Government.

SB 621 — Judiciary.

SJR 57 — Constitutional Revision and Regulatory Services and then to County, State and Federal Government.

SJR 58 — Constitutional Revision and Regulatory Services.

HB 1595 — Oil, Gas and Energy and then to County, State and Federal Government.

HB 1599 — Wildlife.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 376, 385 and 512 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SJR 39 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 72, 73, 74 and 75 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1621, 1639, 1641 and 1732** and **HJR 1047**.

HB 1621 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(State Board of Public Affairs — Appropriations — Emergency).

HB 1639 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Crime Commission — Appropriation — Emergency).

HB 1641 — By Davis (Don), Deatherage, Wilson and Bengtson of the House and Crow and Boatner of the Senate.

(Council on Law Enforcement Education and Training — Appropriations — Emergency).

HB 1732 — By Sanders of the House and Cain of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 1356; providing compensation and travel reimbursement for the State Board of Examiners of Psychologists; and declaring an emergency.

HJR 1047 — By Townsend, Elder, Henry, McCaleb, McCorkell, Thompson (Mick), Craighead, Wilson, Hill, Davis (Frank) and Cole of the House and Clifton of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution by adding a new section to Article X thereof, to be designated as Article X, Section 27B; authorizing certain municipalities and counties to pledge revenues for public transportation systems; requiring elections; authorizing joint ventures; allowing bonds with certain limitations or additional taxation; authorizing enactment of ordinances or resolutions; declaring section independent and cumulative; authorizing joint operation and ownership; providing an exception; providing ballot title; and directing filing.

The above numbered HBs and HJR were read for the first time.

PENDING SENATE ACTION — RESOLUTION

SR 76, introduced on Page 215, was called up for consideration.

Senator Lamb presiding.

Senators Cain and Miller asked to be named coauthors of **SR 76**, which was the order.

SR 76, as coauthored, was read at length as follows, adopted upon motion of Senator Rozell and ordered referred for enrollment.

SR 76 — By Rozell, Cain and Miller.

A Resolution expressing the Oklahoma State Senate's opposition and objection to any and all plans, proposals or considerations to the discharging of any additional waste or otherwise deleterious material into the Illinois River or any of its tributaries from upstream sources outside of the State of Oklahoma; and directing distribution.

WHEREAS, the sovereign sister states of Oklahoma and Arkansas have historically maintained a most constructive and beneficial working relationship of mutual interest and concern in all matters relating to any possible pollution or degradation to the waters within the Arkansas River Basin, including the Illinois River Subbasin, and have vigorously worked, independently and in concert with one another to institute and maintain efforts and activities aimed toward the protection of the waters of the Arkansas River Basin, the same being as is specifically evidenced by and within Articles I and VII of the Arkansas River Basin Compact approved, agreed to and established by and between the States of Oklahoma and Arkansas in 1970; and

WHEREAS, it has come to the attention of the State of Oklahoma and the Oklahoma State Senate that certain plans and/or proposals may be currently under review and

consideration by certain communities located in the State of Arkansas, which plans and proposals may contemplate certain modifications to existing waste treatment facilities whereby and pursuant to which wastes and other deleterious materials otherwise may be discharged into the Illinois River from said state and upstream from the State of Oklahoma; and

WHEREAS, the areas of Oklahoma of concern here within and around the Illinois River as it runs through the State of Oklahoma are areas which have been designated by the State of Oklahoma as scenic river areas pursuant to the provisions of Section 1452 of Title 82; and

WHEREAS, by such designation and legislation, the people of the State of Oklahoma have recognized that such areas must be provided for by properly planned and executed regulations respecting public services, land use, occupancy, structures, lot and plot sizes, density of population and other activities as required for the proper protection of the esthetic, scenic, historic and archaeologic and scientific features of the said affected area, or as deemed necessary for the protection of the ecosystem and the environment from pollution, despoliation and destruction or waste of natural resources and all other factors adversely affecting the public health, safety and the general welfare; and

WHEREAS, it appears that the contemplated or proposed waste discharge activity referred to herein shall be contrary to the best interest of the people of the State of Oklahoma in that such activity would endanger the concerned areas as scenic river areas and may have an extremely adverse impact upon the waters of the Illinois River by degradation thereof and by diminution of the pristine qualities of said Illinois River, all for which reasons the Oklahoma State Senate is compelled to express its opposition to such plans or proposals.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby and herewith expresses its unqualified opposition and objection to any and all plans or proposals as may be currently under review and consideration by certain communities within the State of Arkansas which plans or proposals contemplate modification to existing waste treatment facilities pursuant to which additional wastes or otherwise deleterious materials shall be discharged into the waters of the Illinois River upstream from the State of Oklahoma and thereby degradate and diminish the pristine qualities of the Illinois River in areas within the State of Oklahoma designated by the people of the State of Oklahoma as scenic river areas.

SECTION 2. Copies of this Resolution shall be forthwith and immediately dispatched to all appropriate entities and parties involved in the consideration of such plans or proposals which are the subject of this Resolution.

RESOLUTION

Senator Vann introduced the following Resolution:

SR 77 — By Vann.

A Resolution creating a Special Senate Committee on the Trucking Industry; setting membership, powers and duties; and requiring a report.

WHEREAS, the rates allowed by the Corporation Commission for some common carriers for hire, such as rock and gravel haulers, are too low for the economic operation of the industry; and

WHEREAS, the Corporation Commission will not be able to hear the rate

increase request of the industry until late March, with a final order forthcoming even later; and

WHEREAS, some relief needs to be given to the industry as quickly as possible.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. There is hereby created the Special Senate Committee on the Trucking Industry, to thoroughly study the laws, rates and regulations relating to the trucking industry, and the actual operating conditions of the industry, with a special emphasis on truck operations which haul rock, sand or gravel. The Special Committee shall consist of five (5) Senators, to be appointed by the President Pro Tempore of the Senate. The Special Committee shall have all of the authority, employees, compensation and reimbursement of regular standing Committees of the Senate.

SECTION 2. Said Committee, at the conclusion of its investigation, shall make a written report to the President Pro Tempore of the Senate of the 2nd Session of the 37th Oklahoma Legislature, embodying therein its findings and recommendations, including any recommendations as to needed appropriate legislation and as to whether or not the findings should be submitted to the Governor, the Attorney General, or the Corporation Commission for appropriate action.

SR 77 was read at length, adopted upon motion of Senator Vann and ordered referred for enrollment.

Senator Luton presiding.

GENERAL ORDER

SB 536 by Vann and Martin of the Senate and Kelly of the House was read and considered.

Upon motion of Senator Vann, SB 536 was advanced to engrossment.

By unanimous consent, upon request of Senator Vann, SB 536 was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Vann moved that the vote be reconsidered whereby SB 536 was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Vann moved that the vote be reconsidered whereby SB 536 was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Vann moved to amend SB 536, Page 11, Line 12, as follows: By striking the words "Section 2, subsection (d) hereof", and inserting the words "this section," which amendment was declared adopted.

Upon motion of Senator Vann, SB 536, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Vann, SB 536, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 536 was 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, Green, Howard, How-

ell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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, Dahl, Giles and Porter.—4.

The bill and emergency passed.

SB 536 was referred for engrossment.

MOTION

Senator Smith moved that the Senate request the O.U. Regents to insist that President William Banowsky declare his intentions with respect to his rumored candidacy for the U.S. Senate in absolute terms and without equivocation, and that the President's response be delivered to the Regents at their meeting of February 14, 1980, and publish the response.

Senator Keating moved to amend the Smith motion by adding after the name "Banowsky" as follows: ", Andrew Coats, Wes Watkins, Jan Eric Cartwright, Don Greve, Billy Joe Clegg and Anthony Points."

Senator McDaniel moved to table the Keating motion to amend the Smith motion, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—34.

Nay: Green, Keating, Keller, Lamb, Leonard, McCune, Nickles, Pierce and Wolfe.—9.

Excused: Berrong, Giles, Howard, Murphy and Porter.—5.

Senator York presiding.

Senator Smith pressed his motion, which motion was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—30.

Nay: Boatner, Crow, Green, Howard, Howell, Keating, Keller, Lamb, Leonard, McCune, Nickles, Pierce, Schuelein and Wolfe.—14.

Excused: Berrong, Crutcher, Giles and Murphy.—4.

Senator Randle presiding.

GENERAL ORDER

SB 345 by Capps of the Senate and Harper of the House was read and considered.

Upon motion of Senator Capps, **SB 345** was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, **SB 345** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 345 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Berrong, Giles, Howard and Murphy.—4.

The bill and emergency passed.

SB 345 was referred for engrossment.

GENERAL ORDER

CS for **SB 311** by Martin was read and considered.

Senators Johnson and Schuelein asked to be made coauthors of **SB 311**, which was the order.

Senator Martin, citing Rule 8(d), asked unanimous consent that Representative Duke be named House author of **SB 311**, which was the order.

Upon motion of Senator Martin, **SB 311**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 311**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 311 was read for the third time at length.

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

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

Excused: Berrong, Giles, Howard, Murphy and Porter.—5.

The bill passed.

SB 311 was referred for engrossment.

BILL WITHDRAWN — REREFERRED

Senator Martin moved that **SB 290** be withdrawn from the Calendar and rereferred to the Committee on Criminal Jurisprudence, which motion was declared adopted.

GENERAL ORDER

SB 494 by Cate was read and considered.

Upon motion of Senator Cate, **SB 494** was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **SB 494** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 494 was read for the third time at length.

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

Aye: Cain, Cate, Crow, Dahl, Howard, Howell, Kilpatrick, Lane, Leonard, Luton, Porter, Schuelein, Stipe and York.—14.

Nay: Birdsong, Boatner, Capps, Clifton, Combs, Cullison, Cummins, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—30.

Excused: Berrong, Crutcher, Giles and Murphy.—4.

The bill failed.

GENERAL ORDER

SB 478 by Lamb of the Senate and Elder of the House was read and considered.

Upon motion of Senator Lamb, **SB 478** was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **SB 478** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 478 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Berrong, Crutcher, Giles and Murphy.—4.

The bill passed.

SB 478 was referred for engrossment.

Senator York presiding.

GENERAL ORDER

SB 496 by Luton of the Senate and Elder of the House was read and considered.

Senator Luton asked unanimous consent that further consideration of **SB 496** be deferred for this legislative day, which was the order.

GENERAL ORDER

SB 431 by Clifton and Johnston of the Senate and Steward of the House was read and considered.

Senator Clifton moved to amend **SB 431**, Page 1, Line 1, by striking the Title, enacting clause and entire bill and substituting the following:

Senator York asked unanimous consent that the provisions of Senate Rule 14(b) be suspended, which was the order. The Clifton amendment to **SB 431** will not be printed in full in the Journal.

Senator Pierce moved to amend the Clifton amendment to **SB 431**, Page 2, Line 12½, by adding a new subsection 12 to read as follows:

“12. It is specifically determined by the Legislature that the index to the Oklahoma Statutes is inadequate and poorly done. The Legislature therefore directs that special attention be directed towards improving the index to the Oklahoma Statutes and the Oklahoma Statutes Annotated.”

, which amendment to the Clifton amendment was declared adopted.

Senator Clifton moved adoption of his previous amendment, as amended, which motion was declared adopted.

Upon motion of Senator Clifton, **SB 431**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **SB 431**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 431 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—35.

Nay: Boatner, Crow, Howell, Miller, Rozell, Stipe, Terrill and Young.—8.

Excused: Berrong, Crutcher, Giles, Howard and Murphy.—5.

The bill and emergency passed.

SB 431 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 York presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Combs, advised and consented to the confirmation of **MICHAEL J. BENHAM**, Oklahoma City, as a member of the Board of Veterinary Medical Examiners, to serve a 4-year term ending May 9, 1983. Dr. Benham succeeds himself.

The Senate, in executive session, and upon motion of Senator Johnson, advised and consented to the confirmation of **ROBERT D. BRADFORD**, Sallisaw, as a member of the State Mining Board, to serve a 4-year term ending April 19, 1983. Mr. Bradford succeeds Henry J. Kline.

The Senate, in executive session, and upon motion of Senator Lane, advised and consented to the confirmation of **JEWEL B. CALLAHAM**, Broken Bow, as District 3 member of the Oklahoma Water Resources Board, to serve a 7-year term ending May 14, 1985. Mr. Callaham succeeds himself.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of **LOUIS GATTI**, Oklahoma City, as Vice-Chairman of the Pollution Control Coordinating Board, to serve at the pleasure of the Governor. Mr. Gatti succeeds himself.

The Senate, in executive session, and upon motion of Senator Lane, advised and consented to the confirmation of **QUINTUS H. HERRON**, Idabel, as a member of the State Board of Registration for Foresters, to serve a 5-year term ending June 1, 1983. Mr. Herron succeeds himself.

The Senate, in executive session, and upon motion of Senator Porter, advised and consented to the confirmation of LEROY W. KIRK, Purcell, as a member of the State Board of Corrections, to serve a 6-year term ending March 15, 1985. Mr. Kirk succeeds himself.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of KENTON KNORPP, Tulsa, as a member of the Oklahoma Pecan Commission, to serve a 3-year term ending July 1, 1981. Mr. Knorpp succeeds Paul Haydon.

The Senate, in executive session, and upon motion of Senator Boatner, advised and consented to the confirmation of BILL LANDGRAF, Madill, as a member of the Oklahoma Pecan Commission, to serve a 3-year term ending July 1, 1980. Mr. Landgraf succeeds L. B. Mayes.

The Senate, in executive session, and upon motion of Senator Combs, advised and consented to the confirmation of JOHN MARTIN, JR., Oklahoma City, as a member of the Real Estate Commission, to serve a 3-year term ending July 1, 1982. Mr. Martin succeeds William Porter.

The Senate, in executive session, and upon motion of Senator Crow, advised and consented to the confirmation of JOE WAUSEON MEYERS, Frederick, as a member-at-large to the Liquefied Petroleum Gas Board, to serve a 4-year term ending June 30, 1983. Mr. Meyers succeeds himself.

The Senate, in executive session, and upon motion of Senator Kilpatrick, advised and consented to the confirmation of WILLIAM R. PAULK, Oklahoma City, as Commissioner to the State Department of Labor, and serve coterminous with the Governor. Mr. Paulk succeeds William Foster.

The Senate, in executive session, and upon motion of Senator Lane, advised and consented to the confirmation of JERRY R. RAGLAND, Broken Bow, as a member of the State Board of Registration for Foresters, to serve a 5-year term ending June 1, 1984. Mr. Ragland succeeds William Verdo Hooker, Jr.

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of CARL F. REHERMAN, Edmond, as a member of the Air Quality Council, to serve an unexpired term ending June 15, 1980. Mr. Reheman succeeds Kenneth Holmes.

The Senate, in executive session, and upon motion of Senator Martin, advised and consented to the confirmation of IDA S. WILLIAMS, Ardmore, as a member of the Libraries Board, to serve an unexpired term ending July 1, 1985. Ms. Williams succeeds Bob Brumley.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 39**.

The above numbered Enrolled Resolution was referred to the Governor.

Advising the signing of and transmitting for signature Enrolled **HCRs 1041, 1043, 1045 and 1046**.

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

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 13, 1980, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1372, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 4:25 p.m. to meet Wednesday, February 13, 1980, at 1:30 p.m.

Twenty-second Legislative Day

Wednesday, February 13, 1980

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, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Berrong, Cate, Giles, Keating, Smith and Terrill.—6.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Parker, the guest of Senator Porter.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Lamb introduced Samuel W. Price, D.O., Enid, as the Doctor of the Day and Joe Harrison, Enid, as the Student Doctor.

Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS:

SB 469 — County, State and Federal Government.

SB 472 — Municipal Government, and be referred to Committee on County, State and Federal Government by previous order.

SB 473 — Municipal Government, and be referred to Committee on County, State and Federal Government by previous order.

SB 503 — Social Welfare.

SB 538 — Banks and Banking.

SB 543 — County, State and Federal Government.

SB 553 — County, State and Federal Government.

HB 1575 — Retirement and Administration.

DO PASS, as amended:

SB 60 — Retirement and Administration.

SB 362 — County, State and Federal Government, and be referred to Committee on Appropriations and Budget by previous order.

SB 488 — County, State and Federal Government, and be referred to Committee on Judiciary by previous order.

SB 556 — Banks and Banking.

SB 568 — Criminal Jurisprudence, co-authored by Birdsong.

SB 572 — County, State and Federal Government, coauthored by Crow of the Senate and Feddersen, Duckett and Townsend of the House, and be referred to Committee on Appropriations and Budget by previous order.

HB 1651 — Appropriations and Budget.

FIRST READING

The following were introduced and read the first time.

SB 632 — By Murphy.

An Act relating to probate procedure; amending 58 O.S. 1971, Sections 25, 128, 281 and 331, as amended by Section 1, Chapter 67, O.S.L. 1979 (58 O.S. Supp. 1979, Section 331) and 68 O.S. 1971, Section 803, as last amended by Section 1, Chapter 1, O.S.L. 1975 (68 O.S. Supp. 1979, Section 803); providing for hearing and notice of hearing on petition for probate of a will; permitting the dispensation of hearing on certain petitions under certain circumstances; providing for hearing and notice of hearing on a petition for letters of administration; waiving bond in certain circumstances; providing for an inventory

and appraisement of an estate under certain circumstances; requiring notice to creditors and claims of same to be presented within certain time limitations; providing a form; permitting a demand for notice and hearing by a creditor or interested party during the time when creditors' claims may be filed; permitting the court to enter an order after expiration of notice to creditors allowing the personal representative to dispose of properties and waiving accounting and court approval of creditor's claims; providing estate tax rates for all transfers of a decedent's estate during probate; permitting the court to identify all heirs, devisees and legatees at the first hearing with certain limitations; providing for the withdrawal of waivers and consents at any time in the proceeding; providing certain probate procedures for nonresident property owners; providing for contents of a petition; providing for notice and filing of a petition; providing certain procedures for written objections to the petition by an interested party or creditor; providing for the distribution of property under certain circumstances; providing procedures if the domiciliary proceeding has not been concluded; providing for written objections; permitting the execution of waivers and consents for wards by certain persons; providing certain requirements prior to execution of an inter vivos trust; providing a certain form; directing codification; and providing an effective date.

SB 633 — By Terrill.

An Act relating to mental health; amending 43A O.S. 1971, Sections 3, as last amended by Section 1, Chapter 247, O.S.L. 1978, and 61, as amended by Section 1, Chapter 106, O.S.L. 1979 (43A O.S. Supp. 1979, Sections 3 and 61); defining terms; modifying definition of person requiring treatment; providing for mentally ill prisoners; providing for examination; providing for transfer; providing notice and hearing; providing for costs; providing for adoption of rules and regulations by Depart-

ment of Corrections; providing for petition to district court; providing for least restrictive alternative for treatment; providing for precommitment screening teams; providing for determination; providing for temporary order of detention; providing for appointment of Examining Commission; providing for examination; providing for counsel and attorney's fees; providing contents of notice; providing for jury trial; allowing alleged person requiring treatment to be present at hearing; providing exceptions; providing for cross-examination; providing inadmissibility of certain statements; providing for an examiner's certificate; providing for findings by the court; providing for conveyance to facility; requiring record-keeping and access to records; providing for emergency order of detention; providing for custody, affidavit, examination and petition; providing for precommitment screening examination and order; providing scope and content of examinations; providing recommendations; providing certain additional notice; providing for administering of psychotropic medication; providing alternatives to hospitalization; providing for order, noncompliance, failure and petition; providing notice for show cause hearing; authorizing adoption of rules and regulations by Department of Mental Health; providing for review of status and review of treatment orders; repealing 43A O.S. 1971, Sections 54.1 and 55.2, as last amended by Sections 2 and 3, Chapter 247, O.S.L. 1978 (43A O.S. Supp. 1979, Sections 54.1 and 55.2); directing codification; and providing an effective date.

SECOND READING

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

SB 622 — Public and Mental Health and then to County, State and Federal Government.

SB 623 — Public and Mental Health and then to County, State and Federal Government.

SB 624 — Revenue and Taxation.

SB 625 — Public and Mental Health.

SB 626 — Revenue and Taxation.

SB 627 — Roads and Highways and then to County, State and Federal Government.

SB 628 — Revenue and Taxation.

SB 629 — Public Safety and Penal Affairs.

SB 630 — Judiciary.

SB 631 — County, State and Federal Government.

HB 1621 — Appropriations and Budget.

HB 1639 — Appropriations and Budget.

HB 1641 — Appropriations and Budget.

HB 1732 — County, State and Federal Government and then to Appropriations and Budget.

HJR 1047 — Constitutional Revision and Regulatory Services and then to Roads and Highways.

DECLARATION OF VOTE

Senator Murphy asked that the record reflect 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 311, 345, 431 and 478.**

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1024, 1577, 1688, 1714, 1715 and 1745.**

HB 1024 — By Peterson.

An Act relating to counties and county officers; providing that county assessors, county clerks and county treasurers of certain counties may adopt a land parcel identifier system; providing certain procedural guidelines for such system's use as to certain records; directing codification; and declaring an emergency.

HB 1577 — By Mentzer of the House and Rozell of the Senate.

An Act relating to waters and water rights; amending 82 O.S. 1971, Section 636, as amended by Section 56, Chapter 30, O.S.L. 1979, 647 and 687, as amended by Section 57, Chapter 30, O.S.L. 1979 (82 O.S. Supp. 1979, Sections 636 and 687); providing for the issuance and sale of certain bonds; providing regulations and procedures therefor; raising the maximum rate of interest on the bonds; allowing districts to borrow money; providing for approval; raising maximum rate of interest payable; changing interest rate language on certain forms; and declaring an emergency.

HB 1688 — By Winn of the House and Lamb of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 377, 622, as amended by Section 1, Chapter 6, O.S.L. 1975, and 790.1, as amended by Section 1, Chapter 191, O.S.L. 1975 (19 O.S. Supp. 1979, Sections 622 and 790.1), Section 4, Chapter 75, O.S.L. 1977 (62 O.S. Supp. 1979, Section 310.1c), and 68 O.S. 1971, Section 2402; eliminating conflicting surety bond provisions relating to county officers and employees blanket surety bond; providing general provisions relating to certain county officers and employees; providing for certain funds, organization and meetings, duties and functions of such persons; repealing 12 O.S. 1971, Section 21, 19 O.S. 1971, Sections 241, 511, 512 and 571, and 70 O.S. 1971, Section 4-102; and declaring an emergency.

HB 1714 — By Davis (Frank) of the House and Clifton of the Senate.

An Act relating to notaries public; amending 49 O.S. 1971, Section 5, as amended by Section 3, Chapter 91, O.S.L. 1978 (49 O.S. Supp. 1979, Section 5); providing for an official seal; defining type of seal used; providing for authentication of documents; providing penalties and exemptions; and declaring an emergency.

HB 1715 — By Hobson, Wiseman, Riggs and Steward of the House and Cate of the Senate.

An Act relating to natural gas; amending Section 11, Chapter 3, O.S.L. 1979 (52 O.S. Supp. 1979, Section 260.11); providing contingent procedures if certain statutes are declared invalid or inoperative; allowing natural gas prices to be automatically raised; providing for interest; extending time for payments; providing method of making reports and payments; stating legislative intent; and declaring an emergency.

HB 1745 — By Rogers and Glover of the House and Capps of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2458, as last amended by Section 1, Chapter 77, O.S.L. 1978 (68 O.S. Supp. 1979, Section 2458); providing for identification of members of the Board of Equalization and the Excise Board; providing for reimbursement of expenses and compensation; modifying such reimbursement of expenses; and declaring an emergency.

The above numbered HBs were read for the first time.

GENERAL ORDER

SB 439 by Taliaferro, Dahl, Capps, Boatner, Giles, Landis, Leonard, Martin, Miller, Vann, Berrong and McDaniel was read and considered.

Senator Tinsley asked to be made a coauthor of **SB 439**, which was the order.

Senator Taliaferro, citing Rule 8(d), asked unanimous consent that Representative Glover be named House author of **SB 439**, which was the order.

Upon motion of Senator Taliaferro, **SB 439**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **SB 439**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 439 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, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—38.

Nay: Combs, Howell and Stipe.—3.

Excused: Berrong, Cate, Giles, Keating, Smith, Terrill and Wolfe.—7.

The bill passed.

SB 439 was referred for engrossment.

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

MOTION TO RECONSIDER VOTE

Senator Stipe pressed his motion to reconsider the vote whereby **SB 525** passed, Page 212, which motion was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, Mc-

Cune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Berrong, Giles, Howard, Keating, Terrill and Wolfe.—6.

THIRD READING

Senator Stipe moved that the vote be reconsidered whereby **SB 525** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Stipe moved that the vote be reconsidered whereby **SB 525** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Stipe moved to amend **SB 525**, Page 2, Line 3, by inserting after the word "Commission" and before the period the following: "and shall be prohibited from being a candidate for public office, participating in any political campaign or the solicitation of funds for any political candidate".

Senators Smith and Terrill asked to be shown present, which was the order.

Senator Stipe asked unanimous consent that **SB 525**, with amendment attached, be laid over temporarily, which was the order.

GENERAL ORDER

HB 1403 by Elder of the House and Lamb of the Senate was read and considered.

Upon motion of Senator Lamb, **HB 1403** was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1403** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Lamb moved that the vote be reconsidered whereby **HB 1403** 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 1403** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Lamb moved to amend **HB 1403**, Page 2, Line 9, by changing "1979." to read "1980.", which amendment was declared adopted.

Upon motion of Senator Lamb, **HB 1403**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1403**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1403 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, Green, Howell, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein,

Smith, Stipe, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Clifton, Johnson, McCune, McDaniel, Nickles and Taliaferro.—6.

Excused: Berrong, Giles, Howard, Keating and Wolfe.—5.

The bill passed.

HB 1403 was referred for engrossment.

Senator Boatner presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 311, 345, 431, 478 and 536 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SRs 76 and 77 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1742 by Weichel and Trent of the House and Murphy and Boatner of the Senate was read and considered.

Senator Lamb asked to be made a co-author of **HB 1742**, which was the order.

Senator Murphy moved to amend **HB 1742**, Page 15, Lines 11 and 12, as follows: By striking Section 8 on Lines 11 and 12 and substituting the emergency clause as Section 8, which amendment was declared adopted.

Upon motion of Senator Murphy, **HB 1742**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1742**, as coauthored

and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1742 was 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, Green, Howell, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Nay: Johnson, Keller and Rozell.—3.

Excused: Berrong, Giles, Howard, Keating and Wolfe.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator McCune moved that the vote be reconsidered whereby **HB 1742** and the emergency section passed, under the provisions of Senate Rule 19(b).

GENERAL ORDER

SB 525, with amendment attached, was considered further.

Senators Smith and Howell asked to be named coauthors of **SB 525**, which was the order.

Senator Stipe moved adoption of his previously read amendment, which amendment was declared adopted.

Senator Stipe moved to amend **SB 525**, Page 2, Line 3, by adding after the foregoing adopted Stipe amendment, a new sentence to read as follows: "The Judges shall be licensed to practice law in Oklahoma and members of the Oklahoma Bar Association.", which amendment was declared adopted.

Senators Stipe and Howell moved to amend **SB 525**, Page 2, Line 3, by adding at the end of the second adopted Stipe amendment, the following: "and shall be subject to automatic removal from office, following proceedings before the Court on the Judiciary, for violation of the prohibition against political activity.", which amendment was declared adopted.

Upon motion of Senator Stipe, **SB 525**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 525**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 525 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—38.

Nay: Combs, Johnson, Keller and Young.—4.

Excused: Berrong, Giles, Howard, Johnston, Keating and Wolfe.—6.

The bill and emergency passed.

SB 525 was referred for engrossment.

GENERAL ORDER

SB 486 by Cain of the Senate and Fitzgibbon of the House was read and considered.

Senator Cain asked unanimous consent that further consideration of **SB 486** be deferred for this legislative day, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1372**.

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

EXECUTIVE SESSION

There being matters on the President's desk for the consideration of the Senate in Executive Session, it was upon motion of Senator 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 Vann, advised and consented to the confirmation of **TED BENEFIEL**, Purcell, as the member-at-large of the Oklahoma Motor Vehicle

Commission, to serve an unexpired term ending June 30, 1981. Mr. Benefiel succeeds Dan Rudder.

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of **JOHN W. DRAKE**, Oklahoma City, as a member of the State Board of Mental Health, to serve an unexpired term ending December 31, 1981. Mr. Drake succeeds Lucien Pascucci.

The Senate, in executive session, and upon motion of Senator Howell, advised and consented to the confirmation of **RAY GOETSCH**, Midwest City, as a member of the Real Estate Commission, to serve a 3-year term ending July 1, 1982. Mr. Goetsch succeeds himself.

The Senate, in executive session, and upon motion of Senator Kilpatrick, advised and consented to the confirmation of **HEBER N. GROVE**, Del City, as a member of the Oklahoma State Credit Union Board, to serve a 4-year term ending October 11, 1983. Mr. Grove succeeds himself.

The Senate, in executive session, and upon motion of Senator Crutcher, advised and consented to the confirmation of **BOB PETERSON**, Claremore, as a member of the Oklahoma Pecan Commission, to serve a 2-year term ending July 1, 1981. Mr. Peterson succeeds G. P. Parsons.

The Senate, in executive session, and upon motion of Senator Combs, advised and consented to the confirmation of **SYBIL SCOTT**, Oklahoma City, as a member of the Oklahoma State Board of Nursing Homes, to serve a 3-year term ending July 1, 1982. Ms. Scott succeeds Juanita Hodges.

The Senate, in executive session, and upon motion of Senator Howell, advised

and consented to the confirmation of ANTHONY THOMAS, D.V.M., Midwest City, as a member of the Board of Veterinary Medical Examiners, to serve a 4-year term ending May 9, 1983. Mr. Thomas succeeds himself.

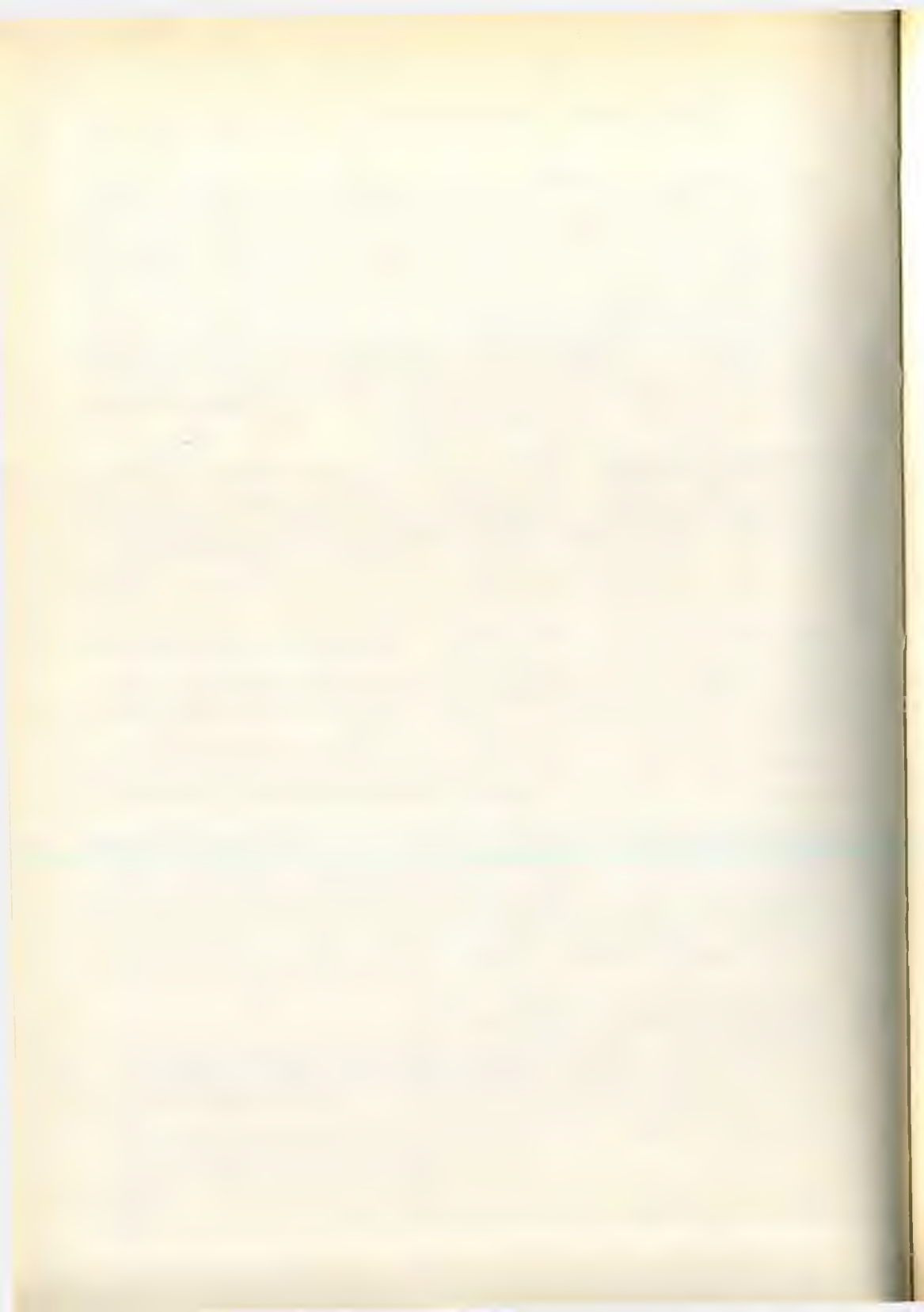
The Senate, in executive session, and upon motion of Senator Kilpatrick, advised and consented to the confirmation of DONALD D. VICK, Del City, as a member of the State Board of Registration for Engineers and Land Surveyors, to serve an unexpired term ending June 28, 1980. Mr. Vick succeeds Leslie Judd.

The Senate, in executive session, and upon motion of Senator Murphy, advised

and consented to the confirmation of JIM WILLIAMS, Coyle, as a member of the Air Quality Council, to serve an unexpired term ending June 15, 1982. Mr. Williams succeeds Loyn Marvel.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, February 14, 1980, at 12:00 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:40 p.m. to meet Thursday, February 14, 1980, at 12:00 p.m.



Twenty-third Legislative Day

Thursday, February 14, 1980

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, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Berrong, Giles, Keating, Keller, Miller, Nickles, Stipe and Wolfe.—8.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Parker, the guest of Senator Porter.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Dahl introduced James R. Riemer, D.O., Pawnee, as the Doctor of the

Day. A citation from the State Senate was presented to Dr. Riemer.

Senator Combs introduced Claudia Loveland, Oklahoma City, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS:

SB 497 — Public and Mental Health, and be referred to Committee on Judiciary by previous order.

SB 554 — Municipal Government, co-authored by Smith of the House (Principal), and be referred to Committee on Judiciary by previous order.

SB 586 — County, State and Federal Government, and be referred to Committee on Revenue and Taxation by previous order.

SB 587 — County, State and Federal Government, and be referred to Committee on Appropriations and Budget by previous order.

SJR 44 — Public and Mental Health, and be referred to Committee on County,

State and Federal Government by previous order.

DO PASS, as amended:

CS for **SB 427** — Appropriations and Budget.

SB 531 — Municipal Government, co-authored by Birdsong of the Senate and Craighead of the House (Principal).

HB 1616 — Appropriations and Budget.

HB 1632 — Appropriations and Budget.

FIRST READING

The following were introduced and read the first time.

SB 634 — By Berrong.

An Act relating to bonds; amending Section 7, Chapter 181, O.S.L. 1973 (2 O.S. Supp. 1979, Section 1557), 6 O.S. 1971, Section 201, as last amended by Section 1, Chapter 173, O.S.L. 1979 (6 O.S. Supp. 1979, Section 201), 8 O.S. 1971, Section 203, as amended by Section 1, Chapter 222, O.S.L. 1978 (8 O.S. Supp. 1979, Section 203), 36 O.S. 1971, Section 304, 37 O.S. 1971, Sections 507 and 508, 40 O.S. 1971, Section 1, Section 5, Chapter 182, O.S.L. 1975, as amended by Section 89, Chapter 30, O.S.L. 1979 (53 O.S. Supp. 1979, Section 47.5), 59 O.S. 1971, Sections 45.7, 199.4, as amended by Section 2, Chapter 215, O.S.L. 1978, 475.9, 512, 698.5, 1209, 1360 and Section 14, Chapter 203, O.S.L. 1973 (59 O.S. Supp. 1979, Sections 199.4 and 1614), 63 O.S. 1971, Section 1-106, Section 3, Chapter 257, O.S.L. 1974, as amended by Section 2, Chapter 102, O.S.L. 1979 (63 O.S. Supp. 1979, Section 2453), 68 O.S. 1971, Section 102, 69 O.S. 1971, Section 308, 70 O.S. 1971, Sections 18-117, 23-105, 3204, 3304, 3407.2, 3411, 3509, as amended by Section 2, Chapter 307, O.S.L. 1974, Section 3, Chapter 158,

O.S.L. 1972, 3605, 3705 and 3805 (70 O.S. Supp. 1979, Sections 3509 and 3512), 74 O.S. 1971, Sections 18a, as amended by Section 1, Chapter 131, O.S.L. 1973, 28, as amended by Section 4, Chapter 131, O.S.L. 1973, 85.3, as amended by Section 16, Chapter 230, O.S.L. 1976, Section 4, Chapter 131, O.S.L. 1974, as amended by Section 163, Chapter 30, O.S.L. 1979, 908, as amended by Section 13, Chapter 241, O.S.L. 1979, Section 7, Chapter 152, O.S.L. 1972 and Section 2, Chapter 153, O.S.L. 1972 (74 O.S. Supp. 1979, Sections 18a, 28, 85.3, 85.29, 908, 1807 and 2002), and Section 2, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1979, Section 1085.2); deleting references to bonds that are now covered by Sections 85.26 through 85.31 of Title 74; repealing 2 O.S. 1971, Section 1111, 53 O.S. 1971, Sections 64.4 and 143, 56 O.S. 1971, Section 184, 59 O.S. 1971, Sections 151, 486 and Section 7, Chapter 79, O.S.L. 1979 (59 O.S. Supp. 1979, Section 819), 69 O.S. 1971, Section 307, 70 O.S. 1971, Section 3-105 and 74 O.S. 1971, Sections 324.6, 661 and 908, as amended by Section 3, Chapter 285, O.S.L. 1979 (74 O.S. Supp. 1979, Section 908); and declaring an emergency.

SB 635 — By Crow of the Senate and Davis (Don) of the House.

An Act relating to oil and gas; amending 52 O.S. 1971, Section 420.3, as amended by Section 6, Chapter 104, O.S.L. 1975 (52 O.S. Supp. 1979, Section 420.3); recreating the Oklahoma Liquefied Petroleum Gas Board in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership, appointments, qualifications, terms of office, compensation, administration of meetings, standards, rules, regulations and specifications, and an Administrator; changing required and special meeting provisions; and declaring an emergency.

SB 636 — By Smith.

An Act relating to elections; providing for political action committees; defining

terms; requiring a statement of organization; providing procedures for filing with the State Board of Elections and County Clerks; providing for campaign statements; including itemized reports, receipts, expenditures, total contributions and expenditures; providing for amounts, names, addresses and purpose of contributions; requiring total expenditures for or against each candidate or measure; requiring separate reports of loans of money or property; requiring reports of anything of value; requiring a campaign treasurer; requiring candidates to create primary and secondary depositories; providing exception; providing qualifications of campaign treasurers; providing for removal; requiring all contributions and expenditures directed through campaign treasurer; providing for powers and duties of deputy campaign treasurer; providing for filing of reports by treasurers; limiting amounts to be expended by or for candidates; prohibiting political contributions by certain organizations; providing exceptions and contribution limitations; requiring periodic reports of certain independent expenditures to candidates; providing for political advertisements; providing limitations on contributions; providing certain prohibitions; providing penalty; requiring notice on all literature and advertisements soliciting funds; providing for campaign statement filing schedule; directing codification; and declaring an emergency.

SB 637 — By Howard of the Senate and Draper of the House.

An Act relating to employment and unemployment; codifying the Employment Security Act of 1980.

SECOND READING

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

SB 632 — Judiciary.

SB 633 — Public and Mental Health and then to Public Safety and Penal Affairs.

HB 1024 — County, State and Federal Government.

HB 1577 — Environmental and Natural Resources.

HB 1688 — County, State and Federal Government.

HB 1714 — Judiciary.

HB 1715 — County, State and Federal Government.

HB 1745 — County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1611, 1613, 1615, 1730, 1795 and 1801** and **HJR 1041**.

HB 1611 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Oklahoma State Legislature; 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.

HB 1613 — By Davis (Don), Deatherage and Wilson of the House and Crow and Boatner of the Senate.

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

HB 1615 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Division of the Budget; 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 appropriation nonfiscal; providing severability; and declaring an emergency.

HB 1730 — By Vaughn and Whorton of the House and Schuelein of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 85.7; modifying bidding requirements of the Central Purchasing Law; setting restrictions on certain types of bids; and providing an effective date.

HB 1795 — By Draper of the House and Howard of the Senate.

An Act relating to state government; amending 62 O.S. 1971, Section 41.12, as amended by Section 6, Chapter 242, O.S.L. 1974, 139.47, as amended by Section 2, Chapter 226, O.S.L. 1976 and 139.48 (62 O.S. Supp. 1979, Sections 41.12 and 139.47), Section 3, Chapter 126, O.S.L. 1975, as last amended by Section 2, Chapter 279, O.S.L. 1979 and Section 3, Chapter 179, O.S.L. 1978 (74 O.S. Supp. 1979, Sections 3603 and 3604); creating the Contingency Review Board; providing for membership, powers and duties; transferring duties of the State Employment Review Board; specifying conditions for requesting increase of personnel by certain state entities; directing codification; repealing 62 O.S. 1971, Section 139.44, as amended by Section 29, Chapter 30, O.S.L. 1979 (62 O.S. Supp. 1979, Section 139.44); and declaring an emergency.

HB 1801 — By Draper, et al, of the House and Kilpatrick of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 456, as last amended by Section 6, Chapter 239, O.S.L. 1979 (74 O.S. Supp.

1979, Section 456); providing for the Executive Committee of the State Legislative Council and its membership, meetings, quorum and rules; specifying certain duties; providing for payment of per diem; setting amount; providing for reimbursement of out-of-state travel; providing for the payment of certain dues or fees; requiring certain approval; and declaring an emergency.

HJR 1041 — By Winn and Bradley of the House and Green of the Senate.

A Joint Resolution directing the Board of Public Affairs to conduct a feasibility study of a multi-level parking garage and a concourse within the state office complex; requiring the Board to accumulate certain information; setting a reporting date; and declaring an emergency.

The above numbered HBs and HJR were read for the first time.

GENERAL ORDER

SB 539 by Smith of the Senate and Willis of the House was read and considered.

Senator York asked to be made a co-author of **SB 539**, which was the order.

Upon motion of Senator Smith, **SB 539**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 539**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 539 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Berrong, Giles, Keating, Keller, Miller, Nickles, Stipe and Wolfe.—8.

The bill and emergency passed.

SB 539 was referred for engrossment.

Senator Cate presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 439 and 525 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1403 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

BILL WITHDRAWN — REFERRED

Senator Lane asked unanimous consent that **SB 625** be withdrawn from the Committee on Public and Mental Health and referred to the Committee on County, State and Federal Government.

GENERAL ORDER

SB 529 by York of the Senate and Gray of the House was read and considered.

Upon motion of Senator York, **SB 529** was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 529** 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 529 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Excused: Berrong, Giles, Howard, Keating, Miller, Nickles, Porter, Stipe and Wolfe.—9.

The bill and emergency passed.

SB 529 was referred for engrossment.

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

GENERAL ORDER

SB 391 by Crow, Boatner and Stipe of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senator Capps asked to be made a coauthor of **SB 391**, which was the order.

Upon motion of Senator Crow, **SB 391**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 391**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 391 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, York and Young.—33.

Nay: Cain, Keller, McCune, Pierce, Smith, Watson and Wolfe.—7.

Excused: Berrong, Giles, Howard, Keating, Miller, Nickles, Porter and Stipe.—8.

The bill and emergency passed.

SB 391 was referred for engrossment.

GENERAL ORDER

CS for **SB 403** by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was read and considered.

Senators Combs and Cummins asked to be made coauthors of **SB 403**, which was the order.

Upon motion of Senator Crow, **SB 403**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 403**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 403 was 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, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Berrong, Giles, Keating, Miller, Nickles, Porter and Stipe.—7.

The bill and emergency passed.

SB 403 was referred for engrossment.

GENERAL ORDER

CS for **SB 418** 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 418** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 418** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 418 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher,

Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Berrong, Giles, Keating, Miller, Nickles and Stipe.—6.

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: 43. Excused: 5.

The emergency passed.

SB 418 was referred for engrossment.

GENERAL ORDER

SB 424 by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House was called up for consideration.

Senator Crow asked unanimous consent to suspend Senate Rule 14 to consider **SB 424**, to which request objection was heard.

Further consideration of **SB 424** was deferred for this legislative day.

GENERAL ORDER

SB 426 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 426** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 426** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 426 was 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, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—38.

Nay: McCune, Pierce, Wolfe and Young.—4.

Excused: Berrong, Giles, Howard, Keating, Miller and Nickles.—6.

The bill and emergency passed.

SB 426 was referred for engrossment.

GENERAL ORDER

SB 460 by Smith of the Senate and Townsend of the House was read and considered.

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

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

THIRD READING

SB 460 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—41.

Nay: Vann.—1.

Excused: Berrong, Giles, Howard, Keating, Miller and Nickles.—6.

The bill passed.

SB 460 was referred for engrossment.

MOTION

Senator Terrill moved to suspend Joint Rule 17(b)4 to move the deadline for reporting bills and joint resolutions from Senate committees to February 28, 1980, the 31st Legislative Day, which motion to suspend was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher,

Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Berrong, Giles, Howard, Keating, Miller and Nickles.—6.

SPECIAL COMMITTEE APPOINTMENT

President Pro Tempore Howard appointed the following members to serve on the Special Senate Committee on the Trucking Industry, pursuant to Enrolled **SR 77**: Senators Vann, Chairman; Stipe, Landis, Boatner and Crow.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 18, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 12:50 p.m. to meet Monday, February 18, 1980, at 1:30 p.m.

Twenty-fourth Legislative Day

Monday, February 18, 1980

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

Excused: Birdsong, Keating, Porter, Smith and Wolfe.—5.

Senator Cate declared a quorum present.

The following prayer was offered by Reverend Cleve Haley, First Baptist Church, Mustang, and incorporated into the Journal upon request of Senator Tinsley.

We thank You, our Father, for this day, which commemorates the birth of an extraordinary man, two hundred and forty-eight years ago, who was to make his mark on history as our first President.

But, we also thank You for the birth of another man who didn't just make his mark on history, He was to rewrite it as our first and only Saviour.

Each man left us with a significant contribution. George Washington sought to make a new nation, whereas, Jesus of Nazareth sought and continues to seek to make new men in every nation.

The life of our first President has left an indelible impression upon our world. So likewise, the life and death of Jesus Christ has left an impression upon our world, so much so, that every historical event has been dated either B.C. or A.D. relative to His birth and death.

And now, we offer our gratitude and thanks for these two great men and our hope that neither man lived or died in vain. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Randle introduced Billy Becker, D.O., Tulsa, as the Doctor of the Day.

Senator Nickles introduced his son, Donny, and asked unanimous consent, which was granted, that Donny be granted privileges of the floor and named honorary page for this legislative day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 18, 1980, of Enrolled **SJR 39**.

COMMITTEE REPORTS

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

DO PASS:

SB 372 — County, State and Federal Government.

SB 464 — Public Safety and Penal Affairs.

SB 466 — Education, Common, coauthored by Fried (Principal), and be referred to Committee on Appropriations and Budget by previous order.

SB 481 — Public Safety and Penal Affairs, coauthored by Johnson and Landis of the Senate, and be referred to Committee on Judiciary by previous order.

SB 505 — Public Safety and Penal Affairs, coauthored by Henry (Principal), and be referred to Committee on Criminal Jurisprudence by previous order.

SB 527 — Public Safety and Penal Affairs, coauthored by Johnson of the Senate, and be referred to Committee on County, State and Federal Government by previous order.

SB 592 — Oil, Gas and Energy, and be referred to Committee on County, State and Federal Government by previous order.

DO PASS, as amended:

SB 408 — Appropriations and Budget.

SB 550 — Education, Common.

SJR 51 — Appropriations and Budget, coauthored by Boatner.

HB 1614 — Appropriations and Budget.

HB 1618 — Appropriations and Budget.

HB 1650 — Appropriations and Budget.

WITHOUT RECOMMENDATION:

SJR 25 — Public Safety and Penal Affairs, coauthored by McCune, and be referred to Committee on Constitutional Revision and Regulatory Services by previous order.

SECOND READING

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

SB 634 — County, State and Federal Government.

SB 635 — Oil, Gas and Energy and then to Appropriations and Budget.

SB 636 — Elections and Privileges.

SB 637 — County, State and Federal Government.

HB 1611 — Appropriations and Budget.

HB 1613 — Appropriations and Budget.

HB 1615 — Appropriations and Budget.

HB 1730 — County, State and Federal Government.

HB 1795 — County, State and Federal Government.

HB 1801 — Appropriations and Budget.

HJR 1041 — County, State and Federal Government and then to Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1733, 1765 and 1831**.

HB 1733 — By Taylor and Draper.

An Act relating to waters and water rights; amending Section 10, Chapter 254, O.S.L. 1972, as amended by Section 7, Chapter 170, O.S.L. 1975 (82 O.S. Supp. 1979, Section 1324.10); stating the powers of rural water, sewer, gas and solid waste management districts; adding the power to contract for fire protection; requiring a certain report to be filed; and declaring an emergency.

HB 1765 — By Briscoe, Morgan, Duckett and Taylor.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 351.1; providing for agreements for fire protection services by municipalities; providing for reciprocal agreements; and declaring an emergency.

HB 1831 — By Camp.

An Act relating to railroads; amending 66 O.S. 1971, Section 55; requiring payment of certain costs upon abandonment of condemnation proceedings; providing for review of commissioners' report; providing for jury trial; providing certain procedures for review; and declaring an emergency.

The above numbered HBs were read for the first time.

RESOLUTIONS

Senator Howard introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 78 — By Howard.

A Resolution praising the life of Mike Monroney; expressing loss and condolences on the occasion of his death; pledging to emulate his life; and directing distribution.

Senator Howard introduced the following Resolution:

SR 79 — By Howard.

A Resolution honoring William Leroy Crozier, Chairman of the Political Science

Department of Central State University; praising his services to higher education in Oklahoma, splendid scholarship and invaluable academic activities; and expressing the appreciation, affection, support and friendship of the Oklahoma State Senate.

SR 79 was referred to the Committee on Rules.

GENERAL ORDER

SB 553 by Rozell was read and considered.

Upon motion of Senator Rozell, **SB 553** was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **SB 553** was considered engrossed and placed on third reading and final passage.

Senator Boatner presiding.

THIRD READING

SB 553 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, Crutcher, Cummins, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Landis, Lane, Leonard, Luton, McDaniel, Miller, Murphy, Nickles, Randle, Rozell, Tinsley, Watson, York and Young.—27.

Nay: Boatner, Capps, Crow, Cullison, Dahl, Giles, Johnston, Lamb, McCune, Martin, Pierce, Schuelein, Stipe, Taliaferro, Terrill and Vann.—16.

Excused: Birdsong, Keating, Porter, Smith and Wolfe.—5.

The bill passed.

SB 553 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising that the House has, by unanimous consent, suspended Joint Rule 17(b) 4, moving the deadline for reporting House bills and Joint Resolutions from House Committees to February 28, 1980, the 31st Legislative Day.

GENERAL ORDER

SB 503 by McDaniel of the Senate and Abbott of the House was read and considered.

Senator McDaniel moved to amend **SB 503**, Page 2, Lines 6 and 7, by striking the words "Department of Institutions, Social and Rehabilitative Services" and inserting the words "Department of Human Services", which amendment was declared adopted.

Upon motion of Senator McDaniel, **SB 503**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McDaniel, **SB 503**, as amended, was considered engrossed and placed on third reading and final passage.

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

THIRD READING

SB 503 was 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, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Mar-

tin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Nay: Berrong, Crow, Cummins, Landis and Schuelein.—5.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

The bill and emergency passed.

SB 503 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 391, 403, 418, 426, 460, 529 and 539 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 535 by McDaniel was read and considered.

Senator McDaniel moved to amend **SB 535**, Page 3, Line 9, by striking after Section 2 the effective date and inserting in lieu thereof the emergency clause and amending the Title to conform, which amendment was withdrawn upon the unanimous consent request of Senator McDaniel.

Senator Stipe moved to amend **SB 535**, Page 3, Line 9, by changing the effective date to read "July 1, 1980." and by adding a new Section 3, "the emergency clause" and amending the Title to conform, which amendment was declared adopted.

Upon motion of Senator McDaniel, **SB 535**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McDaniel, **SB 535**, as amended,

was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 535 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Cate, Clifton, Crutcher, Cullison, Cummins, Giles, Howard, Howell, Keating, Kilpatrick, Lamb, Landis, Lane, McDaniel, Martin, Miller, Murphy, Randle, Schuelein, Stipe, Taliaferro, Tinsley and York.—26.

Nay: Capps, Combs, Crow, Dahl, Green, Johnson, Johnston, Keller, Leonard, Luton, McCune, Pierce, Rozell, Terrill, Vann, Watson and Young.—17.

Excused: Birdsong, Nickles, Porter, Smith and Wolfe.—5.

The bill passed.

Senators Terrill, Capps, Vann, Keller, Rozell and Luton 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 535 was referred for engrossment.

GENERAL ORDER

SB 469 by Randle of the Senate and Winn of the House was read and considered.

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

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

THIRD READING

SB 469 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Tinsley, Vann, Watson and York.—36.

Nay: Crow, Giles, Howell, Landis, Pierce, Taliaferro, Terrill and Young.—8.

Excused: Birdsong, Porter, Smith and Wolfe.—4.

The bill and emergency passed.

SB 469 was referred for engrossment.

GENERAL ORDER

SB 427 by Howard of the Senate and Draper of the House was read and considered.

Upon motion of Senator Howard, **SB 427** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 427** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 427 was 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, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—35.

Nay: Berrong, Capps, Crutcher, Landis, Leonard, McCune, Nickles, Pierce and Young.—9.

Excused: Birdsong, Porter, Smith and Wolfe.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator McCune moved that the vote be reconsidered whereby **SB 427** and the emergency passed, as provided under Senate Rule 19(b).

GENERAL ORDER

SB 449 by Howard of the Senate and Draper of the House was read and considered.

Upon motion of Senator Howard, **SB 449** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 449** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 449 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Randle, Rozell, Stipe, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Combs, Keller, Landis, Martin, Pierce, Schuelein and Taliaferro.—7.

Excused: Birdsong, Porter, Smith and Wolfe.—4.

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: 38. Nay: 6. Excused: 4.

The emergency passed.

SB 449 was referred for engrossment.

GENERAL ORDER

SB 543 by Howard of the Senate and Draper of the House was read and considered.

Senators Terrill, Crow, Lane and Boatner asked to be made coauthors of **SB 543**, which was the order.

Upon motion of Senator Howard, **SB 543**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 543**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 543 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Nay: Johnson, Landis and Schuelein.—3.

Excused: Birdsong, Porter, Smith and Wolfe.—4.

The bill and emergency passed.

SB 543 was referred for engrossment.

GENERAL ORDER

SB 495 by Luton of the Senate and Elder of the House was read and considered.

Upon motion of Senator Luton, **SB 495** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 495** was considered engrossed and placed on third reading and final passage.

Senator Luton presiding.

THIRD READING

SB 495 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, Crow, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—35.

Nay: Berrong, Boatner, Crutcher, Johnston, Leonard, Miller, Murphy and Terrill.—8.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

The bill passed.

SB 495 was referred for engrossment.

GENERAL ORDER

SB 538 by Boatner of the Senate and Elder of the House was read and considered.

Upon motion of Senator Boatner, **SB 538** was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 538** was considered engrossed and placed on third reading and final passage.

Senator Cate presiding.

THIRD READING

SB 538 was read for the third time at length.

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

Aye: Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller,

Murphy, Nickles, Pierce, Randle, Rozell, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—35.

Nay: Berrong, Cain, Johnson, Johnston, Landis, Schuelein, Stipe and Young.—8.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Stipe moved that the vote be reconsidered whereby **SB 538** passed, as provided under Senate Rule 19(b).

GENERAL ORDER

SB 456 by Young was read and considered.

Senators Murphy, Miller and Crutcher asked to be made coauthors of **SB 456**, which was the order.

Upon motion of Senator Young, **SB 456**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 456**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 456 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kel-

ler, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

The bill and emergency passed.

SB 456 was referred for engrossment.

GENERAL ORDER

SB 350 by Landis of the Senate and Wilson and Cotner of the House was read and considered.

Senators Crow and Lane asked to be made coauthors of **SB 350**, which was the order.

Upon motion of Senator Landis, **SB 350**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Landis, **SB 350**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 350 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, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Ter-

rill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

The bill passed.

SB 350 was referred for engrossment.

GENERAL ORDER

SB 451 by Keller was read and considered.

Senator Terrill moved to amend **SB 451**, Page 2, Line 13, by adding after the comma, and before the word "provided," the following: "and whose father, grandfather, great-grandfather and others in lineage did not come over on the ship, Mayflower,".

Senator Keller moved to table the Terrill motion to amend, which motion to table was declared failed of adoption, upon a division of the question.

Senator Terrill pressed his motion to amend, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Crow, Cummins, Johnson, Keating, Landis, Lane, Miller, Rozell, Schuelein, Stipe, Taliaferro, Terrill and Young.—13.

Nay: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Giles, Green, Howell, Johnston, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Tinsley, Vann, Watson and York.—30.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

Senator Lamb moved to amend **SB 451**, Page 2, Line 13, by inserting after the word "States," and before the word "provided," the following: "and/or Canada," which amendment was declared adopted.

Senator Keller moved that **SB 451**, as amended, be advanced, which motion to advance was declared failed of adoption upon a division of the question.

SB 451, as amended, was laid over for this legislative day.

GENERAL ORDER

HB 1492 by Elder 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 1492** be deferred for this legislative day.

GENERAL ORDER

SB 509 by Lane was read and considered.

Upon motion of Senator Lane, **SB 509** was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **SB 509** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 509 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green,

Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

The bill and emergency passed.

SB 509 was referred for engrossment.

GENERAL ORDER

SB 424 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 424** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 424** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 424 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

The bill and emergency passed.

SB 424 was referred for engrossment.

GENERAL ORDER

HB 1616 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 1616** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1616** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1616 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

The bill and emergency passed.

HB 1616 was referred for engrossment.

GENERAL ORDER

HB 1619 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 1619** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1619** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1619 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

The bill and emergency passed.

HB 1619 was referred for engrossment.

GENERAL ORDER

HB 1624 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 1624**, Page 2, Line 9, as follows: By deleting after the word "law" on Line 9, all the language through Line 14, and amending the Title to conform, which amendment was declared adopted.

Upon motion of Senator Crow, **HB 1624**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1624**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1624 was read 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Birdsong, Porter, Smith and Wolfe.—4.

The bill and emergency passed.

HB 1624 was referred for engrossment.

GENERAL ORDER

HB 1651 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 1651** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1651** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1651 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

The bill and emergency passed.

HB 1651 was referred for engrossment.

GENERAL ORDER

HB 1575 by Barker, Abbott and Wilson of the House and Luton of the Senate was read and considered.

Senator Luton asked unanimous consent that further consideration of **HB 1575** be deferred temporarily, which was the order.

DECLARATION OF VOTE

Senator Berrong asked that the record reflect 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 311, 345, 391, 403, 418, 426, 431, 460, 478, 494, 529, 536** and **539**, which was the order.

GENERAL ORDER

SB 544 by York was read and considered.

Upon motion of Senator York, **SB 544** was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 544** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 544 was read for the third time at length.

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

Aye: Cain, Cate, Clifton, Combs, Cummins, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lane, Leonard, Luton, Murphy, Randle, Rozell, Stipe, Taliaferro, Terrill, York and Young.—22.

Nay: Berrong, Boatner, Capps, Crow, Crutcher, Cullison, Dahl, Giles, Keller, Lamb, Landis, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Schuelein, Tinsley, Vann and Watson.—21.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator York moved that the vote be reconsidered whereby **SB 544** failed of passage, as provided under Rule 19(b).

GENERAL ORDER

HB 1575, considered and deferred, was considered further.

Upon motion of Senator Luton, **HB 1575** was advanced.

By unanimous consent, upon request of Senator Luton, **HB 1575** was placed on third reading and final passage.

THIRD READING

HB 1575 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Birdsong, Howard, Porter, Smith and Wolfe.—5.

The bill and emergency passed.

HB 1575 was withheld under Rule 19(f).

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 McCune, advised and consented to the confirmation of ROBERT Y. EMPIE, Oklahoma City, as Commissioner to the State Banking Department, to serve an unexpired term ending June 1, 1981. Mr. Empie succeeds H. E. Leonard.

The Senate, in executive session, and upon motion of Senator Terrill, advised and consented to the confirmation of WILLIAM E. McLEOD, Lawton, as a member of the State Board of Corrections, to serve a 6-year term ending March 15, 1985. Mr. McLeod succeeds Seth Millington.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of JACK NAIFEH, Tulsa, as a member of the War Veterans Commission of Oklahoma, to serve a 3-year term ending July 1, 1982. Mr. Naifeh succeeds himself.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of CURT SCHWARTZ, Oklahoma City, as a member of the State Arts Council of Oklahoma, to serve a 3-year term ending July 1, 1982. Mr. Schwartz succeeds himself.

The Senate, in executive session, and upon motion of Senator Cate, advised and consented to the confirmation of W.A. "TATE" TAYLOR, Norman, as a member of the State Board of Health, to serve a 9-year term ending June 30, 1988. Mr. Taylor succeeds himself.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of D.B. WILKERSON, Tulsa, as District 1 member of the Oklahoma Motor Vehicle Commission, to serve a 6-year term ending June 30, 1985. Mr. Wilkerson succeeds himself.

The Senate, in executive session, and upon motion of Senator York, advised and consented to the confirmation of CHARLES WRIGHT, Oklahoma City, as a member of the Board of Registration for Social Workers, to serve an unexpired term ending June 1, 1980. Mr. Wright succeeds Nadine Roach.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to **Engrossed HB 1436**, requesting further conference and naming Conferees as follows: Representatives Smith, Elder and Thompson (Mick).

**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 naming same Conferees.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 19, 1980, at 1:30 p.m., under Senate Rule 31(b), which motion prevailed.

BILL RELEASED

HB 1575 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:50 p.m. to meet Tuesday, February 19, 1980, at 1:30 p.m.

Twenty-fifth Legislative Day

Tuesday, February 19, 1980

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: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, 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 Terrill declared a quorum present.

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

Father, our thoughts today are with these men faced with the awesome responsibility of representing their constituents.

We remember how Moses was instructed to seek out able men, such as fear God, men

of truth, hating covetousness. And how he was to place them as representatives over the people. (Exodus 18:21)

It is our prayer that You would continue to bless these very able men in our state government. May they forever be men who have a deep reverence, respect, and need for God, may they be men of truth even when the truth seems unfashionable, and may they be satisfied and not envious of another's position or possession.

Lord, we realize that the Marines are not the only ones looking for a few good men, You are too. Help us this day to determine to be one of these few. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Crow introduced Randy Abernathy, Tipton, as the Student Doctor.

Senator McCune introduced Juanita Proctor, R.N., Oklahoma City, as the Nurse of the Day.

Senator Giles introduced Wayne Huey, D.O., Tuttle, as the Doctor of the Day.

Senator Leonard introduced his wife, Nancy and his son, Tyler.

COMMITTEE REPORTS

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

DO PASS:

SB 504 — Revenue and Taxation, and be referred to Committee on Social Welfare by previous order.

SB 518 — Revenue and Taxation, co-authored by Smith and Crow of the Senate.

SB 545 — Banks and Banking, co-authored by Barker (Principal).

SB 557 — Judiciary.

SB 580 — Revenue and Taxation.

SB 589 — Oil, Gas and Energy.

SB 618 — Oil, Gas and Energy, and be referred to Committee on Revenue and Taxation by previous order.

SB 620 — County, State and Federal Government, coauthored by Deatherage.

SB 635 — Oil, Gas and Energy, and be referred to Committee on Appropriations and Budget by previous order.

SR 79 — Rules.

DO PASS, as amended:

CS for SB 187 — Education, Higher.

SB 429 — Education, Higher (amended by Appropriations and Budget).

CS for SB 506 — Judiciary, and be referred to Committee on Appropriations and Budget by previous order.

SB 517 — Education, Common, and be referred to Committee on Appropriations and Budget by previous order.

CS for SB 537 — Municipal Government, coauthored by Lancaster of the House.

SB 558 — Judiciary.

SB 581 — Revenue and Taxation, co-authored by Combs and Cullison of the Sen-

ate, and be referred to Committee on Municipal Government by previous order.

SB 595 — Judiciary, and be referred to Committee on Social Welfare by previous order.

SB 625 — County, State and Federal Government.

Senator Luton asked unanimous consent to allow the introduction of **SBs 638** and **639** in accordance with Joint Rule 17, which was the order.

FIRST READING

The following were introduced and read the first time.

SB 638 — By Smith, Luton, Birdsong, Crutcher and Clifton of the Senate and Elder, Harper, Johnson (A.V.), Henry and Stephenson of the House.

An Act relating to insurance; amending 36 O.S. 1971, Sections 301, 307, as amended by Section 1, Chapter 162, O.S.L. 1972, 331, as last amended by Section 1, Chapter 276, O.S.L. 1979, 332, as amended by Section 2, Chapter 276, O.S.L. 1979 (36 O.S. Supp. 1979, Sections 307, 331 and 332), 333, 334, 335, 337, 338, 348, 348.1, 903 and 1004; creating an Administrator of the State Board for Property and Casualty Rates; transferring certain duties from the Board to the Administrator; creating the State Insurance Department; providing for certain powers and duties; providing for duties, jurisdiction and reports of the Insurance Commissioner; creating the State Board for Property and Casualty Rates; changing the membership of the Board; authorizing certain powers and duties for the Board and the Administrator; providing compensation; providing certain qualifications for an Administrator and Board members; providing for meetings; transferring certain functions; providing for certain approval and review by the Board and the Administrator; providing for certain appointments; providing certain assess-

ments; providing for records of proceedings; providing for employment of certain personnel with certain restrictions; providing for certain orders, notices and records; permitting use of the Administrative Procedures Act; creating a State Board for Property and Casualty Rates Fund; providing for allocation of certain monies to and disbursement of certain monies from the fund; authorizing certain fees and licenses; providing for the filing of certain rates; providing for investigations and hearings; providing for meetings; providing for review of filings of certain rates; providing for certain effective time for certain insurance; providing certain rules and regulations; requiring certain contracts; providing for application of the act with certain exceptions; providing for certain restrictions on rates relating to excessive, inadequate or unfairly discriminatory rates; providing for certain rating criteria; providing certain classifications not be based upon certain categories of people; prohibiting the requirement for uniformity in rates, classifications, plans or practices; prohibiting any restrictions on freedom of contract; requiring filing for certain rates; requiring certain information for filing; determining when certain rates become effective and how they remain effective; permitting certain rules and regulations; providing for disapproval of rates; providing notice and procedures for disapproval; permitting investigation; providing hearing; providing for open meetings; permitting inspection of filings; requiring certain information be given to an insured party; providing remedies for certain aggrieved persons; prohibiting the withholding of certain policies, information or evidence; permitting cooperation by insurers in certain circumstances; providing for licensing of rating organizations with certain requirements; requiring fees; requiring notification of certain changes; providing rules and regulations for rating organizations; providing review and certain orders; providing for the examination of certain materials; permitting rating organizations to sub-

scribe to or purchase certain services; providing for adherence to filings by rating organizations with certain deviations; permitting certain rate reductions with certain limitations; permitting appeals from hearings on filings; providing requirements for certain advisory organizations; regulating joint underwriters or joint reinsurers; permitting the issuance of certain orders; permitting periodical examination of certain organizations and groups; providing for certain rules and plans for specified purposes; allowing the interchange of data; prohibiting the withholding of information or the giving of false or misleading information; providing penalties; permitting the suspension of license with certain limitations; providing for hearings by the Board on Application; permitting appeals; providing for administration of the act; repealing Section 5, Chapter 45, O.S.L. 1978 (36 O.S. Supp. 1979, Section 331.1) and 36 O.S. 1971, Sections 336, 901 through 911 and 1001 through 1017; directing codification; and providing an effective date.

SB 639 — By Luton, Smith, Crutcher, Clifton and Birdsong of the Senate and Elder, Harper, Henry, Johnson (A.V.) and Stephenson of the House.

An Act relating to insurance; amending 36 O.S. 1971, Section 2606; requiring the filing of certain forms; deleting certain filing requirements; requiring certain written decisions; and providing an effective date.

SECOND READING

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

HB 1733 — Oil, Gas and Energy.

HB 1765 — County, State and Federal Government.

HB 1831 — Business, Industry and Labor Relations.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 350, 424, 449, 456, 469, 495, 503, 509, 535, 543 and 553 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1616, 1619, 1624 and 1651 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1629, 1637, 1640 and 1706**.

HB 1629 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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

HB 1637 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Office of the Oklahoma Military Department; making appropriations thereto; stating the purposes; 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; providing lapse dates; providing severability; and declaring an emergency.

HB 1640 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

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

HB 1706 — By Draper, Fried, Deatherage, Baughman, Duckett, Fair, Fitzgibbon, Henry, Hobson, Hopkins, Joiner, Morgan, Riggs, Stephenson, Taylor, Vaughn, Winn, Atkins, Kerr, Denman, Peterson, Rogers, Steward, Thompson (Mick), Twidwell, Harbin, Wilson, Gray, Duke, Barker, McCorkell, Cole and Sparkman of the House and Howard, Randle, Kilpatrick and York of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Sections 1-116, as amended by Section 1, Chapter 193, O.S.L. 1973 (70 O.S. Supp. 1979, Section 1-116), 6-125 and 18-114, as last amended by Section 24, Chapter 282, O.S.L. 1979 (70 O.S. Supp. 1979, Section 18-114); stating purposes; providing for allocation of funds for in-service teacher training programs; modifying schedule for minimum salaries for teachers; providing for teacher improvement program; stating purpose; excluding nondegree certified vocational teachers; defining certain terms; providing teacher education requirements and reports; providing criteria for student admission to college education programs; providing for Teacher Education Faculty Development Committee; requiring teaching certificates; providing exceptions; setting certain requirements; establishing an entry-year program; providing certain requirements and procedures for the Entry-Year Assistance Program; establishing examinations; requiring continuing education programs; authorizing a job availability pilot program; establishing a teacher register; creating a continuing revolving fund and prescribing procedure for expendi-

ture of funds; defining certain positions; requiring administrative certificates for teaching principals; expanding administrative duties of principals; expanding responsibilities of the Professional Standards Board; providing for review of rules and regulations; providing for teacher organization or nonorganization membership; repealing 70 O.S. 1971, Sections 507.1 through 507.4; directing codification; and declaring an emergency.

The above numbered HBs were read for the first time.

GENERAL ORDER

SB 370 by Martin of the Senate and Davis (Don) of the House was read and considered.

Senators Murphy and Birdsong asked to be named coauthors of **SB 370**, which was the order.

Senator York moved to amend **SB 370**, Page 3, Lines 10 and 15, by deleting after the word "provided," on Line 9, and before the word "to" on Line 11, the following language: "to fine a licensee not to exceed Five Hundred Dollars (\$500.00) or" and by deleting after the word "the" on Line 15, and before the word "suspension" on Line 16 the language: "levying of fines to licensees or for the".

Senator Martin moved to table the York motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Cain, Capps, Cate, Combs, Crow, Cummins, Howard, Johnson, Lamb, Lane, Martin, Murphy, Randle, Taliaferro, Terrill, Watson and Young.—18.

Nay: Birdsong, Boatner, Clifton, Crutcher, Cullison, Dahl, Giles, Green, Howell, Johnston, Keating, Kilpatrick, Landis,

Leonard, Luton, McCune, McDaniel, Miller, Nickles, Pierce, Porter, Rozell, Schuelein, Stipe, Tinsley, Vann, Wolfe and York.—28.

Excused: Keller and Smith.—2.

Senator York pressed his motion to amend, which amendment was declared adopted.

Senator Schuelein moved to amend **SB 370**, Page 5, Line 1, by deleting the new language "forty-five (45)" and reinstating the stricken language "thirty (30)".

Senator Martin moved to table the Schuelein 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Nay: Landis, McDaniel, Nickles, Pierce, Randle, Rozell and Schuelein.—7.

Excused: Keller, Porter, Smith and Stipe.—4.

Senator Boatner moved to amend **SB 370**, Page 8, Lines 8, 9 and 10, by deleting the boldface language on Lines 8, 9 and 10 and by deleting the boldface language on Lines 9, 10 and 11 on Page 9, which amendment was declared adopted.

Senator Boatner moved to amend **SB 370**, Page 10, Line 9, by adding after the word "private," and before the word "must" the following language: "other than institutions of higher education," which amendment was declared adopted.

Senator Boatner moved to amend **SB 370**, Page 13, Line 2, by adding after the word "Commission", a comma and the following language: "or by an institution of higher education.", which amendment was declared adopted.

Senator York moved to amend **SB 370**, Page 15, Line 16, by deleting after the word "representation," and before the word "suspend" on Line 18, the following language: "fine a licensee not more than Five Hundred Dollars (\$500.00) or", which amendment was declared adopted.

Senator York moved to amend **SB 370**, Page 21, Line 1, by deleting all language on Lines 1 through 5, which reads as follows: "All fines levied by the Commission under this Section shall be payable by the licensee to the State Treasurer for deposit in the General Revenue Fund of the State.", which amendment was declared adopted.

Upon motion of Senator Martin, **SB 370**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 370**, 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 370 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Nay: Pierce, Rozell and Schuelein.—3.

Excused: Smith.—1.

The bill passed.

SB 370 was referred for engrossment.

RESOLUTIONS

SR 79, introduced on Page 249, was called up for consideration.

SR 79 was read at length as follows:

SR 79 — By Howard.

A Resolution honoring William Leroy Crozier, Chairman of the Political Science Department of Central State University; praising his services to higher education in Oklahoma, splendid scholarship and invaluable academic activities; and expressing the appreciation, affection, support and friendship of the Oklahoma State Senate.

WHEREAS, William Leroy Crozier was born at Grand Junction, Colorado, on October 14, 1919, but has been a citizen of the State of Oklahoma since 1920; and

WHEREAS, William Leroy Crozier grew to manhood and was educated in the public schools in and around Billings, Oklahoma, where he enjoyed the robust and rewarding life of a young farm boy in the then new State of Oklahoma; and

WHEREAS, William Leroy Crozier was graduated from Billings High School in 1939; received an Associate of Arts Degree from Northern Oklahoma College in 1941, a Bachelor of Arts Degree in Education from Central State College in 1942, a

Master of Arts Degree in Political Science from the University of Oklahoma in 1953, and subsequently earned a total of 75 graduate hours in Political Science from the University of Oklahoma and Oklahoma State University; and

WHEREAS, William Leroy Crozier began his chosen profession as a public school teacher during World War II at Red Rock, Oklahoma, subsequently holding teaching positions at Hunter and Beaver City, Oklahoma, before joining the faculty of Minco High School for the period 1950-1960, during which time he served as a classroom teacher, 4H Club coach for 10 years, class sponsor, play director and debate coach; and

WHEREAS, William Leroy Crozier was retained by the Oklahoma City Public Schools in 1960, where he continued until 1966, during which period he served as a classroom teacher, student council sponsor, year book sponsor, and as a member of numerous city-wide educational committees; and

WHEREAS, William Leroy Crozier was summoned to the political science faculty of Central State College (now University) at Edmond, Oklahoma, in 1966, where he has continued to serve to the present time; and

WHEREAS, William Leroy Crozier has given selflessly of his time and talents to a number of worthwhile endeavors; namely, as a Sunday School Teacher for 35 years, a Boy Scout Master for five years, a member of the State Textbook Commission (1963-65), a member of the Grady County Election Board (1964-66), and for 23 years as a member of the American Legion's Oklahoma Boy's State staff as a planner, administrator and instructor; and

WHEREAS, William Leroy Crozier became chairman of the Political Science Department of Central State University in

1972, and from that time to the present has labored diligently, faithfully and persistently to develop the CSU Political Science Department to the fullness of its potential; and

WHEREAS, William Leroy Crozier, has carefully and patiently selected, recruited, supervised, encouraged, sustained and inspired the various members of his Department in the performance of the many facets of their respective and collective professional activities; and

WHEREAS, William Leroy Crozier has in conjunction with other scholars, administrators and regents at various levels, striven to achieve enlightened curriculum development under the inspired direction of Chancellor E. T. Dunlap to the end that student needs and goals are at the center of course and program development; and

WHEREAS, William Leroy Crozier has thus been instrumental in the development of courses, workshops, practicums, internships and seminars on timely topics to form the intellectual core of programs leading to the Bachelor of Arts Degree in Education for the training of teachers with a concentration in Political Science, the Bachelor of Arts Degree in Political Science-Public Service to prepare students for placement in various state and federal governmental agencies and departments, and the Bachelor of Arts Degree-Political Science-Municipal Management to propose students for placement opportunities in municipal management of small cities; and

WHEREAS, William Leroy Crozier in conjunction with other scholars, administrators and regents, has developed a curriculum for the Master of Arts Degree in Political Science with a concentration in either Urban Affairs or International Affairs, the essence of which degree is to provide the requisite skills needed in preparing for careers in public service with

federal, state or local governments, careers involving contract with foreign countries, careers in college-level teaching and research or more advanced study in political science and law; and

WHEREAS, William Leroy Crozier now administers a Political Science Department with approximately 1500 undergraduate students each regular semester with an additional 124 students admitted to the Master's Program, of which approximately 65 are now attending graduate classes, and which Department employs eleven full-time and five adjunct faculty members; and

WHEREAS, William Leroy Crozier, even in the mid-1970's, perceived in a brilliant and perspicacious manner, the student needs and goals of the 1980's and beyond and developed means and programs whereby students are now counselled attentively and sympathetically, instructed and directed most conscientiously, placed in positions of employment by the Department's sophisticated placement program and offered courses which prepare them for employment by maintaining a careful balance between the juxtaposed concepts of reality and idealism, practicality and theory, and utility and nobility; and

WHEREAS, William Leroy Crozier, in conjunction with other scholars and administrators has been responsible for the establishment and implementation of the Bureau of Local Governmental Services within the aforementioned CSU Political Science Department, which, through the efforts of the said William Leroy Crozier and the Director of the Bureau, Mr. Carl Reheman, has assisted many smaller Oklahoma cities and towns with charter revision, the drafting of municipal ordinances, the conducting of training programs for city officials and various other services; and

WHEREAS, William Leroy Crozier, in conjunction with the aforementioned Di-

rector of the Bureau of Local Governmental Services and the Oklahoma Humanities Council and other administrators, has been influential in the establishment of a monthly symposium program by which individuals of national and international reputation are brought to the CSU campus, which programs are later televised individually; and

WHEREAS, William Leroy Crozier, in conjunction with other scholars and administrators, has been responsible for the establishment of a series of semi-annual governmental workshops which bring business executives, political leaders, and state and federal executive, legislative, administrative and judicial officials to the campus to share their respective experiences, attitudes and aspirations with CSU faculty and students, which programs are taped and released to approximately twenty Oklahoma radio stations for regular public service broadcasting; and

WHEREAS, William Leroy Crozier, was one of several scholars who assisted the Oklahoma Legislature, through a research grant awarded by Chancellor E. T. Dunlap, by conducting an Evaluation of Title 11 for Cities and Towns in 1975-76, the results of which were a report which the Oklahoma Legislature utilized in revising the Oklahoma Municipal Code, effective July 1, 1978, in Chapter 256 of the Laws of 1977; and

WHEREAS, William Leroy Crozier, with the late Jack Strain, Mrs. Strain, Carl Reheman, Dr. James Johnson and other scholars has, for the past decade, actively updated and produced the Outline of Oklahoma Government, which is used in Oklahoma universities, colleges, schools and at Oklahoma Boy's State; and

WHEREAS, William Leroy Crozier has cooperated in numerous ways with the Oklahoma Legislature making possible services by members of his department in

research, political polling, speech writing and a myriad of similar activities.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate declares William Leroy Crozier to be a most distinguished scholar, academician and college administrator who brings great honor and distinction to Central State University and to the State of Oklahoma.

SECTION 2. The Senate declared William Leroy Crozier to be a respected and revered friend of the Oklahoma State Senate, a friend worthy of the Senate's continued attention, cooperation, admiration and close support.

SECTION 3. The Senate hereby commends William Leroy Crozier for his brilliant and distinctive record of innovation, achievement, dedication and service as Chairman of the Political Science Department of Central State University.

SECTION 4. The Senate considers that the many achievements of the CSU Political Science Department under the chairmanship of William Leroy Crozier constitutes a template for other political science and government departments of similar institutions of higher education throughout Oklahoma and the nation.

SECTION 5. The Senate wishes William Leroy Crozier every success and good fortune in the continuation of his exemplary service to Oklahoma and the nation as the chairman of the Political Science Department of Central State University during the challenging years that lie ahead.

Senators Watson and Lamb asked to be named first and second coauthors of **SR 79**, respectively, which was the order.

Senator Howard asked unanimous consent that all other members of the Senate be named coauthors of **SR 79**, which was the order.

SR 79, as coauthored, was adopted upon motion of Senator Howard and ordered referred for enrollment.

SR 78, introduced on Page 249, was called up for consideration.

SR 78 was read at length as follows:

SR 78 — By Howard.

A Resolution praising the life of Mike Monroney; expressing loss and condolences on the occasion of his death; pledging to emulate his life; and directing distribution.

WHEREAS, a wise man of great vision has departed this earth; and

WHEREAS, now the mighty spirit of Almer Stillwell "Mike" Monroney soars boundless in the air he loved, unconfined by a limited mortal body; and

WHEREAS, Mike Monroney was a great leader of men, known as "Mr. Aviation" for his great efforts on behalf of commercial aviation; and

WHEREAS, every plane that flies over this land, every passenger that boards and every airport that guides pilots is much safer because of the powerful efforts of Mike Monroney; and

WHEREAS, Mike Monroney served this state well for decades in Congress, and he was considered the most effective Legislator in the Congresses of his day; and

WHEREAS, Mike Monroney should not just be remembered for his efforts on behalf of aviation and Oklahoma, for he was a powerful friend of education, was instrumental in flood control, helped modern-

ize the United States postal system, and streamlined Congress; and

WHEREAS, for his efforts, he was the recipient of many honors and awards, including the "Wright Brothers Trophy" for his efforts in organizing the Federal Aviation Administration; and

WHEREAS, Mike Monroney was a great man outside the public forum, and his family and friends have suffered a great loss in his passing; and

WHEREAS, in a spiritual sense, he will never be lost so long as all aviators speak with an Oklahoma accent due to A.S. "Mike" Monroney; and

WHEREAS, the words of the fourth verse of the Navy Hymn are appropriate for remembrance at the death of Mike Monroney:

"Lord, guard and guide the men who fly
Through the great spaces in the sky;
Be with them always in the air
In darkening storms or sunlight fair;
O hear us when we lift our prayer
For those in peril in the air."

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby expresses its great sense of loss at the death of A.S. "Mike" Monroney. The Oklahoma Senate extends its deepest sympathy to the family of Mike Monroney in their hour of loss.

The members of the Oklahoma Senate pledge to strive to have the vision, leadership and kindness which marked the life of Mike Monroney.

SECTION 2. Copies of this Resolution shall be dispatched to the family of Mike Monroney.

Senator Howard asked unanimous consent that all other members of the Senate be named coauthors of **SR 78**, which was the order.

SR 78, as coauthored, was adopted upon motion of Senator Howard and ordered referred for enrollment.

Senator Murphy presiding.

PENDING CONSIDERATION OF HAS

HAS to **SB 249** were called up for consideration.

Senator Murphy asked to be named a coauthor of **SB 249**, which was the order.

Upon motion of Senator Johnson, the Senate concurred in **HAS** to **SB 249**.

SB 249, 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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Boatner, Cate, Dahl, Landis, Luton, Pierce, Rozell, Schuelein and Wolfe.—9.

Excused: Johnston and Smith.—2.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

SB 520 by Capps of the Senate and Weichel of the House was read and considered.

Senators Giles and Berrong asked to be made coauthors of **SB 520**, which was the order.

Senator Rozell moved to amend **SB 520**, Page 9, Line 7, by striking after the word "exceeds", and before the word "acres", all language and substituting "eighty (80)".

Senator Capps moved to table the Rozell amendment, which motion to table was declared adopted.

Senator Leonard moved to amend **SB 520**, Page 9, Line 12, by adding after the word "de-spaced.", "However, fractional sections along the State boundary line may be spaced with adjoining section unit, and the shape thereof shall be determined by the Commission", which amendment was declared adopted.

Upon motion of Senator Capps, **SB 520**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, **SB 520**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 520 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, John-

ston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Nay: Rozell.—1.

Excused: Smith.—1.

The bill and emergency passed.

SB 520 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1575**.

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

GENERAL ORDER

SB 531 by Howell and Birdsong of the Senate and Craighead of the House was read and considered.

Senators Boatner and Taliaferro asked to be named coauthors of **SB 531**, which was the order.

Senator Howell asked unanimous consent that further consideration of **SB 531** be deferred temporarily, which was the order.

GENERAL ORDER

SB 464 by Boatner was read and considered.

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

By unanimous consent, upon request of Senator Boatner, **SB 464** was considered

engrossed and placed on third reading and final passage.

THIRD READING

SB 464 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe and York.—43.

Excused: Howard, Porter, Smith, Tinsley and Young.—5.

The bill passed.

SB 464 was referred for engrossment.

GENERAL ORDER

SB 531 was considered further.

Senators Keating and Howell moved to amend **SB 531**, Page 2, Line 4, by adding after the word "commission," and before the word "may" on Line 5 the following language: "subject to the approval of the municipal governing body.", which amendment was declared adopted.

Upon motion of Senator Howell, **SB 531**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 531**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 531 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Murphy, Nickles, Pierce, Randle, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe and York.—39.

Nay: Landis, McDaniel, Miller and Rozell.—4.

Excused: Howard, Porter, Smith, Tinsley and Young.—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: 40. Nay: 3. Excused: 5.

The emergency passed.

SB 531 was referred for engrossment.

GENERAL ORDER

SB 171 by Wolfe of the Senate and Arnold of the House was read and considered.

Senator Wolfe moved to amend **SB 171**, Page 2, Line 9, by striking after the word "providing" and before the word "management" the word "independent", which amendment was declared adopted.

Senator Wolfe moved to amend **SB 171**, Page 3, Lines 1 and 2, by striking after the word "hold" on Line 1 and before the word "as" on Line 2 the word "themselves" and insert in lieu thereof the words "herself out", which amendment was withdrawn upon the unanimous consent request of Senator Wolfe.

Senator Wolfe moved to amend **SB 171**, Page 3, Lines 4 through 8, by correcting subsection A of Section 4 to read as follows: "A person shall be granted a license to practice as a nurse-midwife if she is certified as a nurse-midwife by the American College of Nurse-Midwives and meets all legal requirements to practice in this state.", which amendment was withdrawn upon the unanimous consent request of Senator Wolfe.

Senator Wolfe moved to amend **SB 171**, Page 3, Line 8, by adding after the word "state." the following: "certification as provided herein shall not allow any practice in excess of that allowed by state law.", which amendment was declared adopted.

Senator Wolfe moved to amend **SB 171**, Page 3, Lines 9 through 17 by deleting subparagraph B. in its entirety.

Senator Wolfe moved to amend **SB 171**, Page 4, Line 7, by adding after the word "nurse-midwifery." the following: "and shall serve without compensation.", which amendment was declared adopted.

Senator Wolfe moved to amend **SB 171**, Page 5, Line 6, by striking the words "Institutions, Social and Rehabilitative Services" and inserting in lieu thereof the

words "Human Services", which amendment was declared adopted.

Upon motion of Senator Wolfe, **SB 171**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 171**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Wolfe asked unanimous consent that further consideration of **SB 171** be deferred for this legislative day, which was the order.

RESOLUTION

Senator Stipe introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 80 — By Stipe.

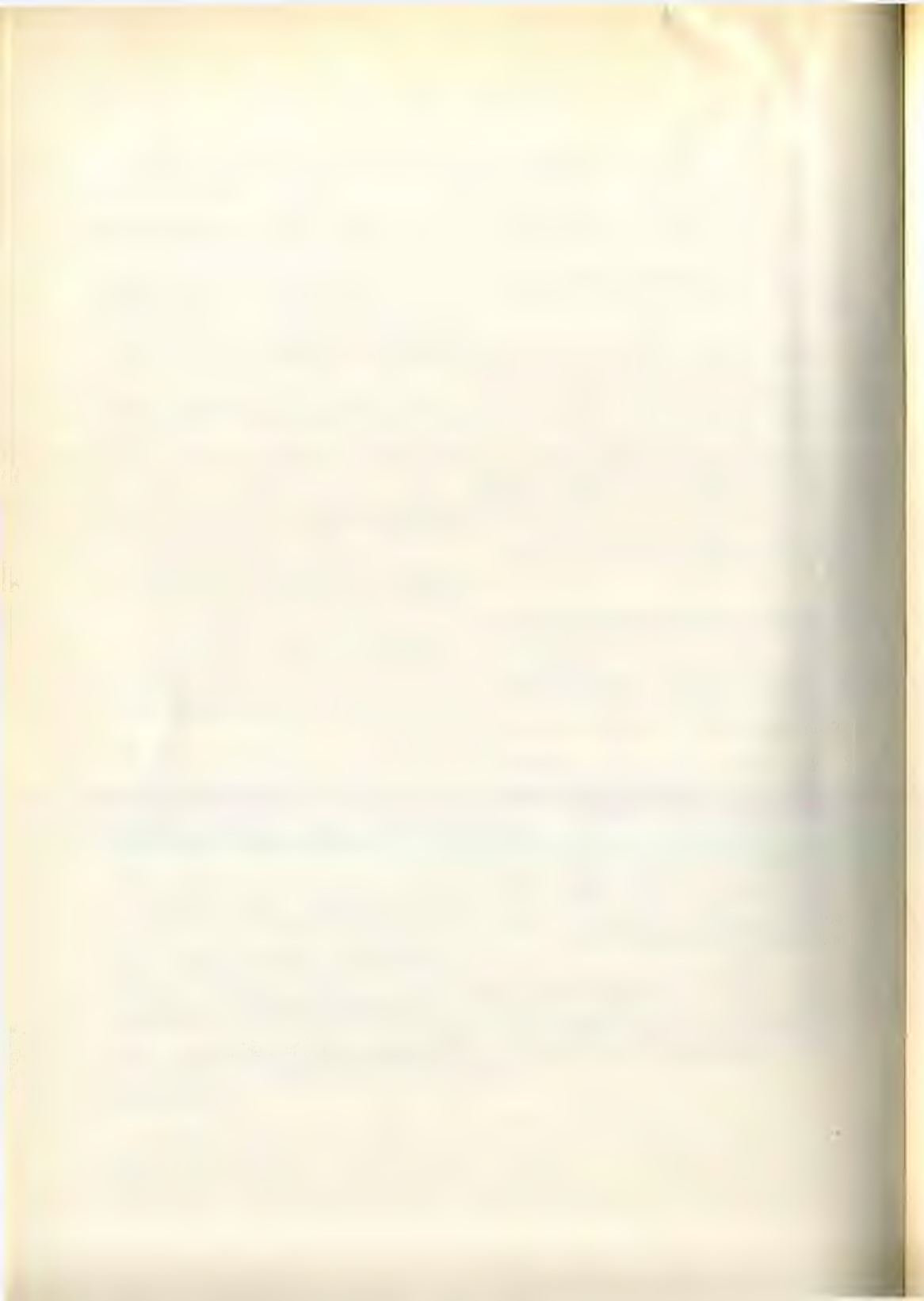
A Resolution requesting the State Historical Society Library to provide expanded hours of service to the public; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 20, 1980, at 1:00 p.m., which motion prevailed.

BILL RELEASED

HB 1742 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 3:30 p.m. to meet Wednesday, February 20, 1980, at 1:00 p.m.



Twenty-sixth Legislative Day

Wednesday, February 20, 1980

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, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Howard, Johnston, Keller, Porter, Smith and Stipe.—6.

Senator Luton declared a quorum present.

The prayer was offered by Senator Johnson.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Berrong introduced his son, Brad.

Senator Watson introduced Phillip Nokes, D.O., Edmond, as the Doctor of the Day.

COMMITTEE REPORTS

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

DO PASS:

SB 450 — Business, Industry and Labor Relations, coauthored by Sparkman (Principal House Author).

SB 487 — Judiciary.

SB 499 — Social Welfare.

SB 515 — Public and Mental Health, coauthored by Thompson (Mick) (Principal House Author).

SB 604 — Business, Industry and Labor Relations, coauthored by Steward (Principal House Author).

SJR 29 — Constitutional Revision and Regulatory Services, coauthored by Hobson (Principal House Author).

SJR 57 — Constitutional Revision and Regulatory Services, and be referred to Committee on County, State and Federal Government by previous order.

SJR 58 — Constitutional Revision and Regulatory Services, coauthored by Pierce.

HJR 1047 — Constitutional Revision and Regulatory Services, and be referred to Committee on Roads and Highways by previous order.

DO PASS, as amended:

CS for SB 364 — Judiciary.

SB 361 — Public and Mental Health, (accepts amendments of Committee on County, State and Federal Government).

SB 454 — Business, Industry and Labor Relations, coauthored by Davis (Don) (Principal House Author), and be referred to Committee on County, State and Federal Government by previous order.

SB 482 — Criminal Jurisprudence.

SB 490 — Retirement and Administration, coauthored by Crow of the Senate and Cleveland of the House.

CS for SB 491 — Oil, Gas and Energy, coauthored by Landis and Leonard.

CS for SB 521 — Public and Mental Health, and be referred to Committee on Business, Industry and Labor Relations by previous order.

SB 546 — Criminal Jurisprudence, coauthored by Steward (Principal House Author).

SB 551 — Judiciary.

SB 555 — Social Welfare.

SB 564 — Business, Industry and Labor Relations, and be referred to Committee on County, State and Federal Government by previous order.

SB 574 — Criminal Jurisprudence, and be referred to Committee on Public Safety and Penal Affairs by previous order.

SB 579 — Public and Mental Health.

SB 596 — Public and Mental Health, and be referred to Committee on Criminal Jurisprudence by previous order.

CS for SJR 40 — Judiciary, (rejected

amendments from Elections and Privileges Committee).

SJR 50 — Public and Mental Health.

UNANIMOUS CONSENT REQUEST

Senator Luton asked unanimous consent, which was granted, when **SBs 638** and **639** are read the second time they be referred direct to the calendar.

SECOND READING

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

SB 638 — Direct to Calendar.

SB 639 — Direct to Calendar.

HB 1629 — Appropriations and Budget.

HB 1637 — Appropriations and Budget.

HB 1640 — Appropriations and Budget.

HB 1706 — Education, Common and then to Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1536, 1538, 1567, 1607, 1620, 1638, 1751, 1794, 1806** and **1819**.

HB 1536 — By Poulos, Baughman, Ford and Davis (Frank) of the House and Green of the Senate.

An Act relating to mines and mining; amending 45 O.S. 1971, Section 1, as amended by Section 1, Chapter 123, O.S.L. 1978 (45 O.S. Supp. 1979, Section 1); recreating the State Mining Board in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership qualifications, appointments, terms, administration of meetings and compensation; requiring certain reports; and declaring an emergency.

HB 1538 — By Poulos, Baughman, Ford and Davis (Frank) of the House and

Randle, Howell and Terrill of the Senate.

An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 163, as amended by Section 1, Chapter 115, O.S.L. 1979 (53 O.S. Supp. 1979, Section 163); recreating the State Arts Council of Oklahoma in accordance with the Oklahoma Sunset Law; updating language; continuing provisions relating to membership and terms of office; specifying certain contractual powers and restrictions; directing codification; repealing 53 O.S. 1971, Section 169; and declaring an emergency.

HB 1567 — By Cole, Townsend and Kane of the House and Clifton of the Senate.

An Act relating to conveyances; making certain restrictive covenants unenforceable with certain limitations; and directing codification.

HB 1607 — By Draper of the House and Terrill of the Senate.

An Act relating to the Consumer Credit Code; amending 14A O.S. 1971, Sections 3-102 and 3-501; limiting scope of consumer loans; providing that a loan be a consumer loan to come within definition of supervised loan; and declaring an emergency.

HB 1620 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Office of the State Auditor and Inspector; making appropriations thereto; stating the purposes; providing for certain contracts for professional audit services; providing for appointment, duties and compensation of employees; limiting expenditures for salaries and wages; providing for transfer of certain unappropriated funds; providing lapse date; providing severability; and declaring an emergency.

HB 1638 — By Davis (Don) and Deatherage of the House and Crow and

Boatner of the Senate.

(Bureau of Investigation — Appropriations — Emergency).

HB 1751 — By Davis (Don), Draper, Abbott, Duckett, Henry, Sparkman, Wilson, Dunn, Stephenson, Glover, Thompson (Mick) and Vaughn of the House and Terrill of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Sections 17-101, 17-105 and 17-106, as last amended by Sections 1, 2 and 3, Chapter 286, O.S.L. 1978, Section 9, Chapter 238, O.S.L. 1978, and Sections 10 and 11, Chapter 238, O.S.L. 1978, as amended by Sections 4 and 5, Chapter 286, O.S.L. 1979 (70 O.S. Supp. 1979, Sections 17-101, 17-105, 17-106, 17-114.1, 17-116.1 and 17-116.2); modifying certain provisions of the Teachers' Retirement System; defining terms; modifying a definition; providing conditions and procedures for retirement under the system; lowering a certain condition for benefits; providing certain options; providing general administration procedures including duties of Board of Trustees and requirements for actuarial studies and determinations; deleting certain provisions concerning the executive secretary and other personnel; specifying and changing certain fiscal limits on Executive Secretary and other personnel; increasing retirement benefits for certain annuitants; providing conditions of contributions and benefits within the system; modifying certain benefit calculation; providing an effective date; and declaring an emergency.

HB 1794 — By Peterson, Monks, Murphy, Fitzgibbon, Kelly, Barker, Bradley, Caldwell, Cotner, Duke, Dunn, Elder, Feddersen, Glover, Holden, Johnson (A.V.), Kennedy, Lancaster, Manar, McIntyre, Mentzer, Morgan, Roberts, Rogers, Sparkman, Stephenson, Thompson (Don), Trent, Vaughn, Weichel, Willis, Wilson and Winn of the House and Luton of the Senate.

An Act relating to motor vehicles; amending Section 6, Chapter 181, O.S.L. 1979, as amended by Section 7, Chapter 292, O.S.L. 1979 (47 O.S. Supp. 1979, Section 23.2b); providing for perfection of a security interest in certain motor vehicles; setting certain guidelines and procedures; increasing fees; adjusting distribution to county general fund; providing procedures for release of such interests; providing guidelines related to titles; providing for perfection of prior interests; and declaring an emergency.

HB 1806 — By Murphy, Caldwell, Harbin, Vaughn, Cotner, Holt, Wilson, Kamas, Feddersen, Bradley and Whorton of the House and Stipe of the Senate.

An Act relating to motor carriers; requiring certificates for restricted parcel carriers; stating need; defining restricted parcel carriers; providing procedures for issuance of certificates; giving Corporation Commission regulatory powers and duties; setting certain criteria; establishing control provisions in application of act; amending and altering Sections 18 through 34 of Article IX of the Oklahoma Constitution to the extent that the same are in conflict or inconsistent herewith; directing codification; and declaring an emergency.

HB 1819 — By Draper, Thompson (Mick), Hopkins, Combs, Harbin, Hooper, Kelly, Kennedy, Monks, Murphy, Rieger, Vaughn, Wilson, Duckett, Glover, Dunn, Johnson (Don), Sparkman, Harper, Baughman, Weichel, Lancaster, Whorton, Feddersen, Holden, Shurden, Roberts, Davis (Frank), Davis (Guy), Elder, Trent and Cole of the House and Lane of the Senate.

An Act relating to roads, bridges and ferries; providing for the County Bridge Improvement Act; providing short title; creating a county road branch of the State Department of Transportation; combining and prescribing certain duties; creating certain new positions and duties within the field divisions of the Department; providing

for development of certain standards; directing implementation of the act; providing for funding; specifying eligible roads; setting type of bridge priorities; designating controls on projects and funds; setting certain guidelines for administration of provisions of act; providing for agreements; creating a revolving fund; directing codification; and declaring an emergency.

The above numbered HBs were read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 370, 464, 520 and 531 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1742 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SB 249 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 78 and 79 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1404 by Elder of the House and Lamb of the Senate was read and considered.

Upon motion of Senator Lamb, **HB 1404** was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1404** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1404 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, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Schuelein, Taliaferro, Terrill, Tinsley, Watson and York.—35.

Nay: Boatner, Landis, Rozell, Vann, Wolfe and Young.—6.

Excused: Crutcher, Howard, Johnston, Keller, Porter, Smith and Stipe.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Howell moved that the vote be reconsidered whereby **HB 1404** passed, as provided under Senate Rule 19(b).

Senators Keller and Johnston asked to be shown present, which was the order.

SPECIAL COMMITTEE APPOINTED

Senator Luton moved that a committee of three be appointed to notify 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.

Senator Luton announced that President Pro Tempore Howard had appointed the following to serve as such Committee: Senators Schuelein, Johnson and Pierce.

GENERAL ORDER

HB 1614 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 1614** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1614** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1614 was read 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, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—42.

Nay: Keating.—1.

Excused: Howard, Porter, Smith, Stipe and York.—5.

The bill and emergency passed.

HB 1614 was referred for engrossment.

GENERAL ORDER

HB 1632 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 1632** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1632** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1632 was read 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, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann and Watson.—38.

Nay: Keating, Landis, Pierce, Wolfe and Young.—5.

Excused: Howard, Porter, Smith, Stipe and York.—5.

The bill and emergency passed.

HB 1632 was referred for engrossment.

GENERAL ORDER

HB 1618 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 1618** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1618** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1618 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley: Vann, Watson, Wolfe and Young.—43.

Excused: Howard, Porter, Smith, Stipe and York.—5.

The bill and emergency passed.

HB 1618 was referred for engrossment.

GENERAL ORDER

HB 1650 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 1650** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1650** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1650 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Nay: Wolfe.—1.

Excused: Howard, Porter, Smith and Stipe.—4.

The bill and emergency passed.

HB 1650 was referred for engrossment.

GENERAL ORDER

SB 408 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 408** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 408** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 408 was read 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, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Howard, Keller, Porter, Smith and Stipe.—5.

The bill and emergency passed.

SB 408 was referred for engrossment.

Senator Schuelein, 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 1:30 p.m. had been agreed upon for a Joint Session.

Senator Luton ordered the committee appointed to notify the Honorable House discharged.

Sergeant at Arms Craig was recognized and announced that a like committee from the Honorable House was in attendance. The Chair recognized and received the committee, Representatives Briscoe, Combs and Glover, which advised the Senate that the House is organized and ready to meet with the Senate in Joint Session at 1:30 p.m.

Senator Lane announced that the hour of 1:30 p.m. having arrived, and that being the hour arranged for a Joint Session of the 2nd 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.

Senator Lane announced to the members that the Senate would reconvene in its Chamber at the hour of 2:15 p.m. to conduct the regular order of business for the day.

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

JOINT SESSION

The Senate and House of the 2nd Regular Session of the 37th Legislature, in the second 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 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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.

President Bernard declared a quorum of the Senate present.

Upon motion of Representative Dunn, the attendance roll call of the Honorable House was considered the 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 (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, Mentzer, Milacek, Monks, Monlux, Morgan, Murphy, Peterson, Poulos, Reimer, Rieger, Riggs, 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.—98.

Excused: Davis (Don), Manning and Roberts.—3.

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 Dr. Hugh Wilson, pastor, First Christian Church, Norman.

Senator Lane moved that the President and the Speaker appoint Committees from the Senate and the House of Representatives, respectively, as a Joint Committee to notify Governor George Nigh the Second Regular Session of the 37th Legislature is now in Joint Session and awaits his presence and the arrival of former Senate Presidents Pro Tempore and former Speakers of the House of Representatives and former Presidents of the Senate, which motion was declared adopted.

The following were appointed as such committee:

FOR THE SENATE: Senators York, Martin, Crutcher, Johnston and Green.

FOR THE HOUSE: Representatives Kerr, McIntyre, Reimer, Sheppard and Thompson (Mick).

INTRODUCTIONS

President Bernard introduced to the Joint Session the following special guests: Mrs. Donna Nigh, wife of Governor George Nigh; Mrs. Mary Lee Draper, wife of Speaker Draper and Mrs. Thelma Tollison, former secretary to Speaker Bill Willis.

President Bernard introduced Fumhiko Togo, Ambassador of Japan to the United States, to the Joint Session and presented Mr. Togo with a Citation. Mr. Togo responded to the presentation in a brief address to the Joint Session and thanked the members of the Legislature for so honoring him. Mrs. Togo was also introduced by President Bernard.

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

President Bernard presented Governor Nigh to the Joint Session. Governor Nigh addressed the members and welcomed the former Presidents Pro Tempore and Speakers of the House and Presidents of the Senate.

Speaker Draper was recognized and introduced the following former members of the House of Representatives who had served as Speaker:

Session — Year	Name
12 — 1929 and	
24 — 1953	James C. Nance
18 — 1941	E. Blumhagen
19 — 1943	Harold Freeman
19 — 1943	Merle Lansden
(1st extraordinary session)	
21 — 1947	C. R. Board
25 — 1955 and	
26 — 1957	B. E. "Bill" Harkey
27 — 1959	Clint G. Livingston
28 — 1961 and	
29 — 1963 and	

30 — 1965	J. D. McCarty
31 — 1967 and	
32 — 1969 and	
33 — 1971	Rex Privett
34 — 1973 and	
35 — 1975 and	
36 — 1977	William P. Willis

President Pro Tempore Howard was recognized and introduced the following former members of the Senate who had served as Presidents Pro Tempore:

Session — Year	Name
16 — 1937	Allen G. Nichols
21 — 1947	James C. Nance
23 — 1951	Boyd Cowden
24 — 1953	Raymond Gary
27 — 1959	Harold Garvin
29 — 1963	Roy C. Boecher
30 — 1965 and	
31 — 1967	Clem McSpadden
34 — 1973	James E. Hamilton

President Bernard introduced State Treasurer, Leo Winters, who served as President of the Senate in the years 1963-1967 and noted that Governor Nigh had also served as President of the Senate in the years 1959-1963; and 1967-1979.

The response was given by James C. Nance, who served as Speaker in 1929 and 1953 and President Pro Tempore in 1947.

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

The Senate reassembled in its Chamber with Senator Luton presiding, who called the Senate to order.

Senator Lane questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

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

GENERAL ORDER

SB 620 by Cate of the Senate and Deatherage of the House was read and considered.

Senator Murphy asked to be named a coauthor of **SB 620**, which was the order.

Senator Cate moved to amend **SB 620**, Page 5, Line 7½, by adding the following: "Phoenix, Arizona," which amendment was declared adopted.

Senator Cate moved to amend **SB 620**, Page 7, Line 3½, by adding a new section as follows:

"Section 2. This act shall become effective July 1, 1980,"

, and renumber succeeding section, which amendment was declared adopted.

Upon motion of Senator Cate, **SB 620**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **SB 620**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 620 was read 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, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith,

Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—40.

Excused: Johnston, Keller, McDaniel, Porter, Randle, Stipe, Wolfe and York.—8.

The bill and emergency passed.

SB 620 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 249**.

The above numbered Enrolled Bill was referred to the Governor.

MOTION TO RECONSIDER VOTE

Senator McCune pressed his motion to reconsider the vote whereby **SB 427** and the emergency passed.

Senator Smith moved to table the McCune motion to reconsider, which motion to table was declared adopted.

Senator Cate raised a point of order stating that the Smith motion to table should be reconsidered for it was the intent of the moving Senator on the motion to reconsider to press the motion at this time in that a proposed amendment to **SB 427** can be considered by the Senate after the proper procedural motions have been moved and adopted, which point the Chair ruled as well taken.

Senator Smith moved that the vote be reconsidered whereby the motion to table the McCune motion to reconsider was declared adopted, which motion was declared adopted.

Senator McCune pressed the motion to reconsider the vote whereby **SB 427** and the emergency passed, 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, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—40.

Excused: Howard, Johnston, Keller, Miller, Porter, Randle, Stipe and York.—8.

THIRD READING

Senator McCune moved to amend **SB 427**, Page 1, by crippling the Title, which amendment was declared adopted.

SB 427 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howell, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Wolfe and Young.—29.

Nay: Berrong, Cain, Crutcher, Howard, Johnson, Keating, Landis, Leonard, McCune, Nickles, Pierce and Watson.—12.

Excused: Johnston, Keller, Porter, Stipe, Tinsley, Vann and York.—7.

The bill passed.

Senators Berrong, Landis, Cain and Howard 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.

SB 427 was referred for engrossment.

SPECIAL INTRODUCTIONS

Senator Berrong, on behalf of Senator Johnston and himself, introduced former President Pro Tempore of the Senate, Senator Boyd Cowden, his wife, Mrs. Cowden and son to the members whereupon Senator Cowden addressed the members in a brief address.

Senator Schuelein introduced Charles Banks Wilson, noted artist, to the members and asked unanimous consent, which was granted, that Mr. Wilson be allowed privileges of the floor to receive a Citation from the Senate commending him for his unmatched excellence in the art world. Mr. Wilson expressed his gratitude on being so honored.

Senator Lamb introduced A. Y. Owen and Mrs. Owen to the members and asked unanimous consent, which was granted, that they be allowed privileges of the floor to receive a Citation noting the accomplishments of Mr. Owen in the field of photography. Mr. Owen, in response, thanked the members in his acceptance of the Citation.

RESOLUTIONS

The following Resolutions were introduced and consideration deferred for this legislative day:

SR 81 — By Giles.

A Resolution commending Oklahoma's laboratory professionals for their efforts in providing Oklahoma with the finest medical laboratories in the nation; and directing distribution.

SR 82 — By Watson, Nickles, Lamb and Pierce.

A Resolution urging the United States Congress to pass no law requiring the registration or drafting of women; and directing distribution.

SR 83 — By Lane.

A Resolution disapproving rules of the State Board of Agriculture relating to bovine brucellosis; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, February 21, 1980, at 12:00 p.m. under Senate Rule 31(b), which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:45 p.m. to meet Thursday, February 21, 1980, at 12:00 p.m.

Twenty-seventh Legislative Day

Thursday, February 21, 1980

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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Nickles, Stipe and Wolfe.—3.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Haley, the guest of Senator Tinsley.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Berrong introduced Gaylon Crawford, D.O., Cherokee, as the Doctor of the Day.

Senator Clifton introduced Joyce Abel, R.N., Shawnee, as the Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 20, 1980, of Enrolled **SB 249**.

COMMITTEE REPORTS

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

DO PASS:

SB 362 — Appropriations and Budget (amended by County, State and Federal Government).

SB 526 — Roads and Highways.

SB 548 — Public Safety and Penal Affairs, coauthored by Mentzer (Principal), and be referred to Committee on Education, Higher by previous order.

SB 605 — Appropriations and Budget.

SB 607 — Public Safety and Penal Affairs, and be referred to Committee on Public and Mental Health by previous order.

SCR 38 — Roads and Highways.

DO PASS, as amended:

CS for SB 284 — Education, Common, coauthored by Sanders of the House.

CS for SB 475 — Judiciary.

SB 505 — Criminal Jurisprudence.

CS for SB 540 — Roads and Highways.

SB 578 — Environmental and Natural Resources.

HB 1649 — Appropriations and Budget.

SECOND READING

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

HB 1536 — County, State and Federal Government and then to Appropriations and Budget.

HB 1538 — County, State and Federal Government and then to Appropriations and Budget.

HB 1567 — Business, Industry and Labor Relations and then to County, State and Federal Government.

HB 1607 — Business, Industry and Labor Relations.

HB 1620 — Appropriations and Budget.

HB 1638 — Appropriations and Budget.

HB 1751 — Education, Common and then to Retirement and Administration.

HB 1794 — Revenue and Taxation.

HB 1806 — Roads and Highways.

HB 1819 — Roads and Highways and then to Appropriations and Budget.

Senator Boatner presiding.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1713**.

HB 1713 — By Willis, Harbin and Johnson (A.V.) of the House and Rozell and Howard of the Senate.

(University Hospital — Repealing Sections in Title 70 — Emergency).

The above numbered **HB** was read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 408, 427 and 620 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1614, 1618, 1632 and 1650 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION — RESOLUTIONS

SR 81, introduced on Page 285, was called up for consideration.

SR 81 was read at length as follows:

SR 81 — By Giles.

A Resolution commending Oklahoma's laboratory professionals for their efforts in providing Oklahoma with the finest medical laboratories in the nation; and directing distribution.

WHEREAS, April 13 through 19, 1980, 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 2ND 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.

Senator Giles asked unanimous consent that all other members of the Senate be named coauthors of **SR 81**, which was the order.

SR 81, as coauthored, was adopted upon motion of Senator Giles and ordered referred for enrollment.

SR 82, introduced on Page 285, was called up for consideration.

Senator Boatner asked to be named a coauthor of **SR 82**, which was the order.

SR 82, as coauthored, was read at length as follows, adopted upon motion of Senator Watson and ordered referred for enrollment.

SR 82 — By Watson, Nickles, Lamb, Pierce and Boatner.

A Resolution urging the United States Congress to pass no law requiring the registration or drafting of women; and directing distribution.

WHEREAS, in the long history of this nation, it has never been necessary to impose a military draft upon female citizens; and

WHEREAS, in past conflicts of this nation, we have had many brave and loyal women volunteer to serve in the armed forces of this nation and fulfill all the military needs of this nation; and

WHEREAS, if this nation ever again endures the scourge of war, this House is confident that women will once again volunteer for services in the armed forces; and

WHEREAS, under the present international situation, and for the foreseeable future, there is no need to register or draft women.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby memorializes the Congress of the United States, and strongly urges that no law be enacted requiring the registration or drafting of women, for the foreseeable future.

SECTION 2. Copies of this Resolution shall be dispatched to the President of the United States, the Speaker of the United States House of Representatives, the President Pro Tempore of the United States Senate, and the Oklahoma Congressional Delegation.

SR 83, introduced on Page 286, was called up for consideration.

SR 83 was read and adopted upon motion of Senator Lane.

Senator Dahl moved that the vote be reconsidered whereby **SR 83**, was adopted, which motion to reconsider was declared adopted. Further consideration of **SR 83** was deferred for this legislative day.

RESOLUTION

Senator Vann introduced the following Resolution:

SCR 45 — By Vann, Cain, Rozell and Schuelein.

A Concurrent Resolution requesting additions to the Advisory Committee on Aging; requesting certain officers appoint members; requesting a certain organization to supply nominees; providing for meetings; requesting assistance from the Department of Human Services; requesting undertakings; requesting reports; and making pledge.

SCR 45 was read at length, adopted upon motion of Senator Vann and ordered referred for engrossment.

SPECIAL INTRODUCTION

Senator Howell introduced James L. Bomar, Jr., Shelbyville, Tennessee, former Speaker of the House and Senate of Tennessee, and currently the President of Rotary International, to the members and asked unanimous consent that Mr. Bomar and his wife, Edith, be granted privileges of the floor to address the Senate. Senator Howell also introduced other local, state and national officers and directors of Rotary International.

GENERAL ORDER

HB 1492 by Elder of the House and Lamb of the Senate was read and considered.

Senator Lamb moved to amend **HB 1492**, Page 3, Line 8, by changing "1979" to "1980", which amendment was declared adopted.

Upon motion of Senator Lamb, **HB 1492**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1492**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1492 was read for the third time at length.

On the question of passage of 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Nickles, Porter, Stipe and Wolfe.—4.

The bill passed.

HB 1492 was referred for engrossment.

MOTIONS TO RECONSIDER VOTE

Senator Berrong asked unanimous consent that the Stipe motion to reconsider the

vote whereby **SB 538** passed be extended one legislative day until Monday, February 25, 1980, which was the order.

Senator York pressed his motion to reconsider the vote whereby **SB 544** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Capps, Cate, Clifton, Combs, Cummins, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, Martin, Murphy, Pierce, Smith, Taliaferro, Terrill, Watson, York and Young.—25.

Nay: Berrong, Birdsong, Boatner, Cain, Crow, Crutcher, Cullison, Dahl, Landis, McCune, McDaniel, Miller, Rozell, Schuelein, Tinsley and Vann.—16.

Excused: Howard, Howell, Nickles, Porter, Randle, Stipe and Wolfe.—7.

THIRD READING

Senator York, citing Rule 8(d), asked unanimous consent that Representative Steward be named House author of **SB 544**, which was the order.

Further consideration of **SB 544** was deferred for this legislative day.

GENERAL ORDER

SB 639 by Luton, Smith, Crutcher, Clifton and Birdsong of the Senate and Elder, Harper, Henry, Johnson (A.V.) and Stephenson of the House was read and considered.

Senator Luton moved to amend **SB 639**, Page 2, Line 10, by inserting after the word "form," and before the word "classifications," the word "or," which amendment was declared adopted.

Upon motion of Senator Luton, **SB 639**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 639**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 639 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Howard, Nickles, Porter, Randle, Stipe and Wolfe.—6.

The bill passed.

SB 639 was referred for engrossment.

GENERAL ORDER

SB 638 by Smith, Luton, Birdsong, Crutcher and Clifton of the Senate and Elder, Harper, Johnson (A.V.), Henry and Stephenson of the House was read and considered.

Senator Smith asked unanimous consent to suspend the provisions of Senate Rule 14 relating to the printing of **SB 638**, which was the order.

Further consideration of **SB 638** was deferred for this legislative day upon the unanimous consent request of Senator Smith.

GENERAL ORDER

SB 580 by Smith was read and considered.

Upon motion of Senator Smith, **SB 580** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 580** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 580 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—39.

Excused: Capps, Howard, Howell, Johnston, Nickles, Porter, Stipe, Wolfe and York.—9.

The bill passed.

SB 580 was referred for engrossment.

GENERAL ORDER

SB 555 by Murphy was read and considered.

Senators Terrill and Luton asked to be named coauthors of **SB 555**, which was the order.

Senator Murphy moved to amend **SB 555**, Page 1, Line 2, by striking after the

word "the," and before the word "for," on Line 3, all language and substituting therefor: "Department of Human Services" and amend the title, which amendment was declared adopted.

Upon motion of Senator Murphy, **SB 555**, as amended and coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 555**, as amended and coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 555 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—40.

Excused: Capps, Howard, Howell, Nickles, Porter, Stipe, Wolfe and York.—8.

The bill and emergency passed.

SB 555 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, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of JESS CROOK, JR., Tulsa, as a member of the Air Quality Council, to serve a 7-year term ending June 15, 1986. Mr. Crook succeeds himself.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of MARTHA GRIFFIN, Muskogee, as a member of the State Arts Council, to serve a 3-year term ending July 1, 1982. Ms. Griffin succeeds herself.

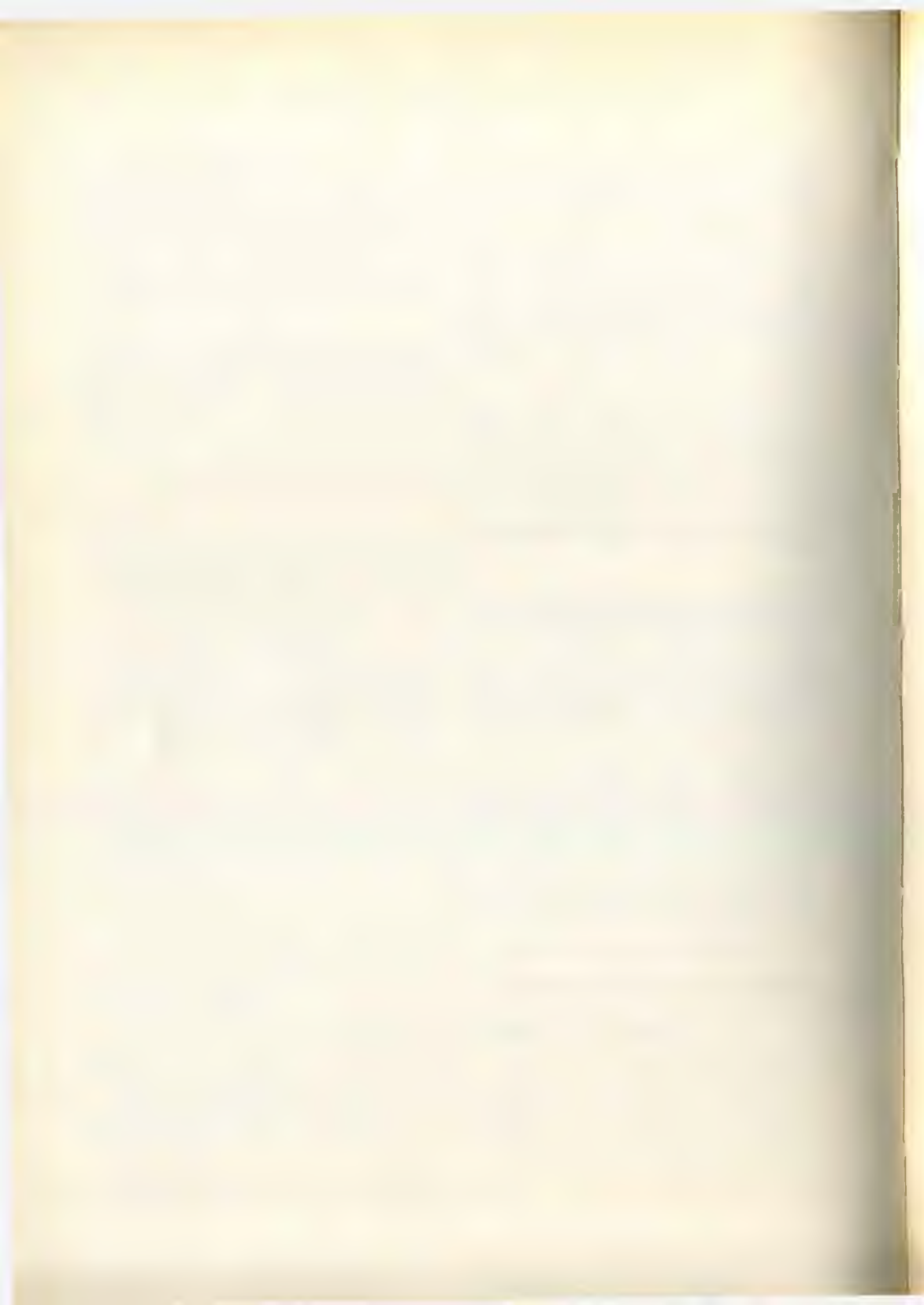
The Senate, in executive session, and upon motion of Senator Johnson, advised and consented to the confirmation of F. L. HOLTON, JR., Poteau, as a member of the Board of Regents of Carl Albert Junior College, to serve a 7-year term ending July 1, 1986. Mr. Holton succeeds himself.

The Senate, in executive session, and upon motion of Senator Crutcher, advised and consented to the confirmation of JIM PHILLIPS, Pryor, as a member of District 2 to the Oklahoma Motor Vehicle Commission, to serve a 6-year term ending June 30, 1985. Mr. Phillips succeeds Bill Doenges.

The Senate, in executive session, and upon motion of Senator Johnson, advised and consented to the confirmation of JOE WHITE, Poteau, as a member of the Student Loan Authority, to serve an unexpired term ending April 4, 1984. Dr. White succeeds Jacob Johnson.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 25, 1980, at 1:30 p.m. under Senate Rule 31(b), which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 1:20 p.m. to meet Monday, February 25, 1980, at 1:30 p.m.



Twenty-eighth Legislative Day

Monday, February 25, 1980

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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Clifton, Keating, Murphy and Wolfe.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Rabbi A. David Packman, Temple B'nai Israel, Oklahoma City, and incorporated into the Journal upon request of President Pro Tempore Howard.

In the Jewish Passover meal that Christians call 'The Last Supper', four human

types are identified: the wise, the wicked, the plain and simple folk, and most important of all, those who do not know how to ask. O Lord, help us to bear in mind that most important group, those who don't know how to ask: the very young and the very old; the immigrant Oklahomans and the only native Oklahomans; the poor and the sick and the ignorant. O Lord, for those who cannot ask, for those who don't know what to ask or even who to ask, may we be their mouths, their hands, their feet, their hearts.

In this Senate besieged by those who ask and ask, let us not forget those who cannot ask. God must love them so, for he made so many of them. We pray, help us this day not to forget them. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Leonard introduced his mother, Mary Evelyn, and his father, Dwight Leonard, a former member of the Oklahoma State Senate.

Senator Capps introduced Sam Cornelius, D.O., Cordell, as the Doctor of the Day.

Senator Kilpatrick introduced Marvin Rodgers, Oklahoma City, as the Student Doctor.

On behalf of Senator Keating, Senator Lamb introduced Clara Brentlinger, R.N., Tulsa, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS:

SB 45 — County, State and Federal Government, and be referred to Committee on Public Safety and Penal Affairs by previous order.

SB 366 — County, State and Federal Government.

SB 447 — County, State and Federal Government, and be referred to Committee on Appropriations and Budget by previous order.

SB 467 — County, State and Federal Government.

SB 501 — County, State and Federal Government, and be referred to Committee on Retirement and Administration by previous order.

SB 507 — County, State and Federal Government.

SB 527 — County, State and Federal Government.

SB 528 — County, State and Federal Government, (accepts amendments of Committee on Environmental and Natural Resources).

SB 587 — Appropriations and Budget.

SB 591 — Agriculture.

SJR 42 — County, State and Federal Government.

HB 1757 — Agriculture, coauthored by Landis.

DO PASS, as amended:

CS for SB 293 — County, State and Federal Government, coauthored by Hooper, (rejects report of the Public Safety and Penal Affairs Committee).

SB 474 — Public Safety and Penal Affairs.

SB 493 — County, State and Federal Government, coauthored by Stephenson (Principal House Author), and be referred to Committee on Insurance by previous order.

CS for SB 513 — Education, Common, and be referred to Committee on Appropriations and Budget by previous order.

SB 572 — Appropriations and Budget, coauthored by Johnson of the Senate (accepts amendments of Committee on County, State and Federal Government).

SB 610 — Education, Common, and be referred to Committee on Criminal Jurisprudence by previous order.

CS for HB 1621 — Appropriations and Budget.

CS for HB 1639 — Appropriations and Budget.

HB 1641 — Appropriations and Budget.

SECOND READING

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

HB 1713 — County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1740**.

HB 1740 — By Lancaster, Bradley, Ford, Harper, Wilson and Alexander of the House and Terrill and York of the Senate.

An Act relating to the consumer credit code; amending 14A O.S. 1971, Section 3-105, as amended by Section 1, Chapter 218, O.S.L. 1979 (14A O.S. Supp. 1979, Section 3-105); defining consumer loan so as not to include a loan primarily secured by

an interest in land under certain circumstances; and declaring an emergency.

The above numbered **HB** was read for the first time.

GENERAL ORDER

SB 491 by Giles, Landis and Leonard of the Senate and Weichel of the House was read and considered.

Senator Capps asked to be named a coauthor of **SB 491**, which was the order.

Senator Giles moved to amend **SB 491**, Page 2, Line 1, by inserting after the word "oil", and before the period (.) the following language: " , provided the lessee may remit to the royalty owner semi-annually for the aggregate of six months accumulation of monthly accruals of amounts less than fifteen dollars (\$15.00)", which amendment was declared adopted.

Senator Stipe moved to amend **SB 491**, Page 1, Line 3, by striking the word "within", and before the word "six" and substituting the following: "not later than", which amendment was declared adopted.

Upon motion of Senator Giles, **SB 491**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Giles, **SB 491**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 491 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, Combs, Crow, Crutcher, Cul-

lison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Clifton, Keating, Murphy and Wolfe.—4.

The bill passed.

SB 491 was referred for engrossment.

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

GENERAL ORDER

SB 537 by Rozell of the Senate and Lancaster of the House was read and considered.

Senators Crutcher and Miller asked to be named coauthors of **SB 537**, which was the order.

Upon motion of Senator Rozell, **SB 537**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **SB 537**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 537 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, How-

ard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Clifton, Murphy and Wolfe.—3.

The bill passed.

SB 537 was referred for engrossment.

BILL WITHDRAWN — REREFERRED

Senator Lane, on behalf of Senator Cain, asked unanimous consent, which was granted, that **SB 483** be withdrawn from the Calendar and rereferred to the Committee on Business, Industry and Labor Relations.

Senator Cate presiding.

GENERAL ORDER

SB 361 by Boatner was read and considered.

Senator Dahl asked to be named a coauthor of **SB 361**, which was the order.

Upon motion of Senator Boatner, **SB 361**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 361**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 361 was read 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Nay: Howell and Keating.—2.

Excused: Clifton, Howard, Murphy and Wolfe.—4.

The bill and emergency passed.

SB 361 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 555, 580 and 639 and **SCR 45** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1492 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SRs 81 and 82 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 550 by Howell was read and considered.

Senator Howell asked unanimous consent that Representative Duckett be named House author of **SB 550**, which was the order.

Upon motion of Senator Howell, **SB 550**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 550**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 550 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Clifton, Howard, Murphy and Wolfe.—4.

The bill passed.

SB 550 was referred for engrossment.

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

GENERAL ORDER

SB 362 by Boatner of the Senate and Kelly of the House was read and considered.

Upon motion of Senator Boatner, **SB 362** was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 362** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 362 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Howard, Johnson, Johnston, Keller, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Porter, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—32.

Nay: Berrong, Cain, Giles, Green, Howell, Keating, Lamb, Leonard, McCune, Nickles, Pierce, Schuelein and Smith.—13.

Excused: Clifton, Murphy and Wolfe.—3.

The bill and emergency passed.

SB 362 was referred for engrossment.

GENERAL ORDER

SB 60 by Smith of the Senate and Townsend of the House was read and considered.

Senator Birdsong asked to be named a coauthor of **SB 60**, which was the order.

Upon motion of Senator Smith, **SB 60**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 60**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 60 was read 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, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Clifton, Luton, Murphy, Porter and Wolfe.—5.

The bill and emergency passed.

SB 60 was referred for engrossment.

GENERAL ORDER

SB 515 by Martin of the Senate and Thompson (Mick) of the House was read and considered.

Upon motion of Senator Martin, SB 515 was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, SB 515 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 515 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle,

Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Clifton, Murphy and Wolfe.—3.

The bill passed.

SB 515 was referred for engrossment.

GENERAL ORDER

SB 604 by York of the Senate and Steward of the House was read and considered.

Senator Keller moved to amend SB 604, Page 2, Lines 6 and 13; Page 4, Lines 1 and 13; Page 5, Lines 12 and 18; Page 6, Lines 2, 6, and 9; and Page 7, Line 13, by adding after the word "equipment" the following language: "used on said land" and conforming the Title thereto, which amendment was declared adopted.

Senator Watson presiding.

Senator Smith moved to amend SB 604, Page 7, Line 15½, by adding a new Section 4 and renumbering:

"Section 4. Provided, that for a person to perfect a lien for leased or rented equipment under the provisions of this Act, the owner of the leased or rented equipment must have given notice in writing to the owner of the real property of the fact that the equipment is in fact leased or rented at least 60 days before filing such lien and a copy of the notice and certificate of service must be filed with the lien and subject to proof as every other element of the lien."

, which amendment was declared adopted.

Upon motion of Senator York, SB 604, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 604**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 604 was read for the third time at length.

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

Aye: Combs, Cullison, Cummins, Howell, Keller, Kilpatrick, Lamb, Martin, Porter, Randle, Watson and York.—12.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Crow, Crutcher, Dahl, Giles, Green, Johnson, Johnston, Keating, Landis, Lane, Leonard, Luton, McCune, McDaniel, Miller, Nickles, Pierce, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann and Young.—31.

Excused: Clifton, Howard, Murphy, Stipe and Wolfe.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator York moved that he would move to reconsider the vote whereby **SB 604** failed of passage, as provided under Senate Rule 19(b).

GENERAL ORDER

SB 638, considered and deferred on Page 291, was considered further.

Senator Smith moved to amend **SB 638**, Page 3, Lines 4 and 5, by striking after the word "by" and before the word "the" the following language: "Articles 9 (Rates and Rating Organizations, Casualty), and 10 (Rates and Rating Organizations, Property),

and", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 3, Lines 20 and 21, by striking after the word "Rates" on Line 20 and before the word "the" on Line 22 the language: "in Articles 9 (Rates and Rating Organizations, Casualty), 10 (Rates and Rating Organizations, Property)," which amendment was declared adopted.

Senator Berrong moved to amend **SB 638**, Page 4, Line 28, by adding after the word "office" and before the word "within" on Line 29, the following: "while serving on the Board or", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 7, Lines 29-31, by striking after the word "administering" on Line 29 and before the word "the" on Line 31 the words: "the provisions of Article 9 (Rates and Rating Organizations; Casualty), Article 10 (Rates and Rating Organizations; Property)," which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 8, Lines 9 and 10, by striking after the word "provision." the remaining language on Lines 9 and 10, which amendment was declared adopted.

Senator Berrong moved to amend **SB 638**, Page 8, Line 11, by striking after "D." the words "It shall be the duty of", then capitalize "The" on Line 12 after the word "Administrator" and before the word "to" and insert: "shall have the authority to" and on Page 8, Line 17, after the word "power" and before the word "to" insert: "subject to approval of the Board.", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 8, Lines 14 and 15, by striking after the word "Board" and before the words

"the salaries" on Line 15, the words "and said [Board] Administrator shall fix" and by adding after the word "personnel" on Line 15 and before the word "within" the following language: "including said Administrator shall be fixed", which amendment was declared adopted.

Senator Berrong moved to amend **SB 638**, Page 9, Line 19, by striking after the word "the" on Line 18 and before "and" on Line 19 the following: "Property and Casualty Board Revolving Fund" and substitute therefor: "State Board for Property and Casualty Rates Revolving Fund" and on Page 10, Line 11, after the word "words" and before the word "inscribed" strike "State Insurance Board" and insert therefor: "State Board for Property and Casualty Rates", which amendment was declared adopted.

Senator Berrong moved to amend **SB 638**, Page 10, Line 18, by striking after "Section 334." and before the word "the" the words: "It shall be the duty of"; capitalize the word "The" on Line 18 and insert the following language after the word "Administrator" and before the word "to": "shall have the authority", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 11, Line 9, by adding after the word "Administrator" after striking the period, the following new language: "when authorized by the Board.", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 11, Line 31, by striking the period after "Section 347." and adding the following language: "except as otherwise provided by this Act.", which amendment was declared adopted.

Senator Berrong moved to amend **SB 638**, Page 12, Line 34, by striking after the word "seal" the figure "10.00" and sub-

stitute the figure "5.00", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 18, Line 20, by striking the period after the word "effective" and adding the following new language: "to the extent disapproved.", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 21, Line 4, by adding after the word "act," and before the word "two" the following language: "and with the consent of the Board", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 22, Line 8, by striking after the word "it" and before the word "issue" the word "shall" and substituting the word "may", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 22, Line 14, by adding after the word "effect" and before the word "until" the following language: "for one year" and changing the words and figures on Lines 15 and 16 from "One Hundred Dollars (\$100.00)" to "Five Hundred Dollars (\$500.00)", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 24, Line 15, by striking after the word "organization" and before the word "adhere" the word "shall" and substituting the word "may", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 24, Line 17, by adding after the word "filings" and before the word "if" the language: "as authorized herein or", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 24, Line 20, by adding after the word "deviation" and before the word "is" the

language: "other than direct deviations as are authorized by this Act", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 24, Line 22, by striking the period after "Board" and adding the words "when required." And by adding after the word "deviation" on Line 23 and before the word "unless" the following language: "requiring Board action shall be approved", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 29, Line 19, by adding after the word "act" and before the word "shall" the following language: "except proceedings conducted in accordance with Section 15 of this Act", which amendment was declared adopted.

Senator Smith moved to amend **SB 638**, Page 30, Line 13, by adding a new Section 34 containing the severability clause; a new Section 36 as the emergency section; and changing the present Section 34 to Section 35 amending it to read as follows:

"Section 35. This act shall become effective July 1, 1980."

, which amendment was declared adopted.

Senators Berrong, Terrill and Watson moved to amend **SB 638**, Page 5, Line 27, by striking after the word "least" and before the word "each" on Line 28 the following: "Twenty-one (21) years of age and a qualified elector of the state" and substituting therefor: "Twenty-seven (27) years of age, a qualified elector of the state for three (3) years immediately preceding his appointment, and shall possess one of the following minimum qualifications: 1. Attorney licensed to practice law in Oklahoma with at least two (2) years actual experience in general insurance, administration, claims adjustment, underwriting or a

combination of same. 2. Licensed agent engaged in general insurance with a degree in insurance from a recognized institution of higher education and at least three (3) years actual experience. 3. Licensed full-time agent in general insurance with at least seven (7) years experience. 4. Graduate holding an insurance degree from a recognized institution of higher education and who has for at least three (3) years been employed in a responsible position as a rate maker or rate analyst within the general insurance industry."

Senator Combs moved to amend the Berrong amendment to **SB 638**, by adding after the words "his appointment and" and before the words "shall possess" the following: "two (2) members".

Senator Terrill moved as an in lieu amendment to the Berrong, et al, amendment to amend **SB 638**, Page 5, Lines 14, 26 and 28, by striking after "B." and before the word "members" on Line 14 the word "the" and substituting "At least two (2)" and by adding before the word "at" on Line 26 and substituting "the remaining three (3) must be consumers" and after the period on Line 28 by changing the comma and adding: ", one of whom must be retired and at least 65 years of age".

Senator Luton moved to table the Terrill in lieu motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Johnson, Johnston, Keating, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson, York and Young.—33.

Nay: Green, Howell, Kilpatrick, Lane, McCune, Randle, Taliaferro and Terrill.—8.

Excused: Cate, Clifton, Howard, Keller, Murphy, Porter and Wolfe.—7.

Senator Combs pressed his motion to amend the Berrong, et al, amendment.

Senator Smith moved to table the Combs motion to amend the Berrong, et al, amendment, which motion to table was declared adopted.

Senator Berrong pressed his motion to adopt his foregoing amendment.

Senator Luton moved to table the Berrong, et al, motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Johnston, Keating, Kilpatrick, Lane, Leonard, Luton, Miller, Pierce, Randle, Rozell, Smith, Stipe, Tinsley and Young.—24.

Nay: Berrong, Capps, Giles, Green, Howell, Johnson, Lamb, Landis, McCune, McDaniel, Martin, Nickles, Schuelein, Taliaferro, Terrill, Vann, Watson and York.—18.

Excused: Clifton, Howard, Keller, Murphy, Porter and Wolfe.—6.

Upon motion of Senator Smith, **SB 638**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 638**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 638 was read 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Clifton, Howard, Keller, Murphy, Porter and Wolfe.—6.

The bill and emergency passed.

SB 638 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Stipe pressed his motion to reconsider the vote whereby **SB 538** passed, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Birdsong, Clifton, Howard, Keller, Miller, Murphy, Porter and Wolfe.—8.

THIRD READING

Senator Boatner moved to reconsider the vote whereby **SB 538** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Boatner moved to reconsider the vote whereby **SB 538** was advanced to

engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Berrong moved to amend **SB 538**, Page 2, Line 14, by adding after the word "bank." and before the word "This" on Line 15, the following: "at a rate of interest not less than the rate paid by other financial institutions within the county.", which amendment was declared adopted.

Upon motion of Senator Boatner, **SB 538**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 538**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 538 was read for the third time at length.

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

Aye: Berrong, Boatner, Capps, Cate, Combs, Crow, Cullison, Cummins, Green, Howell, Kilpatrick, Lamb, Lane, Leonard, Luton, McDaniel, Martin, Nickles, Pierce, Randle, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—28.

Nay: Cain, Crutcher, Dahl, Giles, Johnson, Johnston, Landis, McCune, Miller, Rozell, Schuelein and Young.—12.

Excused: Birdsong, Clifton, Howard, Keating, Keller, Murphy, Porter and Wolfe.—8.

The bill passed.

SB 538 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1742**, as amended.

RESOLUTIONS

The following Resolutions were introduced and consideration deferred for this legislative day:

SR 84 — By Cate.

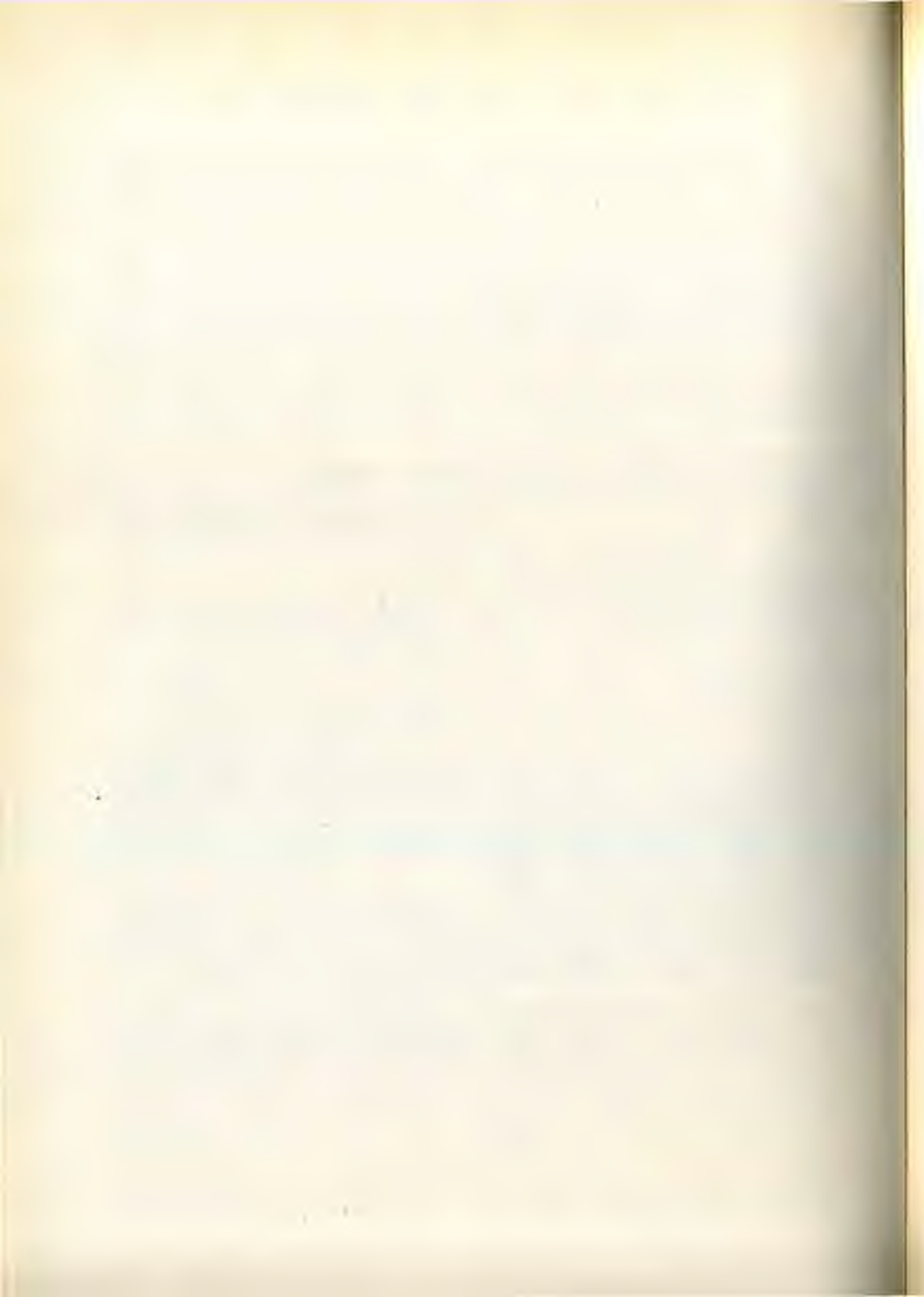
A Resolution praising Tom Steed; and directing distribution.

SCR 46 — By Stipe and Tinsley of the Senate and Harbin of the House.

A Concurrent Resolution memorializing the Ozarka Region Commission and the Governors of Oklahoma and Arkansas to create a task force to work toward preserving certain railroad lines; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 26, 1980, at 1:30 p.m., under Senate Rule 31(b), which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:35 p.m. to meet Tuesday, February 26, 1980, at 1:30 p.m.



Twenty-ninth Legislative Day

Tuesday, February 26, 1980

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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Cate and Nickles.—2.

Senator Luton declared a quorum present.

The following prayer was offered by Rabbi Packman, and incorporated into the Journal upon request of President Pro Tempore Howard.

We thank You, O Lord, for this our land, for its mountains proudly lifting their peaks to Heaven, for its rivers fast flowing to the sea, for its fertile plains, for its deep

valleys, for its rich treasures hidden deep in the bosom of the earth. But most of all, O Lord, we thank You for this new people who have come out of lands of tyranny and oppression, lands old and tired, to begin life anew on these new shores that are blessed with the spirit of freedom.

O God who gives dominion unto princes and sovereignty unto rulers, be with this Senate of the State of Oklahoma. May Your spirit surprise them by Your presence here, directing their hearts that they may govern lovingly and justly.

Further, we pray, endow our Senate with discernment, that they will bless our State with well-being and help us to lead all nations in the ways of righteousness. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Stipe introduced Tom Conklin, D.O., Stigler, as the Doctor of the Day.

Senator Combs introduced Richard Wawro, R.N., Oklahoma City, as the Nurse of the Day.

Senator Luton introduced Cathy Edgecomb, Oklahoma City, as the Student Doctor.

COMMITTEE REPORTS

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

DO PASS:

SB 441 — County, State and Federal Government, and be referred to Committee on Revenue and Taxation by previous order.

SB 454 — County, State and Federal Government, (amended by Committee on Business, Industry and Labor Relations).

SB 497 — Judiciary.

SB 559 — Judiciary.

SB 594 — Judiciary.

SB 595 — Social Welfare, (amended by Judiciary Committee).

SB 602 — Oil, Gas and Energy, and be referred to Committee on Revenue and Taxation by previous order.

SB 634 — County, State and Federal Government, coauthored by Cotner (Principal House Author).

HB 1704 — Wildlife, and be referred to Committee on Appropriations and Budget by previous order.

HJR 1049 — Wildlife.

HJR 1052 — Social Welfare.

DO PASS, as amended:

CS for SB 290 — Criminal Jurisprudence, coauthored by York of the Senate and Steward of the House (Principal).

CS for SB 331 — Wildlife, and be referred to Committee on Appropriations and Budget by previous order.

SB 481 — Judiciary.

CS for SB 567 — Education, Common, coauthored by Cleveland (Principal House Author), and be referred to Committee on

Business, Industry and Labor Relations by previous order.

SB 576 — County, State and Federal Government.

SB 619 — Judiciary (remove Stipe and substitute Clifton as Principal Author).

SB 630 — Judiciary (remove Lane and substitute Clifton as Principal Author).

SJR 56 — Oil, Gas and Energy, and be referred to Committee on County, State and Federal Government by previous order.

SECOND READING

The following was read the second time and referred to the committee indicated.

HB 1740 — Business, Industry and Labor Relations.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1576, 1594, 1627, 1644, 1646, 1721, 1822** and **HJR 1050**.

HB 1576 — By Atkins, McIntyre, Duckett, Davis (Guy), Cleveland, Fair, Johnson (A.V.), Johnson (Don), Talley, Hobson, Cole, Sparkman and Duke of the House and Porter of the Senate.

An Act relating to elections; amending Section 5, Chapter 75, O.S.L. 1974, as renumbered by Section 10, Chapter 90, O.S.L. 1976 (26 O.S. Supp. 1979, Section 4-105); providing for appointment of voter registrars; imposing certain powers and duties upon county election boards and the State Election Board; providing for appointment of school-affiliated registrars; and declaring an emergency.

HB 1594 — By Graves of the House and Keller of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Sections 392, 394 and 441, as amended by Section 1, Chapter

55, O.S.L. 1974 (12 O.S. Supp. 1979, Section 441); providing alternative to subscribing deposition in certain situations; deleting punishment of contempt for failure to subscribe; providing manner of writing or recording depositions; prescribing certain procedures; providing for signing by officer in certain circumstances; and providing an effective date.

HB 1627 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Oklahoma Department of Libraries — Appropriations — Emergency).

HB 1644 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Bureau of Narcotics and Dangerous Drugs Control — Appropriations — Emergency).

HB 1646 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(State Department of Agriculture — Appropriations — Emergency).

HB 1721 — By Hopkins and Duckett of the House and Cullison of the Senate. (Relating to Torts — Effective Date).

HB 1822 — By Johnson (Don).

An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 1280, as last amended by Section 1, Chapter 22, O.S.L. 1979 (69 O.S. Supp. 1979, Section 1280); providing for acquisition of outdoor advertising and property rights by Department of Transportation; prescribing procedure in condemnation; requiring notice to owner of sign and to owner of land; and providing an effective date.

HJR 1050 — By Atkins and Monks of the House and Martin and Johnston of the Senate.

A Joint Resolution providing for a com-

prehensive inquiry into substance abuse programs operated, administered or supervised by a state entity; creating a special committee to conduct said inquiry; empowering the committee to issue processes known to courts of record, subpoena witnesses and records, compel testimony, request punishment for contempt, employ reporters and other necessary personnel and prepare verbatim transcripts of proceedings; authorizing the payment of necessary travel and expenses for committee members and staff; requiring a written report of findings and recommendations; and declaring an emergency.

The above numbered HBs and HJR were read for the first time.

GENERAL ORDER

SB 605 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 605** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 605** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 605 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro,

Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Cate, Nickles and Randle.—3.

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: 46. Excused: 2.

The emergency passed.

SB 605 was referred for engrossment.

GENERAL ORDER

HB 1621 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 1621** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1621** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1621 was read 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe,

Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Cate and Nickles.—2.

The bill and emergency passed.

HB 1621 was referred for engrossment.

GENERAL ORDER

HB 1639 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 1639** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1639** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1639 was 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, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Berrong, Keating and Pierce.—3.

Excused: Cate, Howard, Nickles and Porter.—4.

The bill and emergency passed.

HB 1639 was referred for engrossment.

GENERAL ORDER

HB 1641 by Davis (Don), Deatherage, Wilson and Bengtson of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1641** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1641** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1641 was read 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Cate, Howard and Nickles.—3.

The bill and emergency passed.

HB 1641 was referred for engrossment.

GENERAL ORDER

HB 1649 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 1649** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1649** was considered engrossed and placed on third reading and final passage.

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

THIRD READING

HB 1649 was read 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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: Cate and Howard.—2.

The bill and emergency passed.

HB 1649 was referred for engrossment.

Senator Crow presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 60, 361, 362, 491, 515, 537, 538, 550 and 638 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

PENDING SENATE ACTION — RESOLUTION

SCR 46, introduced on Page 305, was called up for consideration.

Senator Stipe, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Townsend be named a coauthor of **SCR 46**.

Senator Howell asked to be named a coauthor of **SCR 46**, which was the order.

SCR 46, as coauthored, was read at length as follows, adopted upon motion of Senator Stipe, and ordered referred for engrossment.

SCR 46 — By Stipe, Tinsley and Howell of the Senate and Harbin and Townsend of the House.

A Concurrent Resolution memorializing the Ozarka Region Commission and the Governors of Oklahoma and Arkansas to create a task force to work toward preserving certain railroad lines; and directing distribution.

WHEREAS, railroads are vital for the transportation of foodstuffs in this nation; and

WHEREAS, railroads have transported many tons of grain from this region to the rest of the nation; and

WHEREAS, the discontinuance of this source of transportation in this region will seriously impede the efforts of the people in this region to supply grain to the rest of the nation and the world.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Ozarka Region Commission and the Governors of Oklahoma and Arkansas are hereby memorialized to create a task force to work, with appropriate state and federal agencies, toward preserv-

ing railroad service on that part of the Rock Island Line that runs through Oklahoma and Arkansas.

SECTION 2. Copies of this Resolution shall be dispatched to the Governors of Oklahoma and Arkansas, The President Pro Tempore of the Senate and the Speaker of the House of Representatives of the Arkansas Legislature and the members of the Ozarka Region Commission.

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

RESOLUTION

The following Resolution was introduced and read at length as follows:

SCR 47 — By Stipe.

A Concurrent Resolution memorializing the Congress of the United States to restore criminal jurisdiction over "Indian Country" to the State of Oklahoma; and directing distribution.

WHEREAS, since statehood, Oklahoma operated a single system of criminal justice for all citizens, with the same laws applying to both Indians and non-Indians; and

WHEREAS, that system was functioning reasonably well in 1977, when the courts ruled that crimes committed on "Indian Country" were the exclusive province of the Indian courts and Indian law enforcement; and

WHEREAS, until these court decisions, it was generally assumed that there was no "Indian Country" within Oklahoma; and

WHEREAS, due to these court decisions, wasteful and duplicitous Indian courts and Indian law enforcement agencies have been established; and

WHEREAS, due to the varying definitions of what constitutes "Indian Country", no law enforcement agency knows the true limits of its jurisdiction; and

WHEREAS, without knowledge of jurisdiction, arrests may be made which will not be legal, and result in the criminal going free or the officer being sued; and

WHEREAS, programs such as "cross-deputizing" law enforcement officers to solve this crisis are prohibited by the Oklahoma Constitution; and

WHEREAS, the quickest and most effective way to solve this problem is to change the federal law, so that Oklahoma can restore criminal jurisdiction over the entire state of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Oklahoma Legislature hereby requests the Oklahoma Congressional Delegation to introduce and support, and all members of Congress to support, a bill to amend Section 1162(a) of Title 18 and Section 1360(a) of Title 28 of the United States Code by inserting in the table immediately following the item relating to "Nebraska" the following:

"Oklahoma All Indian country within the state."

SECTION 2. Copies of this Resolution shall be dispatched to every member of the Congress of the United States.

SCR 47 was adopted upon a division of the question upon motion of Senator Stipe and ordered referred for engrossment.

Senator Lamb presiding.

PENDING SENATE ACTION — RESOLUTION

SR 80, introduced on Page 273, was called up for consideration.

SR 80 was read at length as follows, adopted upon motion of Senator Stipe and ordered referred for enrollment.

SR 80 — By Stipe.

A Resolution requesting the State Historical Society Library to provide expanded hours of service to the public; and directing distribution.

WHEREAS, the State Historical Society Library is now open to the public from 9:00 a.m. to 8:00 p.m. Monday, Tuesday and Thursday, and from 9:00 a.m. to 5:00 p.m. Wednesday, Friday and Saturday; and

WHEREAS, this staggering of hours causes confusion to the public as to when the Library is open; and

WHEREAS, the early closing time on Wednesday, Friday and Saturday prevents a large segment of the working public from utilizing the Library.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

Section 1. The Oklahoma Senate requests that the State Historical Society Library remain open to the public Monday through Friday, 8:00 a.m. to 9:00 p.m. and Saturday, 8:00 a.m. to 5:00 p.m.

Section 2. Copies of this Resolution shall be dispatched to the Board of Directors of the Oklahoma Historical Society, the Secretary of the Oklahoma Historical Society and the Librarian of the Oklahoma Historical Society Library.

GENERAL ORDER

SB 366 by Rozell was read and considered.

Upon motion of Senator Rozell, **SB 366** was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **SB 366** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Rozell asked unanimous consent that further consideration of **SB 366** be deferred temporarily, which was the order.

GENERAL ORDER

SB 625 by Crutcher was read and considered.

Senator Crutcher, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Lancaster be named House author of **SB 625**.

Senator Smith asked to be named a coauthor of **SB 625**, which was the order.

Senator Crutcher moved to amend **SB 625**, Page 2, Lines 7, 8, 9 and 10 by striking after the word "suitable" on Line 7, and before the word "The" on Line 10, the words: "and that the applicant owns or has a lease for the mineral rights within one-half (½) mile of the site." and inserting in lieu thereof the following: "In the case of an injection well, the applicant must own all mineral rights which will or may be invaded by the injected fluids, which ownership shall include, at a minimum, the area located within one mile of the well bore.", which amendment was declared adopted.

Upon motion of Senator Crutcher, **SB 625**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crutcher, **SB 625**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 625 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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 passed.

SB 625 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1742**.

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

THIRD READING

SB 366, considered and deferred, was considered further.

Senator Rozell moved that the vote be reconsidered whereby **SB 366** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Rozell moved that the vote be reconsidered whereby **SB 366** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Berrong moved to amend **SB 366**, Page 1, Line 1, by adding after the word "shall" and before the word "maintain" the following: ", for a period of five (5) years," which amendment was declared adopted.

Upon motion of Senator Rozell, **SB 366**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **SB 366**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 366 was read for the third time at length.

On the question of passage of the bill, 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Keller, Porter, Randle and Smith.—4.

The bill passed.

SB 366 was referred for engrossment.

GENERAL ORDER

SB 354 by Wolfe was read and considered.

Upon motion of Senator Wolfe, **SB 354** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 354** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 354 was read for the third time at length.

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

Aye: Cain, Clifton, Combs, Cummins, Giles, Green, Howard, Johnston, Keating, Keller, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Stipe, Tinsley, Watson, Wolfe and Young.—25.

Nay: Berrong, Birdsong, Capps, Cate, Crutcher, Cullison, Dahl, Howell, Johnson, Kilpatrick, Lamb, Landis, Lane, McDaniel, Rozell, Schuelein, Smith, Taliaferro, Terrill, Vann and York.—21.

Excused: Boatner and Crow.—2.

The Chair advised the Senate that Senator Boatner, having been present in the Chamber during the vote on **SB 354**, would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 25. Nay: 22. Excused: 1.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Clifton moved that he would move to reconsider the vote whereby **SB 354** passed, as provided under Senate Rule 19(b).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 266**, as amended and co-authored.

HOUSE AMENDMENTS

HAs to **SB 266** were read as follows:

REQUEST: Pursuant to Rule 10, Subsection (h), of the Joint Rules of the House of Representatives and the Senate of the 37th Oklahoma Legislature, request is made that this bill be referred to the Joint Conference Committee on Retirement Laws.

Authors: Add the following coauthors: Abbott and Murphy of the House.

Amendment No. 1. Amend Page 4, Line 4, by deleting the figures "1979" and substituting in lieu thereof the figures "1980".

Pursuant to the afore-mentioned request of the Honorable House, the Senate, in compliance with Joint Rule 10(h), referred **SB 266**, with amendment attached, to the Joint Conference Committee on Retirement Laws.

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 York presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of **JIM BEACH**, Stigler, as a member of the Oklahoma Turnpike Authority, to serve an 8-year term ending July 1, 1987. Mr. Beach succeeds himself.

The Senate, in executive session, and upon motion of Senator Boatner, advised and consented to the confirmation of **WILLIAM C. CHAPMAN**, Ardmore, as a member of the Oklahoma Pecan Commission, to serve a 3-year term ending July 1, 1982. Mr. Chapman succeeds himself.

The Senate, in executive session, and upon motion of Senator Wolfe, advised and consented to the confirmation of **ROXANA LORTON**, Tulsa, as a member of the State Arts Council of Oklahoma, to serve an unexpired term ending July 1, 1980. Ms. Lorton succeeds Mrs. Richard Douglass.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of **CELIA ROSENBERGER**, Tulsa, as a member of the Tourism and Recreation Commission Board, to serve a 6-year term ending July 1, 1985. Ms. Rosenberger succeeds herself.

The Senate, in executive session, and upon motion of Senator Terrill, advised and consented to the confirmation of **DARRELL ROUTH**, Lawton, as a member of the Police Pension and Retirement Board, to serve a 3-year term ending July 1, 1982. Mr. Routh succeeds himself.

SPECIAL COMMITTEE APPOINTMENT

President Pro Tempore Howard announced the appointment of two addi-

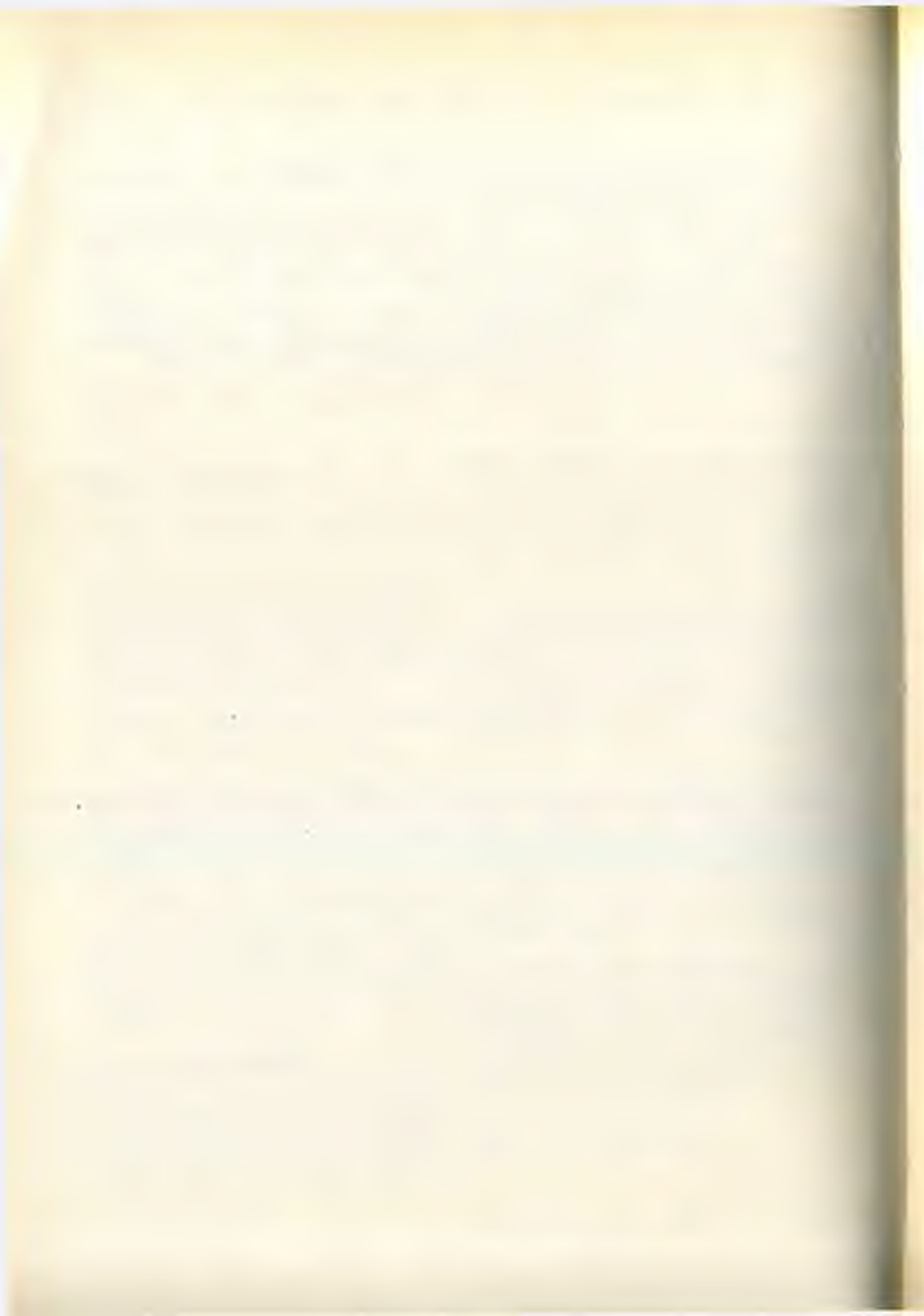
tional members to the Special Senate Committee on the Trucking Industry: Senators Lane and Taliaferro, pursuant to Enrolled Senate Resolution 77.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 27, 1980, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1404 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:20 p.m. to meet Wednesday, February 27, 1980, at 1:30 p.m.



Thirtieth Legislative Day

Wednesday, February 27, 1980

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, Leonard, 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 Rabbi Packman, and incorporated into the Journal upon request of President Pro Tempore Howard.

O Lord, Your ancient Hebrew lawmaker, the great Hillel, taught his disciples, "If I am not for myself, who shall be for me; but if I am for myself alone, what am I?"

God, You know that none of us are saints, and so we must be for ourselves, our careers, our families, our personal futures. Yet if we are not to be sinners, we must not be for ourselves alone, for beyond ourselves and our own is our community, the electorate, the people, those whom we are to serve. Lord, help us to fairly balance our obligations to ourselves and our obligations to others, and grant us the courage to tip the balance generously. For we know, O Lord, that when the final reckoning comes, You will ask "did he do good, or did he do right well". Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Dahl introduced his grandson, John Dustin, and asked unanimous consent, which was granted, that John be granted privileges of the floor and be named honorary President Pro Tempore for this legislative day. Senator Dahl introduced his daughter Francis Adkins and his grandson, Junior.

Senator Tinsley introduced Mary Gil-mour, R.N., Kingfisher, as the Nurse of the Day.

Senator Leonard introduced W. A. Miller, D.O., Woodward, as the Doctor of the Day.

Senator Green introduced Bud Faris, Guymon, as the Student Doctor.

COMMITTEE REPORTS

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

DO PASS:

SB 472 — County, State and Federal Government.

SB 473 — County, State and Federal Government.

SB 521 — Business, Industry and Labor Relations (amended by Public and Mental Health).

SB 562 — Public and Mental Health, coauthored by Watson.

SB 564 — County, State and Federal Government (amended by Business, Industry and Labor Relations).

SB 567 — Business, Industry and Labor Relations (amended by Common Education Committee).

SB 581 — Municipal Government (amended by Revenue and Taxation Committee).

SB 588 — Business, Industry and Labor Relations.

SB 596 — Criminal Jurisprudence (amended by Public and Mental Health Committee).

SB 606 — Business, Industry and Labor Relations, and be referred to Committee on Appropriations and Budget by previous order.

SB 611 — Public and Mental Health, and be referred to Committee on County, State and Federal Government by previous order.

SB 617 — Public and Mental Health, coauthored by Watson.

SB 633 — Public and Mental Health, coauthored by Watson, and be referred to Committee on Public Safety and Penal Affairs by previous order.

SB 635 — Appropriations and Budget.

SJR 31 — Constitutional Revision and Regulatory Services, and be referred to Committee on Elections and Privileges by previous order.

SJR 44 — County, State and Federal Government.

SJR 49 — Revenue and Taxation, coauthored by Cate, Rozell and Dahl of the Senate and Cleveland of the House (Principal), and be referred to Committee on Education, Common by previous order.

SJR 56 — County, State and Federal Government (amended by Oil, Gas and Energy Committee).

HB 1611 — Appropriations and Budget.

HB 1714 — Judiciary.

DO PASS, as amended:

SB 216 — Public and Mental Health, and be referred to Committee on Judiciary by previous order.

CS for SB 378 — Judiciary, coauthored by Johnston, Green and Keating.

SB 461 — Judiciary.

CS for SB 470 — Revenue and Taxation, and be referred to Committee on County, State and Federal Government by previous order.

CS for SB 488 — Judiciary, (rejects amendments of Committee on County, State and Federal Government).

SB 498 — Business, Industry and Labor Relations.

CS for SB 504 — Social Welfare.

SB 506 — Appropriations and Budget.

CS for SB 547 — Business, Industry and Labor Relations, coauthored by Hooper (Principal House Author).

SB 560 — Public and Mental Health, coauthored by Watson.

SB 561 — Public and Mental Health, coauthored by Watson.

SB 563 — Public and Mental Health, coauthored by Watson.

SB 582 — Business, Industry and Labor Relations, coauthored by Combs and Cain of the Senate.

SB 607 — Public and Mental Health, coauthored by Mentzer (Principal House Author).

SB 610 — Criminal Jurisprudence.

SB 616 — Public and Mental Health, coauthored by Watson.

SJR 25 — Constitutional Revision and Regulatory Services, coauthored by Terrill.

HB 1615 — Appropriations and Budget.

HB 1629 — Appropriations and Budget.

HJR 1028 — Constitutional Revision and Regulatory Services, and be referred to Committee on Education, Common by previous order.

SECOND READING

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

HB 1576 — Elections and Privileges.

HB 1594 — Judiciary.

HB 1627 — Appropriations and Budget.

HB 1644 — Appropriations and Budget.

HB 1646 — Appropriations and Budget.

HB 1721 — Judiciary and then to Appropriations and Budget.

HB 1822 — Roads and Highways.

HJR 1050 — Rules.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1612, 1617, 1625, 1630, 1723, 1727 and 1768.**

HB 1612 — By Davis (Don) and Deatherage of the House and Crow and

Boatner of the Senate.

(Legislative Council — Appropriations — Emergency).

HB 1617 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Oklahoma Department of Industrial Development; making appropriations thereto; stating the purposes; providing for the appointment and compensation of officers and employees; establishing salary schedule for certain employees with exception; limiting number of employees; limiting expenditures for salaries and wages; providing for agreement with federal government; authorizing the charter of aircraft; providing lapse date; directing codification; providing severability; and declaring an emergency.

HB 1625 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Oklahoma Capitol Improvement Authority — Appropriations — Emergency).

HB 1630 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Will Rogers Memorial Commission — Appropriations — Emergency).

HB 1723 — By Townsend, McCaleb, Hill, Craighead, Holaday, Camp, Kamas and Atkins of the House and Kilpatrick of the Senate.

(Revenue and Taxation — Amending 68 O.S. Supp. 1979, Sections 2357.1 and 2357.2 — Repealing 68 O.S. Supp. 1979, Section 2357.3 — Emergency).

HB 1727 — By Fair, Alexander, Baughman, Caldwell, Camp, Cole, Combs, Conaghan, Cotner, Cunningham, Davis (Frank), Davis (Guy), Feddersen, Graves, Gray, Hargrave, Hastings, Henry, Hill, Holaday, Hooper, Johnson (Don), Joiner,

Kerr, Lancaster, Lawter, McCaleb, Manar, Mentzer, Milacek, Monks, Morgan, Murphy, Roberts, Rieger, Rogers, Sheppard, Shurden, Steward, Talley, Townsend, Wilson, Duckett, Bengtson, Holden, Kennedy, Vaughn and Twidwell of the House and Clifton, Combs, Tinsley, Giles, Keller, Watson, Vann, Leonard and Pierce of the Senate.

An Act relating to prisons and reformatories; imposing mandatory minimum periods of confinement for certain felons; prohibiting parole for certain terms; restricting reductions in time served by credits; and directing codification.

HB 1768 — By Camp, Winn and Wilson.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 85.17; providing reciprocity on out-of-state bids; providing preference to residents on bids; repealing 74 O.S. 1971, Sections 85.16 and 85.18; and providing an effective date.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 366, 605 and 625 and SCRs 46 and 47 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1621, 1639, 1641 and 1649 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SR 80 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

SPECIAL INTRODUCTIONS

Senator Stipe introduced Trooper Walter David Crow, McAlester, of the Oklahoma

Highway Patrol and asked unanimous consent, which was granted, that Trooper Crow be allowed privileges of the floor to receive a Citation from the Oklahoma Senate honoring him for meritorious service in the line of duty. Senator Stipe noted that Trooper Crow was selected as "Man of the Year" by the Oklahoma Jaycees. Others introduced from the Department of Public Safety were: Commissioner Paul W. Reed, Jr., Captain Larry Owen and Roy Tant. Senator Stipe also introduced several members of the McAlester Jaycees.

Senator Vann introduced the following members of Championship Football Teams from Purcell and Blanchard: Kenny Smith, Jimmy Don Green, Brent Dennis, Billy Hammon and Joe Jordan, along with Coach Fred Willis and presented them with a Citation noting their accomplishments in the sport of football. Senator Vann asked unanimous consent that the players and coach be allowed privileges of the floor in the acceptance of the Citation, which was the order.

Senator Cain introduced Dr. John Peters of World Neighbors and asked unanimous consent, which was granted, that Dr. Peters be allowed privileges of the floor to receive a copy of Enrolled Senate Resolution 65 honoring him for his work with the organization. Dr. Peters expressed his gratitude in a brief address to the Senate.

GENERAL ORDER

SJR 51 by Taliaferro, Terrill and Boatner of the Senate and Glover, Hooper, Manar, Davis (Don), and Baughman of the House was read and considered.

Senator Watson moved to amend **SJR 51**, Page 3, Line 10, by striking the words "of Comanche County", which amendment was declared adopted.

Upon motion of Senator Taliaferro, **SJR 51**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **SJR 51**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 51 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—46.

Nay: Young.—1.

Excused: Howard.—1.

The resolution and emergency passed.

SJR 51 was referred for engrossment.

GENERAL ORDER

SJR 50 by Johnston of the Senate and Riggs of the House was read and considered.

Senator Nickles asked to be named a coauthor of **SJR 50**, which was the order.

Senator Boatner moved to amend **SJR 50**, Page 3, Line 2, by adding after the word "amendment" and before the word "to" the following: "and election of Federal Judges amendment."

Senator Lamb 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, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—40.

Nay: Boatner, Cain, Green, Lane, Stipe, Terrill and Young.—7.

Excused: Howard.—1.

Senator Terrill asked that the Journal reflect that he would have moved to reconsider the vote whereby the Boatner amendment was tabled; however, the provisions of Senate Rule 19 do not allow any motion to reconsider the vote on the adoption or rejection of an amendment other than a Senator voting in the majority. The Terrill declaration was ordered shown in the Journal for this legislative day, which was the order.

Senator Crow presiding.

Senator Cate moved to amend **SJR 50**, Page 3, Line 3, by adding after the word "States," and before the word "which" the following: "in the following form:

Article XXVII

The paramount right to life is vested in each human being from the moment of fertilization without regard to age, health, or condition of dependency."

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: Berrong, Birdsong, Boatner, Capps, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Rozell, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—35.

Nay: Cain, Cate, Crutcher, Landis, Lane, Miller, Murphy, Randle, Schuelein, Stipe, Terrill and York.—12.

Excused: Howard.—1.

Senators Murphy and Boatner moved to amend **SJR 50**, Page 3, Line 2, by adding after the word "amendment" and before the word "to" the following: "to limit the terms of Federal Judges to 20 years."

Senator Lamb moved to table the Murphy-Boatner motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Cate, Clifton, Combs, Crow, Cullison, Cummins, Giles, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Nickles, Pierce, Porter, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—32.

Nay: Boatner, Cain, Capps, Crutcher, Dahl, Green, Lane, Miller, Murphy, Randle, Rozell, Schuelein and Tinsley.—13.

Excused: Berrong, Howard and McDaniel.—3.

Upon motion of Senator Johnston, **SJR 50**, as coauthored, was advanced to engrossment.

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

THIRD READING

SJR 50 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Watson, Wolfe and Young.—40.

Nay: Cain, Cate, Howell, Randle, Terrill and York.—6.

Excused: Howard and Vann.—2.

The resolution passed.

MOTION TO RECONSIDER VOTE

Senator Johnston moved that he would move to reconsider the vote whereby **SJR 50** passed, as provided under Senate Rule 19(b).

GENERAL ORDER

SB 589 by Lane of the Senate and Dunn of the House was read and considered.

Senators Vann, Taliaferro, Stipe and Dahl asked to be named coauthors of **SB 589**, which was the order.

Senator Lane, citing Rule 8(d), asked unanimous consent, which was granted, that Representatives Sanders, Monks, Kennedy, Bradley, Vaughn, Denman, Duke, Wilson, Murphy, Mentzer, Kamas, Weichel and Morgan be named coauthors of **SB 589**.

Senator Lane moved to amend **SB 589**, Page 2, Line 3½, by adding a new paragraph to read as follows:

“3. ‘Public utility’, for the purposes of this act, means those entities defined as such in Title 17 of the Oklahoma Statutes, Section 151, and public service corporations as defined in Article IX, Section 34, of the Oklahoma Constitution.”

, and further on Page 2, Line 1, delete the word “and” and on Page 2, Line 3, delete the period and insert after the word “Oklahoma” the following: “; and”, which amendment was declared adopted.

Senator Lane moved to amend **SB 589**, Page 2, Line 13, by deleting after the word “utility” and before the word “the” the words “delivers to” and insert the words “files with”, which amendment was declared adopted.

Senator Lane moved to amend **SB 589**, Page 3, Line 2, by deleting after the word “is” and before the word “the” the words “delivered to” and inserting in lieu thereof the following: “filed with”, which amendment was declared adopted.

Senator Lane moved to amend **SB 589**, Page 3, Line 14, by deleting after the word “Commission” the word “shall” and inserting the word “may”, which amendment was declared adopted.

Senator Lane moved to amend **SB 589**, Page 4, Line 15, by inserting after the word “date” and before the word “that” the words “provided for in Section 2 of this act”, which amendment was declared adopted.

Senators Combs moved to amend **SB 589**, Page 4, Line 17, by adding after the word “put” and before the word “the” the following: “an amount not to exceed fifty percent (50%) of”, which amendment was

declared failed of adoption upon a division of the question.

Upon motion of Senator Lane, **SB 589**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **SB 589**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 589 was read for the third time at length.

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

Aye: Berrong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson and York.—40.

Nay: Birdsong, Cain, Landis, Taliaferro, Terrill, Wolfe and Young.—7.

Excused: Howard.—1.

The bill passed.

SB 589 was referred for engrossment.

GENERAL ORDER

SB 499 by Keating and Cain of the Senate and Thompson (Don) of the House was read and considered.

Senator Crow moved to amend **SB 499**, Page 2, Line 6, by adding after the word “institution” and before the word “furnishing” the following: “located in a county

whose population was less than 50,000 at the last Federal decennial census," and removing the brackets on Lines 6 and 17, which amendment was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Watson, York and Young.—35.

Nay: Cain, Cate, Green, Keating, Keller, Leonard, McCune and Wolfe.—8.

Excused: Howard, Porter, Smith, Stipe and Vann.—5.

Upon motion of Senator Keating, **SB 499**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **SB 499**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 499 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—39.

Nay: Howell, Kilpatrick, Martin and Pierce.—4.

Excused: Howard, Porter, Smith, Stipe and Vann.—5.

The bill passed.

SB 499 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1404**.

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

GENERAL ORDER

SB 284 by McCune of the Senate and Sanders of the House was read and considered.

Senator McCune moved to amend **SB 284**, Page 2, Lines 12 and 13 by restoring the stricken language, which amendment was declared adopted.

Upon motion of Senator McCune, **SB 284**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **SB 284**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 284 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, McDaniel, Murphy, Nick-

les, Pierce, Porter, Randle, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—38.

Nay: Boatner, Lamb, Martin, Miller, Rozell, Schuelein and Young.—7.

Excused: Howard, Smith and Stipe.—3.

The bill passed.

SB 284 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator York pressed his motion to reconsider the vote whereby **SB 604** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—38.

Nay: Berrong, Birdsong, Boatner, Crow, Johnson, Miller and Young.—7.

Excused: Capps, Smith and Stipe.—3.

SB 604 remains on Third Reading.

GENERAL ORDER

SB 595 by Murphy was read and considered.

Upon motion of Senator Murphy, **SB 595** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 595** was considered

engrossed and placed on third reading and final passage.

THIRD READING

SB 595 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Boatner, Capps, Smith and Stipe.—4.

The bill and emergency passed.

SB 595 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAS to **SB 314**, shown on Page 143, were called up for consideration.

Upon motion of Senator Rozell, the Senate concurred in **HAS** to **SB 314**.

SB 314, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin,

Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Giles.—1.

Excused: Capps, Porter, Smith and Stipe.—4.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, February 28, 1980, at 12:00 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:45 p.m. to meet Thursday, February 28, 1980, at 12:00 p.m.

Thirty-first Legislative Day

Thursday, February 28, 1980

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, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Keating, Leonard, Nickles, Porter, Stipe and Wolfe.—6.

Senator Luton declared a quorum present.

The following prayer was offered by Rabbi Packman, and incorporated into the Journal upon request of President Pro Tempore Howard.

O Lord, Master of all wisdom, we grow up learning that things are black or white, only to discover that most matters are various shades of grey. We are taught as

kids about right or wrong, only to find out that my wrong may be someone else's right and God only knows the answer. O Source of wisdom, we perceive that life is not a 'yes or no quiz' but a multiple choice test. How do we make the right decision?

Teach us, we pray, to make a Hobson's Choice, to be satisfied that we at least have chosen the lesser of two evils. Teach us to be comfortable with the diversity of religious and ethical beliefs about one issue and to avoid narrow decisions. For truly our greatest gift to the people is our maturity, our enlarged perspective, our middle-range and long-range view, our knowledge of the possible. And most important of all, O Lord, give us love for our people. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

COMMITTEE REPORTS

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

DO PASS:

SB 336 — Rules.

SB 470 — County, State and Federal Government (amended by Revenue and Taxation.).

SB 511 — County, State and Federal Government (amended by Insurance Committee).

SB 524 — Revenue and Taxation, co-authored by McDaniel, Combs and Pierce of the Senate, and be referred to Committee on Appropriations and Budget by previous order.

SB 554 — Judiciary.

SB 585 — Education, Common.

SB 606 — Appropriations and Budget.

SB 631 — County, State and Federal Government.

SJR 31 — Elections and Privileges.

SJR 41 — Education, Common (amended by Elections and Privileges).

SJR 49 — Education, Common.

HB 1713 — County, State and Federal Government.

DO PASS, as amended:

SB 353 — Criminal Jurisprudence.

CS for SB 445 — Wildlife, coauthored by Sanders (Principal House Author) (rejects amendments of Criminal Jurisprudence Committee).

SB 493 — Insurance (accepts amendments of County, State and Federal Government).

CS for SB 511 — Insurance, and be referred to Committee on County, State and Federal Government by previous order.

SB 542 — County, State and Federal Government.

SB 548 — Education, Higher.

SB 577 — Rules.

SB 592 — County, State and Federal Government, coauthored by Wilson (Principal House Author).

SB 600 — County, State and Federal Government, coauthored by Davis (Guy) (Principal House Author) and be referred to Committee on Rules by previous order.

SB 615 — Criminal Jurisprudence.

CS for SB 637 — County, State and Federal Government.

SJR 57 — County, State and Federal Government.

SECOND READING

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

HB 1612 — Appropriations and Budget.

HB 1617 — Appropriations and Budget.

HB 1625 — Appropriations and Budget.

HB 1630 — Appropriations and Budget.

HB 1723 — Oil, Gas and Energy and then to Revenue and Taxation.

HB 1727 — Public Safety and Penal Affairs and then to Criminal Jurisprudence.

HB 1768 — County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1570, 1596, 1597, 1695, 1770, 1812, 1841 and 1868.**

HB 1570 — By Steward.

An Act relating to children; amending 10 O.S. 1971, Section 2, and 84 O.S. 1971, Section 215, as amended by Section 1, Chapter 36, O.S.L. 1977 (84 O.S. Supp. 1979, Section 215); legitimizing certain children; and providing for inheritance by children in certain situations.

HB 1596 — By Winn, Wilson, Peterson, Monks, Caldwell, Glover and Johnson (Don) of the House and Berrong of the Senate.

(Elections — Amending Sections of Title 26 — Emergency).

HB 1597 — By Winn, Davis (Frank), Wilson, Peterson, Glover, Whorton and

Johnson (Don) of the House and Berrong of the Senate.

(Counties and County Officers — Amending Sections of Title 19 — Emergency).

HB 1695 — By Holden, Townsend and Alexander of the House and Crutcher of the Senate.

(Insurance — Amending Title 36, Section 321 — Repealing Sections in Title 36 — Effective Date).

HB 1770 — By Hopkins, Elder and Davis (Don) of the House and Clifton of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 723, as amended by Section 3, Chapter 227, O.S.L. 1975 (22 O.S. Supp. 1979, Section 723); providing for summoning witness from another state; providing for payment for travel and expenses; providing for emergency situations; providing an effective date; and declaring an emergency.

HB 1812 — By Twidwell.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 953, as amended by Section 1, Chapter 73, O.S.L. 1977 and 954 (47 O.S. Supp. 1979, Section 953); requiring licenses for wreckers; setting fees; changing distribution of fees; providing for renewal, suspension or revocation of licenses; changing license issuing and enforcement duties to the Department of Public Safety; and providing an effective date.

HB 1841 — By Davis (Frank) and Henry of the House and Clifton of the Senate.

An Act relating to estates; amending 58 O.S. 1971, Section 591; expanding order of payment of estate debts; and providing an effective date.

HB 1868 — By Davis (Frank), Henry, Wilson, Bradley and Sanders of the House

and Clifton of the Senate.

An Act relating to estate taxes; amending 58 O.S. 1971, Section 721, Section 1, Chapter 240, O.S.L. 1974, as amended by Section 1, Chapter 12, O.S.L. 1975, and Section 17, Chapter 258, O.S.L. 1979 (58 O.S. Supp. 1979, Sections 912 and 1104) and 68 O.S. 1971, Sections 815 and 821; providing certain exemption from filing estate tax returns; providing district court shall issue certain order releasing estate tax liability; modifying certain appealable orders and judgments; modifying certain procedure for termination of joint tenancy; continuing certain provisions that admit certain wills to probate; modifying certain duties of certain executor; exempting certain estates from filing estate tax return; modifying provision requiring Tax Commission issue certain order; providing district court issue certain order releasing estate tax liability; providing for certain notice; allowing Tax Commission to appear in certain hearing; providing certain effect, directing codification; and providing an effective date.

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

RESOLUTIONS

Senator Crutcher introduced **SR 85**.

SR 85 was read at length as follows, adopted upon motion of Senator Crutcher and ordered referred for enrollment.

SR 85 — By Crutcher.

A Resolution praising Dr. Charles M. Kouri; and directing distribution.

WHEREAS, it is proper to honor the lives of leading citizens of this state; and

WHEREAS, Dr. Kouri is a respected member of the Chelsea community; and

WHEREAS, Dr. Kouri has an excellent record of scholastic achievement, having attended Central State University at Edmond, Kansas University and the Kansas City University School of Dentistry, and having been a member of Si Psi Phi honor fraternity while in college; and

WHEREAS, Dr. Kouri has been a member of the Chelsea School Board for 29 years; and

WHEREAS, Dr. Kouri has made significant contributions to the civic and educational well-being of the Chelsea community; and

WHEREAS, Dr. Kouri has been a model citizen whose standards of professionalism and dedication provide examples for others to follow.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the life and accomplishments of Dr. Charles M. Kouri.

SECTION 2. Copies of this Resolution shall be dispatched to Dr. Charles M. Kouri and to the family of Dr. Kouri.

Senator Luton introduced **SR 86**, which was read at length as follows:

SR 86 — By Luton.

A Resolution commending labor leader E. C. "Tommy" Thompson on the occasion of his retirement.

WHEREAS, E. C. "Tommy" Thompson has served for 34 years as Business Manager of the Plumbers and Pipefitters Union, Local 351, of Muskogee, Oklahoma; and

WHEREAS, E. C. "Tommy" Thompson has performed a crucial role in the development and growth of the labor movement in this state; and

WHEREAS, E. C. "Tommy" Thompson has served his community with dedicated leadership and civic pride, his efforts having made Muskogee a better place to work and live.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

THAT, on the occasion of the well-earned retirement of E. C. "Tommy" Thompson, the members of the Oklahoma Senate, for themselves as individuals and on behalf of their constituents, express respect and admiration for his record of labor leadership and community service.

Senator Luton asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 86**, which was the order.

SR 86, as coauthored, was adopted upon motion of Senator Luton and ordered referred for enrollment.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate, that upon unanimous consent request of Representative Don Davis, Chairman of Appropriations and Budget Committee and pursuant to Joint Rule 17, appropriation House Bills 1634, 1642, 1647 and 1823 have been exempted from all cutoff dates.

GENERAL ORDER

SJR 58 by Tinsley, Howard and Pierce was read and considered.

Senators Capps and Giles asked to be named coauthors of **SJR 58**, which was the order.

Senator Tinsley moved to amend **SJR 58**, Page 2, Line 16, by striking after the word "and" and before the word "for" the word "provide" and insert in lieu thereof the words "to allow" and amending the Ballot Title to conform, which amendment was declared adopted.

THIRD READING

SJR 58 was read for the third time at length, as follows:

SJR 58 — By Tinsley, Howard, Pierce, Capps and Giles.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection an amendment of Article X, by adding a new Section 39; authorizing the legislature to statutorily receive, administer and disburse federal transportation funds for state purposes, including air, railroad and public transportation, terminals, waterways, airports and port facilities; and providing for state taxation and expenditure of public funds; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND 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 of Article X of the Constitution of the State of Oklahoma by adding a new Section 39, to read as follows:

Section 39. The Legislature is authorized, notwithstanding any other provision of this constitution, to provide by law

for the receipt, administration and disbursement of funds from the United States of America to plan, develop, promote, supervise, support, own, operate or provide grants for safe and adequate transportation and services, public and private, including but not limited to, air transportation, railroads, public transportation, terminals, waterways, airports and port facilities, and to exercise the power of taxation and [provide] to allow for the expenditure of public funds of the state or any political subdivision thereof in connection therewith.

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

adopting a new Section 39, Article X, of the Oklahoma Constitution, to allow the state to receive federal funds for transportation purposes and authorizing the Legislature to provide by law for the receipt, administration, and disbursement of said funds, and permitting the Legislature to exercise the power of taxation and provide for expenditure of state funds in connection therewith

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 Resolution, the roll call was 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, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Keating, Leonard, Nickles, Porter, Stipe and Wolfe.—6.

The Resolution was declared passed.

SJR 58 was ordered referred for engrossment.

GENERAL ORDER

SJR 44 by Smith and Keating of the Senate and Hopkins of the House was read and considered.

Upon motion of Senator Smith **SJR 44** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SJR 44** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 44 was read for the third time at length, as follows:

SJR 44 — By Smith.

A Joint Resolution directing the Secretary

of State to refer to the people for their approval or rejection the proposed amendment to the Constitution of the State of Oklahoma, by the addition of a new section to Article X, to be designated Section 9D; authorizing an additional ad valorem tax levy for a department of health; providing for election; providing for continuance of levy; providing methods for discontinuing levy; allowing joint departments of health between or among governmental subdivisions; providing for no prohibitions on other levies or public funds; providing no limitation on certain other provisions; providing ballot title; directing filing; and ordering a special election.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND 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, by the addition of a new section to Article X, to be designated Section 9D, to read as follows:

Section 9D. For the purpose of maintaining or aiding in maintaining a department of health within any county of the state, an additional levy not to exceed one and one-half (1½) mills on the dollar of the assessed valuation of the county may be levied annually, when such levy is approved by a majority of the qualified electors of the county voting on the question at an election called for such purpose by the board of county commissioners or by initiative petition by voters of a county. A maximum levy of one and one-half (1½) mills, in addition to any levy made pursuant to Section 9A of Article X of the Constitution of the State of Oklahoma, may be made for such purpose after such approval and shall continue for five (5) years or until repealed by a majority

of the qualified electors of the county voting on the question at an election called for such purpose by the board of county commissioners, or by initiative petition by voters of a county. Such department of health may be maintained jointly or in conjunction with one or more counties, cities, towns or school districts, or any combination thereof, and shall be maintained as now or hereafter provided by law. Nothing herein shall prohibit other levies or the use of other public funds for such department of health. Nothing herein contained shall be construed as limiting the authorization and provisions of Section 9A or Article X of 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 amending Article X of the Oklahoma Constitution by adding a new section, to be designated Section 9D, authorizing an additional county ad valorem tax levy not to exceed one and one-half (1½) mills on the dollar of assessed valuation, when approved by vote of the people, for a department of health; providing levy to continue after approval for five (5) years or until repealed by vote of the people or initiative petition; providing for maintaining department with one or more counties, cities, towns or school districts, or any combination thereof; providing no prohibition on other levies or use of public funds; and providing no limitation on authoriza-

tion of Section 9A of Article X of the Oklahoma Constitution 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. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next statewide primary election or special election, whichever occurs first, at which time the proposed amendment to the Constitution of the State of Oklahoma, as set forth in SECTION 1 of this Resolution, shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

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

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—36.

Nay: Boatner, Crutcher, Landis, Lane, Miller and Pierce.—6.

Excused: Keating, Leonard, Nickles, Porter, Stipe and Wolfe.—6.

The Resolution was declared passed.

The question being, "Shall **SJR 44**, by Smith, entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the proposed amendment to the Constitution of the State of Oklahoma, by the addition of a new section to Article X, to be designated Section 9D; authorizing an additional ad valorem tax levy for a department of health; providing for election; providing for continuance of levy; providing methods for discontinuing levy; allowing joint departments of health between or among governmental subdivisions; providing for no prohibitions on other levies or public funds; providing no limitation on certain other provisions; providing ballot title; directing filing; and ordering a special election.

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a special election to be held throughout the State of Oklahoma on the date of the next statewide primary election or special election, whichever occurs first, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next statewide primary election or special election, whichever occurs first, as provided in Section 1, Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—36.

Nay: Boatner, Crutcher, Keller, Landis, Miller and Pierce.—6.

Excused: Keating, Leonard, Nickles, Porter, Stipe and Wolfe.—6.

The President, President Pro Tempore, Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 44 was ordered referred for engrossment.

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

GENERAL ORDER

SB 450 by Schuelein of the Senate and Sparkman of the House was read and considered.

Upon motion of Senator Schuelein, **SB 450** was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, **SB 450** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 450 was read for the third time at length.

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

Aye: Birdsong, 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, Pierce, Porter, Randle, Rozell, Schuelein, Smith,

Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Nay: Boatner.—1.

Excused: Berrong, Howard, Keating, Leonard, Nickles, Stipe and Wolfe.—7.

The bill passed.

SB 450 was referred for engrossment.

Senator Crow presiding.

GENERAL ORDER

SB 454 by Berrong of the Senate and Davis (Don) of the House was read and considered.

Senator Murphy moved to amend **SB 454**, Page 42, Line 6, by adding after "merit", the following sentence: "any plaintiff who prevails in an action brought under Subsections (A) (1) or (2) of this Section may recover his reasonable attorney's fees and costs in the action from defendant," which amendment was declared adopted.

Upon motion of Senator Berrong, **SB 454**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **SB 454**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 454 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, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Howard, Keating, Leonard, Nickles, Stipe and Wolfe.—6.

The bill passed.

SB 454 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 284, 499, 589, 595 and **SJR 51** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 314 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HJR 1052 by Sparkman, McIntyre, Johnson (A.V.), Atkins, Murphy, Bradley, Bengtson, Twidwell, Vaughn, Duckett and Whorton of the House and Porter of the Senate was read and considered.

Senators Dahl, Schuelein, Rozell, Terrill, Lane and Boatner asked to be made coauthors of **HJR 1052**, which was the order.

Upon motion of Senator Porter, **HJR 1052**, as coauthored, was advanced.

By unanimous consent, upon request of Senator Porter, **HJR 1052**, as coauthored, was placed on third reading and final passage.

Senator Smith presiding.

THIRD READING

HJR 1052 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, 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, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Berrong, Howard, Keating, Leonard, Nickles, Stipe and Wolfe.—7.

The resolution and emergency passed.

HJR 1052 was withheld pursuant to Rule 19(b).

DECLARATION OF VOTE

Senator Vann asked that the record reflect that he was present at the time of third reading and final passage when the votes were taken on **SB 499** and **SJR 50** (30th Legislative Day) and an apparent malfunction on his voting device occurred showing two excused votes on the above measures, and further asked that he be shown voting "Aye" on **SB 499** and **SJR 50**, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 86 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SJR 42 by Murphy was read and considered.

Senator Boatner asked to be named a coauthor of **SJR 42**, which was the order.

Upon motion of Senator Murphy, **SJR 42**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SJR 42**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 42 was read for the third time at length, as follows:

SJR 42 — By Murphy and Boatner.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the proposed amendment of Section 26 of Article X of the Constitution of the State of Oklahoma; providing for indebtedness of political subdivisions; providing for elections and limitation of amount; providing for an annual tax; raising maximum limit on school district bonded indebtedness; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND 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 26 of Article X of the Constitution of the State of Oklahoma, to read as follows:

Section 26. Except as herein otherwise provided, no county, city, town, township, school district, or other political corporation, or subdivision of the state, shall be allowed to become indebted, in any manner, or for any purpose, to an amount exceeding, in any year, the income and revenue provided for such year without the assent of three-fifths of the voters thereof, voting at an election, to be held for that purpose, nor, in cases requiring such assent, shall any indebtedness be allowed to be incurred to an amount, including existing indebtedness, in the aggregate exceeding five percent (5%) of the valuation of the taxable property therein, to be ascertained from the last assessment for state and county purposes previous to the incurring of such indebtedness: Provided, that if a school district has an absolute need therefor, such district may, with the assent of three-fifths of the voters thereof voting at an election to be held for that purpose, incur indebtedness to an amount, including existing indebtedness, in the aggregate exceeding five percent (5%) but not exceeding **[ten percent (10%)] TWENTY PERCENT (20%)** of the valuation of the taxable property therein, to be ascertained from the last assessment for state and county purposes previous to the incurring of such indebtedness, for the purpose of acquiring or improving school sites, constructing, repairing, remodeling or equipping buildings, or acquiring school furniture, fixtures or equipment; and such assent to such indebtedness shall be deemed to be a sufficient showing of such absolute need, unless otherwise provided by law. Provided further, that if a city or town has an absolute need therefor, such city or town may, with the assent of three-fifths of the voters thereof voting at an election to be held for that purpose, incur indebtedness to an amount, including existing indebtedness, in the aggregate exceeding five percent (5%) but not exceeding ten percent (10%) of the valuation of the taxable property therein, to be ascertained from the last assessment for

state and county purposes previous to the incurring of such indebtedness, and such assent to such indebtedness shall be deemed to be a sufficient showing of such absolute need unless otherwise provided by law. Provided, further, that any county, city, town, school district, or other political corporation, or subdivision of the state, incurring any indebtedness requiring the assent of the voters as aforesaid, shall, before or at the time of doing so, provide for the collection of an annual tax sufficient to pay the interest on such indebtedness as it falls due, and also to constitute a sinking fund for the payment of the principal thereof within twenty-five (25) years from the time of contracting the same, and provided further that nothing in this section shall prevent any school district from contracting with certificated personnel for periods extending one (1) year beyond the current fiscal year, under such conditions and limitations as shall be prescribed by law.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this Resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____

State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment amending Section 26 of Article X which provides for indebtedness of political subdivisions; providing for elections, limitation of amount and annual tax; and increasing maximum limit on school district bonded indebted from 10% to 20% 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 Resolution, the roll call was as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Nay: Keller and Pierce.—2.

Excused: Howard, Keating, Leonard, Nickles, Stipe and Wolfe.—6.

The Resolution was declared passed.

SJR 42 was ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 314**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 379**, as amended and co-authored.

HOUSE AMENDMENTS

HAs to SB 379 were read as follows and consideration deferred.

Authors: Add the following coauthor: Denman of the House.

Amendment No. 1. Amend Page 1, Line 21, by restoring the word "be" and deleting the word "is".

Amendment No. 2. Amend Page 1, Line 28, by inserting after the word "filed" and before the word "with" the following: "and placed of record".

GENERAL ORDER

SB 504 by Combs was read and considered.

Senator Combs, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Elder be named House author of **SB 504** and Representative Murphy be named a coauthor of **SB 504**.

Senator Combs moved to amend **SB 504**, Page 17, Line 15, by deleting Section 5, which amendment was declared adopted.

Senator Lamb moved to amend **SB 504**, Page 5, Lines 8-13, by striking after the word "funds." all new language through Line 13, on which amendment no action was taken.

Senators Berrong and Schuelein moved that **SB 504** be set for Senate action on Monday, March 3, 1980, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Capps, Crutcher, Cullison, Giles, Green, Johnson, Lamb, Landis, McCune, McDaniel, Martin, Pierce, Randle, Schuelein, Taliaferro, Vann, Watson and Young.—19.

Nay: Birdsong, Boatner, Cain, Cate, Combs, Crow, Cummins, Dahl, Howell, Johnston, Kilpatrick, Lane, Luton, Miller, Murphy, Porter, Rozell, Smith, Terrill, Tinsley and York.—21.

Excused: Clifton, Howard, Keating, Keller, Leonard, Nickles, Stipe and Wolfe.—8.

Senator Combs asked unanimous consent that further consideration of **SB 504**, with amendments attached, be deferred until Monday, March 3, 1980, which was the order.

ANNOUNCEMENT

Senator Smith announced to the members that since this legislative day was the final

date for reporting bills and joint resolutions from Senate committees that the committee reports must be filed within one legislative day, Monday, March 3, 1980.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 3, 1980, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HJR 1052 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 1:40 p.m. to meet Monday, March 3, 1980, at 1:30 p.m.



Thirty-second Legislative Day

Monday, March 3, 1980

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, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—40.

Excused: Howard, Keller, Lane, Nickles, Smith, Stipe, Terrill and Wolfe.—8.

Senator Crow declared a quorum present.

The prayer was offered by Reverend Wade Liberator, First Southern Baptist Church, Del City, the guest of Senator Kilpatrick.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Miller introduced Former Senator Joe Whitaker from Eufaula.

Senator Murphy introduced George Gathers, M.D., Stillwater, as the Doctor of the Day.

Senator Tinsley introduced Cindy Nelson, R.N., Piedmont, as the Nurse of the Day.

Senator Watson introduced Yancy York, son of Senator York, along with other members of Yancy's 8th grade class at Westminster School.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 3, 1980, of Enrolled **SB 314**.

COMMUNICATION

The following communication from the Joint Legislative Ethics Committee was received and ordered printed in the Journal for this legislative day upon request of Senator Dahl, Chairman:

Lobbyists registrations received February 1, 1980 through February 29, 1980:
(Including organizations represented.)

Blankenship, Jap Worth, United Parcel Service, Inc.

Boettcher, Fred L., Oklahoma Funeral Directors Association and 3M Company.

Coulston, Edward T., Wyeth Laboratories.

Duff, Ann Anderson, International Harvester Company.

Fellers, James Davison, United Parcel Service, Inc.

Groom, Matthew D., National Association of Retired Federal Employees and American Association of Retired Persons.

Haines, Cleo M., League of Women Voters of Oklahoma.

Harrison, Harry H., Pfizer Pharmaceuticals.

Hightower, John Stephen, Georgia-Pacific Corporation.

Mitchell, Dudley Lee, Associated Builders and Contractors of Oklahoma.

Nagel, Bruce W., Fort Howard Paper Company.

Norton, Charles E. "Chalk", Professional Fire Fighters of Oklahoma, AFL-CIO/CLC.

Patrick, Jay Dee, AFL-CIO of Oklahoma.

Rhodes, Horace G., Association of Oklahoma Life Insurance Companies.

Lobbyists registrations have been terminated upon request of the following:

Burns, Patricia S., Common Cause of Oklahoma, as of 5-30-79.

Conway, John A., Oklahoma Education Association, as of 2-5-80.

Ersland, Ray, National Association of Retired Federal Employees, as of 2-26-80.

Jewell, Nancy, Oklahoma Education Association, as of 2-5-80.

Kanost, Margaret Rinden, League of Women Voters, as of 2-5-80.

Million, Angela Carman, League of Women Voters, as of 2-19-80.

Prewitt, Barbara A., Sun Company, Inc., as of 6-1-79.

COMMITTEE REPORTS

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

DO PASS:

SB 522 — Revenue and Taxation, and be referred to Committee on Appropriations and Budget by previous order.

SB 574 — Public Safety and Penal Affairs (amended by Criminal Jurisprudence Committee).

SB 601 — Public Safety and Penal Affairs.

DO PASS, as amended:

CS for SB 45 — Public Safety and Penal Affairs.

CS for SB 373 — Public Safety and Penal Affairs.

SB 377 — Revenue and Taxation, co-authored by Kilpatrick and Berrong.

SB 468 — Public Safety and Penal Affairs.

SB 489 — Revenue and Taxation, co-authored by Kilpatrick.

CS for SB 492 — Revenue and Taxation.

CS for SB 541 — Revenue and Taxation, coauthored by Schuelein of the Senate and Holt of the House.

SB 586 — Revenue and Taxation.

SB 590 — County, State and Federal Government.

SB 593 — Revenue and Taxation, co-authored by Wolfe and Murphy of the Senate.

CS for SB 618 — Revenue and Taxation.

SB 628 — Revenue and Taxation.

CS for SB 629 — Public Safety and Penal Affairs.

CS for SB 633 — Public Safety and Penal Affairs.

SECOND READING

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

HB 1570 — Social Welfare.

HB 1596 — Elections and Privileges and then to Appropriations and Budget.

HB 1597 — County, State and Federal Government and then to Appropriations and Budget.

HB 1695 — Insurance and then to Business, Industry and Labor Relations.

HB 1770 — Criminal Jurisprudence.

HB 1812 — Business, Industry and Labor Relations and then to Public Safety and Penal Affairs.

HB 1841 — Judiciary.

HB 1868 — Judiciary.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1558, 1628, 1725 and 1737.

HB 1558 — By Brunton.

An Act relating to courts; amending Section 1, Chapter 114, O.S.L. 1974 (20 O.S. Supp. 1979, Section 1304A); providing for publication of court dockets in certain counties; providing for compensation and payment of certain publication expenses; increasing the costs of publication of certain court dockets; providing duties of certain designated newspapers; and providing an effective date.

HB 1628 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Historical Society — Appropriation — Emergency).

HB 1725 — By Brunton.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1148.4; provides for issuance and return of summons for forcible entry and detention actions; providing content of summons; removing certain restrictions; and providing an effective date.

HB 1737 — By Lancaster, Bradley, Davis (Don), Elder, Ford, Harper and Wilson of the House and Luton of the Senate.

An Act relating to corporations; amending 18 O.S. 1971, Section 381.50, as amended by Section 23, Chapter 168, O.S.L. 1978 (18 O.S. Supp. 1979, Section 381.50); changing the limitation on the time required for stock purchase prior to a conversion plan; providing requirements to become a deposit type or stock association; requiring board approval; providing for a plan of conversion; limiting certain reserves; and providing an effective date.

The above numbered HBs were read for the first time.

RESOLUTION

The following Resolution was introduced and read at length as follows:

SR 88 — By Dahl and Cullison.

A Resolution requesting that the State Department of Wildlife Conservation restock State lands with raccoons; and directing distribution.

WHEREAS, hunting and trapping are popular pastimes in this state; and

WHEREAS, the hunting of raccoons has long been a part of North American history, dating back to pre-Colonial times; and

WHEREAS, hunting raccoons continues to be a favorite sport in the state; and

WHEREAS, raccoon pelts are highly prized trophies and have great commercial value; and

WHEREAS, it is the duty of the Director of Wildlife Conservation, as stated in 29 O.S. 3-105, to stock the lands of this state with wildlife as needed; and

WHEREAS, there is a shortage of raccoons in the state and a need for replenishing them; and

WHEREAS, raccoons should be made more plentiful in areas with large numbers of hunters than in areas with fewer hunters; and

WHEREAS, examining membership in Sportsmen's Clubs is a way of determining the number of hunters in an area; and

WHEREAS, there exists a Wildlife Conservation Fund, the proceeds of which come partially from the sale of licenses; and

WHEREAS, a purpose of this Fund is the restoration of wildlife resources; and

WHEREAS, funds for this project should be obtained from the Wildlife Conservation Fund, specifically from proceeds from fur dealers' licenses; and

WHEREAS, control and supervision of this Fund is a function of the Wildlife Conservation Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby requests that the State Department of Wildlife Conservation restock state lands with raccoons.

SECTION 2. The Oklahoma Senate requests that raccoons be distributed in the various areas of the state in proportion to the number of hunters in those areas, and that determination of the number of hunters be made on the basis of membership in Sportsmen's Clubs.

SECTION 3. The Oklahoma Senate suggests that funding for this project come from proceeds from the sale of fur dealers' licenses.

SECTION 4. Copies of this Resolution shall be dispatched to the Director of Wildlife Conservation and members of the Wildlife Conservation Commission.

SR 88 was adopted upon motion of Senator Dahl and ordered referred for enrollment.

GENERAL ORDER

SB 576 by Luton was read and considered.

Upon motion of Senator Luton, SB 576 was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, SB 576 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 576 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller,

Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—40.

Excused: Howard, Keller, Lane, Nickles, Smith, Stipe, Terrill and Wolfe.—8.

The bill passed.

SB 576 was referred for engrossment.

Senators Keller, Stipe and Howard asked to be shown present, which was the order.

GENERAL ORDER

SB 506 by Clifton was read and considered.

Upon motion of Senator Clifton, **SB 506** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **SB 506** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 506 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, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Nay: Berrong and Boatner.—2.

Excused: Lane, Nickles, Smith, Terrill and Wolfe.—5.

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. Nay: 2. Excused: 4.

The emergency passed.

SB 506 was referred for engrossment.

GENERAL ORDER

SB 346 by Dahl of the Senate and Weichel of the House was read and considered.

Upon motion of Senator Dahl, **SB 346** was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **SB 346** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 346 was read for the third time at length.

On the question of passage of 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, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Vann, Watson, York and Young.—39.

Nay: Landis, McCune, Pierce, Schuelein and Tinsley.—5.

Excused: Lane, Nickles, Terrill and Wolfe.—4.

The bill passed.

SB 346 was referred for engrossment.

Senator Watson presiding.

GENERAL ORDER

SB 507 by Clifton of the Senate and Taylor and Fitzgibbon of the House was read and considered.

Senator Clifton moved to amend **SB 507**, Page 7, Line 7½, by adding new Sections 2 and 3 to read as follows and renumbering the subsequent section:

“SECTION 2. The Oklahoma Employment Security Commission may file a copy of the warrant described in 40 O.S. 1971, Section 224(h) with the clerk of the district court for any county of the state in which any real or personal property of any delinquent employer is found and, thereupon, district court clerk shall enter in the judgment docket of the district court the name of the delinquent employer named in the warrant, a short name for the contribution imposed, and the amount of the contribution or portion thereof, and interest for which said warrant was issued, and the date upon which said copy was filed. Said warrant so filed in the office of the court clerk of the district court of said county shall have the same force and effect as any judgment of said district court; including all post-judgment procedures for collection and discovery.

SECTION 3. Section 2 of this act shall be codified in the Oklahoma Statutes as Section 224.1 of Title 40, unless there is created a duplication in numbering.”

, and, amending the title as follows: On Line 17 of the title, after the semicolon,

insert the following: “Providing that warrants filed for unpaid taxes be filed with court clerk; Directing Codification;”, which amendment was withdrawn by Senator Clifton.

Upon motion of Senator Clifton, **SB 507** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **SB 507** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 507 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Nay: Giles.—1.

Excused: Lane, Martin, Nickles, Terrill and Wolfe.—5.

The bill and emergency passed.

SB 507 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 450 and 454 and SJRs 42, 44 and 58 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 85 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 578 by Boatner was read and considered.

Senator Cullison asked to be named a coauthor of **SB 578**, which was the order.

Senator Boatner moved to amend **SB 578**, Page 1, Lines 2 and 3, and Page 5, Line 16 as follows: Page 1, Lines 2 and 3, after the word "the" on Line 2, and before the word "the" on Line 3, strike the words "Bureau of Reclamation," and insert the phrase "Water and Power Resources Service," in lieu thereof, and on Page 5, Line 16, after the word "the" and before the words "the Corps" strike the words "Bureau of Reclamation," and insert the words "Water and Power Resources Service," in lieu thereof, which amendment was declared adopted.

Upon motion of Senator Boatner, **SB 578**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 578**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 578 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Cullison, Dahl, Howard, Howell, Johnston, Keating, Kilpatrick, Luton, McDaniel, Martin, Murphy, Porter, Randle, Schuelein, Stipe, Tinsley, Vann, Watson and York.—26.

Nay: Berrong, Cain, Crutcher, Cummins, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, McCune, Miller, Pierce, Rozell, Smith, Taliaferro and Young.—18.

Excused: Lane, Nickles, Terrill and Wolfe.—4.

The bill passed.

Senators Crutcher, Miller, Cummins, Landis, Green, 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.

SB 578 was referred for engrossment.

GENERAL ORDER

SB 290 by Martin and York of the Senate and Stewart of the House was read and considered.

Senator Cate moved to amend **SB 290**, Page 3, Line 3½, by adding a new Section 3 as follows:

"Section 3. Transcripts, witness fees and other lawful costs of defense of capital cases may be allowed by the Court in addition to costs of legal counsel in the case of indigents charged with murder in the first degree."

, and renumber succeeding Section.

Senator York moved to table the Cate motion to amend, which motion to table was declared adopted upon a division of the question.

Upon motion of Senator York, **SB 290** was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 290** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 290 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Howard, Lane, Nickles, Terrill and Wolfe.—5.

The bill passed.

SB 290 was referred for engrossment.

MOTION

Senators Smith and Luton moved that a report of any Senate committee of action concluded by the committee on or before February 28, 1980, may be filed with the Clerk of the Senate within a reasonable number of days and such report shall be considered timely-filed as within one legislative day as is now required by the Rules, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HJR 1052**.

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

GENERAL ORDER

SB 634 by Berrong of the Senate and Cotner of the House was read and considered.

Upon motion of Senator Berrong, **SB 634** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **SB 634** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 634 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Howard, Lane, Nickles, Terrill and Wolfe.—5.

The bill and emergency passed.

SB 634 was referred for engrossment.

GENERAL ORDER

SB 594 by Smith was read and considered.

Upon motion of Senator Smith, **SB 594** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 594** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 594 was read for the third time at length.

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

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

Excused: Howard, Lane, Miller, Nickles, Terrill and Wolfe.—6.

The bill passed.

SB 594 was referred for engrossment.

GENERAL ORDER

SB 559 by Murphy was read and considered.

Senator Murphy, citing Rule 8(d), asked unanimous consent that Representative Henry be named principal House Author of **SB 559**, which was the order.

Senator Smith moved to amend **SB 559**, Page 6, Lines 14 through 18, and Page 7, Lines 1 through 17, by striking Section 2, which amendment was declared adopted.

Upon motion of Senator Murphy, **SB 559**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 559**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 559 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, Cummins, Giles, Green, Howell, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Smith, Tinsley, Watson and York.—27.

Nay: Boatner, Crow, Crutcher, Cullison, Dahl, Johnson, Johnston, Landis, Miller, Rozell, Schuelein, Stipe, Taliaferro, Vann and Young.—15.

Excused: Birdsong, Howard, Lane, Nickles, Terrill and Wolfe.—6.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Stipe moved that the vote be reconsidered whereby **SB 559** passed, as provided under Senate Rule 19(b).

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 4, 1980, at 1:30 p.m., under Senate Rule 31(b), which motion prevailed.

BILL RELEASED

SB 354 was referred for engrossment.

Upon motion of Senator Luton, the Senate adjourned at 5:15 p.m., to meet Tuesday, March 4, 1980, at 1:30 p.m.

Thirty-third Legislative Day

Tuesday, March 4, 1980

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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Howard, Miller and Terrill.—3.

Senator Luton declared a quorum present.

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

Lord, we thank You for life and truth and peace. Lord, we know our world is searching

for truth, life, peace and happiness. We know that the Scriptures say that You are the Way, the Truth and the Life.

Help us Lord to pattern our lives around You, because we know that You are worthy of following, and being like You.

Thank You Lord for allowing us to live in a free country where we can think for ourselves, and where we have the right to establish our own faith. Thank You Lord that we live in a country where we can worship the Lord openly, and not be persecuted for it.

Help us Lord to be faithful and loyal to our flag and our country. Many men and women have died to make us a free country, and we are most thankful for that.

Lord, we pause to give You thanks for the men and women who are in positions of authority over us. The Bible says to pray for those who are in authority, so we want to mention again our President, the U.S. Senate and House of Representatives, and our State Senate and House in Oklahoma, and our beloved Governor Nigh. The Bible says for us to submit to authority so that our leader's work will not be a burden but a joy.

Lord, give all the Senators wisdom to help make policies and rules that will best lead our State to be a great one, for it's in the Name of Jesus Christ, our Lord and Savior, that we pray. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Howell introduced De Lois Robinson, R.N., Midwest City, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS, as amended:

CS for SB 476 — Roads and Highways, coauthored by Cain, Capps, Clifton, Crutcher, Howell, Johnson, Johnston, Lane, Martin, Rozell, Taliaferro, Terrill and Vann of the Senate.

SECOND READING

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

HB 1558 — Judiciary.

HB 1628 — Appropriations and Budget.

HB 1725 — Judiciary.

HB 1737 — Banks and Banking.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1520, 1546, 1565, 1593, 1601, 1623, 1626, 1631, 1635, 1636, 1834, 1885 and 1907 and HJR 1064.**

HB 1520 — By Ford of the House and Watson 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. 1979, 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 1546 — By Poulos, Baughman, Ford and Davis (Frank) of the House and Wolfe of the Senate.

An Act relating to public health and safety; empowering the State Board of Health to issue certain rules, regulations and licenses for the practice of fitting and dealing hearing aids; setting certain fees; abolishing the Board of Hearing Aid Dealers and Fitters; transferring certain funds, property, records and obligations to the State Board of Health; creating the Hearing Aid Advisory Council; providing for membership, term and function; repealing Section 1, Chapter 182, O.S.L. 1973, Section 2, Chapter 182, O.S.L. 1973, as amended by Section 93, Chapter 30, O.S.L. 1979, Sections 3 through 14, Chapter 182, O.S.L. 1973, Section 15, Chapter 182, O.S.L. 1973, as amended by Section 43, Chapter 47, O.S.L. 1979, and Sections 16 through 19, Chapter 182, O.S.L. 1973 (59 O.S. Supp. 1979, Sections 1551 through 1569); directing codification; and declaring an emergency.

HB 1565 — By Manar.

An Act relating to motor vehicles; allocating primary and secondary insurance coverage under certain circumstances; requiring a release; providing minimum insurance amounts; providing for limited

application; directing codification; and providing an effective date.

HB 1593 — By Mentzer of the House and Johnson of the Senate.

An Act relating to waters and water rights; amending 82 O.S. 1971, Section 1452, as last amended by Section 1, Chapter 6, O.S.L. 1977 (82 O.S. Supp. 1979, Section 1452); stating findings and purpose; designating scenic river areas; deleting one certain area; defining a term; and declaring an emergency.

HB 1601 — By Davis (Frank) and Arnold of the House and Lamb of the Senate.

An Act relating to fees; amending 28 O.S. 1971, Section 152.1, as last amended by Section 2, Chapter 305, O.S.L. 1978 (28 O.S. Supp. 1979, Section 152.1); providing for certain fees in civil cases; modifying certain fees; and providing an effective date.

HB 1623 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Oklahoma Tax Commission — Appropriations — Emergency).

HB 1626 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(State Personnel Board — Appropriation — Amending 74 O.S. Supp., Section 813 — Emergency).

HB 1631 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(State Department of Health — Appropriations — Emergency).

HB 1635 — By Davis (Don), Deatherage, Duckett and Vaughn of the House and Crow and Boatner of the Senate.

(Oklahoma Department of Public Safety — Appropriations — Amending 47 O.S. Supp. Section 14-116 — Emergency).

HB 1636 — By Davis (Don), Deatherage, Duckett, Vaughn and Murphy of the House and Crow and Boatner of the Senate.

(Motor Vehicles — Department of Public Safety — Amending Sections in Title 47 and Title 63, Section 825.1 — Emergency).

HB 1834 — By Taylor.

An Act relating to mines and mining; amending 45 O.S. 1971, Sections 3 and 31, as amended by Sections 1 and 2, Chapter 173, O.S.L. 1978 (45 O.S. Supp. 1979, Sections 3 and 31); providing qualifications and requirements of Chief Mine Inspector and Assistant Mine Inspectors; providing appointment of Deputy Chief Mine Inspector with identical requirements and qualifications of Chief Mine Inspector; providing duties, investigations, examinations and compensation of Chief Mine Inspector; including the Deputy Chief Mine Inspector; and providing an effective date.

HB 1885 — By Briscoe of the House and McDaniel of the Senate.

An Act relating to agriculture; amending 2 O.S. 1971, Section 3-113; providing for location of apiaries; further restricting location; providing additional regulation; and providing an effective date.

HB 1907 — By Twidwell and Wilson of the House and Johnson of the Senate.

An Act relating to prisons and reformatories; permitting state inmates to be transferred to county jails for certain work projects; permitting certain credit time for work; providing for care and custody of such inmates; directing codification; and declaring an emergency.

HJR 1064 — By Twidwell and Wilson of the House and Johnson of the Senate.

A Joint Resolution concerning the capacity of Oklahoma correctional facilities.

ties; permitting certain persons to determine maximum capacity of correctional facilities; providing certain alternatives if correctional facilities reach maximum capacity; directing distribution; and declaring an emergency.

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

GENERAL ORDER

SB 551 by Howell of the Senate and Deatherage of the House was read and considered.

Upon motion of Senator Howell, **SB 551** was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 551** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 551 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Giles, Green, Howell, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—37.

Nay: Dahl, Johnson, Keller, Lane, Schuelein, Stipe and Young.—7.

Excused: Howard, Johnston, Miller and Terrill.—4.

The bill passed.

SB 551 was referred for engrossment.

GENERAL ORDER

HB 1611 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 1611** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1611** was placed on third reading and final passage.

THIRD READING

HB 1611 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Berrong, McCune and Nickles.—3.

Excused: Clifton, Howard, Johnston, Miller and Terrill.—5.

The bill passed.

Senator Howard 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: 41. Nay: 3. Excused: 4.

The emergency passed.

HB 1611 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1615 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 1615** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1615** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1615 was read for the third time at length.

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

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

Excused: Howard, Johnston, Miller, Porter, Terrill and Tinsley.—6.

The bill passed.

Senator Tinsley 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 1615 was referred for engrossment.

GENERAL ORDER

HB 1629 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 1629** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1629** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1629 was read 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, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—38.

Nay: Keating, Leonard, McCune, Nickles and Wolfe.—5.

Excused: Howard, Johnston, Miller, Porter and Terrill.—5.

The bill and emergency passed.

HB 1629 was referred for engrossment.

BILL WITHDRAWN — REFERRED

Senator Lane asked unanimous consent that **HB 1812** be withdrawn from the Committee on Business, Industry and Labor Relations and referred to the Committee on County, State and Federal Government, which was the order.

Senator Lane further requested that the original second committee assignment to the Committee on Public Safety and Penal Affairs be rescinded, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 290, 346, 354, 506, 507, 576, 578, 594 and 634 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 88 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1713 by Willis, Harbin and Johnson (A.V.) of the House and Rozell and Howard of the Senate was read and considered.

Senator Dahl asked to be made a co-author of **HB 1713**, which was the order.

Senator Rozell moved to amend **HB 1713**, Page 1, by restoring the title, which amendment was declared adopted.

Upon motion of Senator Rozell, **HB 1713**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **HB 1713**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

Senator Lamb presiding.

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

THIRD READING

HB 1713 was read for the third time at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Lane, Luton, McDaniel, Porter, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Wolfe and Young.—28.

Nay: Berrong, Boatner, Cain, Combs, Green, Keating, Keller, Landis, Leonard, McCune, Martin, Murphy, Nickles, Pierce, Randle, Smith, Terrill, Watson and York.—19.

Excused: Miller.—1.

The bill passed.

Senators Murphy, Martin, Green 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: 15. Excused: 1.

The emergency passed.

MOTION TO RECONSIDER VOTE

Senator Rozell moved that the vote be reconsidered whereby **HB 1713** passed and the vote whereby the emergency section to **HB 1713** passed, as provided under Senate Rule 19(b).

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 46**, as amended and co-authored.

HOUSE AMENDMENTS

HAS to **SCR 46** were read as follows and consideration deferred.

Authors: Add the following coauthors: Feddersen, Rogers and Reimer of the House.

Amendment No. 1. Amend Page 1, Lines 26 and 34, by deleting the word "Ozarka" and substituting in lieu thereof the word "Ozarks" and amend the Title on Line 11, by deleting after the word "THE" and before the word "REGION", the word "OZARKA" and substituting in lieu thereof the word "OZARKS".

Senator Terrill presiding.

GENERAL ORDER

SB 581 by Smith, Combs and Cullison was read and considered.

Senator Cate moved to amend **SB 581**, Page 27, Lines 11 through 16, by striking the word "Carrier" on Line 11 and by striking all language after the word "consumers.", on Lines 12 through 16, which amendment was withdrawn.

Senator Keller moved to amend **SB 581**, Page 29, Line 12, by adding after the word "misdemeanor", a new subsection: "(G) Sales of prescriptive drugs and medicine", which amendment was withdrawn.

Upon motion of Senator Smith, **SB 581** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 581** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 581 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, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Howard, Miller and Stipe.—4.

The bill passed.

SB 581 was referred for engrossment.

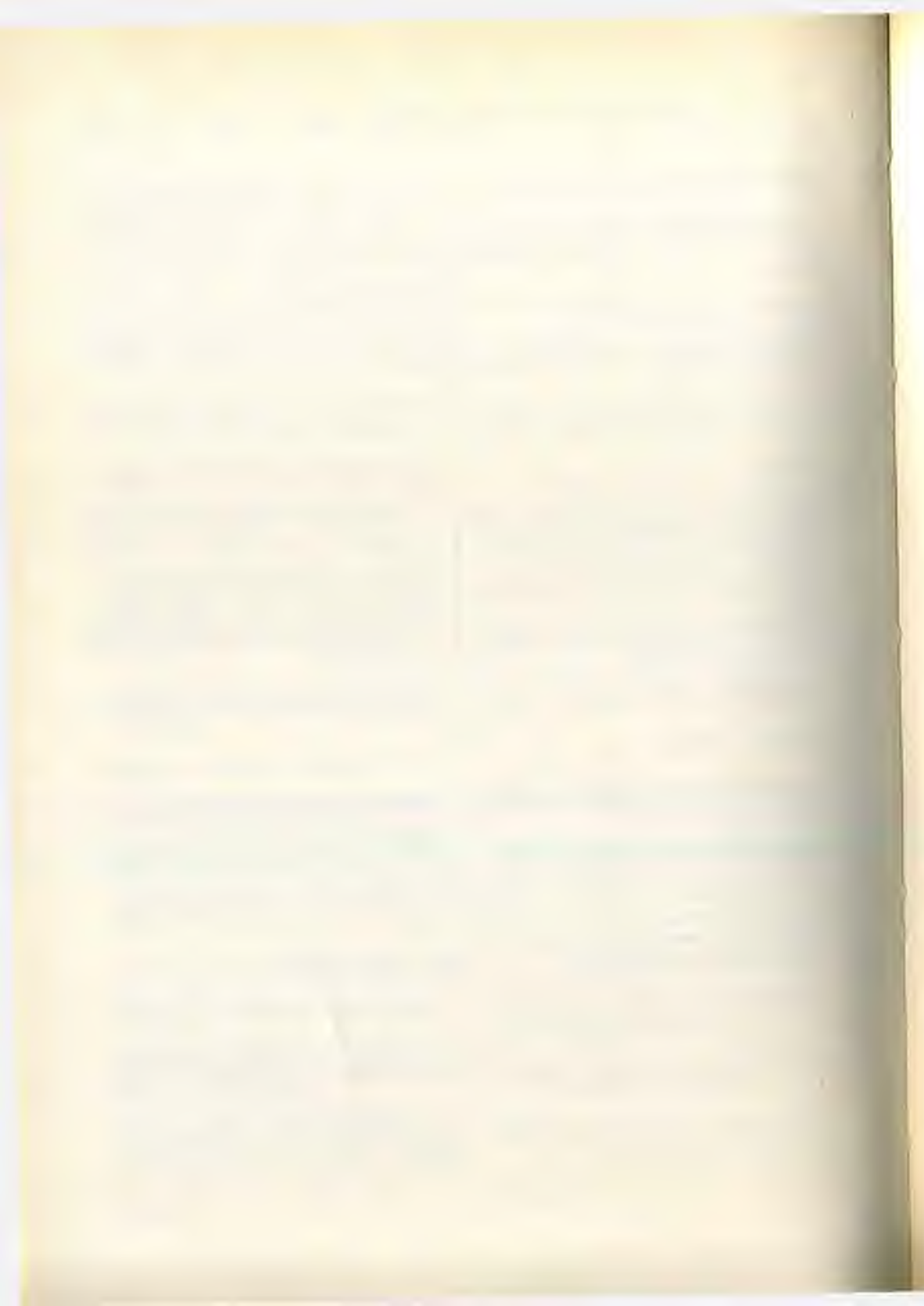
Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 5, 1980, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SJR 50 was referred for engrossment.

HB 1611 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 4:00 p.m. to meet Wednesday, March 5, 1980, at 1:30 p.m.



Thirty-fourth Legislative Day

Wednesday, March 5, 1980

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, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Johnston, Miller, Smith and Stipe.—4.

Senator Luton declared a quorum present.

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

Dear Lord, we come to You with heavy hearts today. We pray specifically for the hostages in Iran. It's been over four months, and they are still in bondage to their captives.

We pray for their loved ones who are hurting with them.

Lord, I know that there are many men in this room today who have individual needs, and family needs. I pray You would help them with all their needs, wants and desires.

Lord, we pray for the many hundreds upon thousands of people in our world today that will go to bed hungry. The many people in our own state, community and neighborhood that need a friend. Lord, the greatest need our country has today is for people to recognize the true and living God, and turn their lives over to Him. Father, we know that crime, hatred, bigotry, anger and sin in general would diminish quickly if people would only turn to Christ, accepting Him as personal Lord and Savior.

Help us all put our total faith and trust in You, Lord! Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Crutcher introduced his mother, Martha, and his aunt, Viola Beavers.

Senator Landis introduced his wife, Blanche.

Senator Lamb introduced former Senator Jack Short.

COMMITTEE REPORTS

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

DO PASS:

HB 1580 — County, State and Federal Government.

HB 1715 — County, State and Federal Government.

HB 1806 — Roads and Highways.

HB 1819 — Roads and Highways, co-authored by Boatner, Cullison and Landis of the Senate, and be referred to Committee on Appropriations and Budget by previous order.

DO PASS, as amended:

HB 1633 — Appropriations and Budget.

HB 1640 — Appropriations and Budget.

HB 1812 — County, State and Federal Government, coauthored by Vann (Principal), Boatner, Crow, Luton, Martin, Cate, Landis, Tinsley, Lane and Howard of the Senate.

SECOND READING

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

HB 1520 — County, State and Federal Government and then to Rules.

HB 1546 — Public and Mental Health and then to Appropriations and Budget.

HB 1565 — Insurance.

HB 1593 — Environmental and Natural Resources.

HB 1601 — Judiciary.

HB 1623 — Appropriations and Budget.

HB 1626 — Appropriations and Budget.

HB 1631 — Appropriations and Budget.

HB 1635 — Public Safety and Penal Affairs and then to Appropriations and Budget.

HB 1636 — Appropriations and Budget.

HB 1834 — County, State and Federal Government and then to Business, Industry and Labor Relations.

HB 1885 — Agriculture.

HB 1907 — Public Safety and Penal Affairs.

HJR 1064 — Public Safety and Penal Affairs.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1481, 1584, 1590, 1779, 1804 and 1854** and **HJR 1053**.

HB 1481 — By Wiseman of the House and Smith of the Senate.

An Act relating to cities and towns; amending Sections 51-108 and 51-113, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Sections 51-108 and 51-113); providing procedures for arbitration of certain labor disputes; providing penalties; requiring elections upon rejection of certain reports; requiring ballot title and other matters be drafted by arbitrators; requiring publication; specifying effect of election results; directing codification; and providing an effective date.

HB 1584 — By Townsend, Vaughn, Duckett, Weichel, Feddersen and Wilson of the House and Clifton of the Senate.

An Act relating to crimes and punishments; providing for the Bus Passenger Safety Act; providing short title; defining

terms; prohibiting certain acts; providing penalties; allowing certain actions; providing certain special powers; directing codification; and providing an effective date.

HB 1590 — By Draper of the House and Cullison of the Senate.

An Act relating to public health and safety; defining terms; prohibiting sale or offer for sale of certain pull-top or flip-top containers; directing codification; and providing an effective date.

HB 1779 — By Ford of the House and Keating of the Senate.

An Act relating to cities and towns; subjecting certain annexed property to certain ordinances and rules and regulations of certain owning municipalities; directing codification; and providing an effective date.

HB 1804 — By Ford of the House and Keating of the Senate.

An Act relating to roads, bridges and ferries: amending 69 O.S. 1971, Section 1705, as last amended by Section 1, Chapter 222, O.S.L. 1979 (69 O.S. Supp. 1979, Section 1705); providing for the powers of the Oklahoma Turnpike Authority; changing jurisdiction of certain area; and providing an effective date.

HB 1854 — By Ford of the House and Keating of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 1411; requiring certain disclosures before a legislator employs a state employee; setting penalties for noncompliance with act; and providing an effective date.

HJR 1053 — By Riggs, Graves, Shurden, Briscoe, Sheppard, Duckett, Holaday, Davis (Frank), Fitzgibbon, Stephenson and Alexander of the House and Johnston of the Senate.

A Joint Resolution making application to the Congress of the United States to call a convention for the purpose of proposing a

right-to-life amendment to the Constitution of the United States in accordance with Article V of said Constitution; making application permanent; and directing distribution.

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

SPECIAL INTRODUCTION

Senator Landis introduced Jay Thomas, Ringling, along with a group of young musicians and asked unanimous consent, which was granted, that they be allowed privileges of the floor to receive a Citation honoring Mr. Thomas for his work with young people in the field of music.

GENERAL ORDER

SB 572 by Tinsley, Howard, Crow and Johnson of the Senate and Feddersen, Duckett and Townsend of the House was read and considered.

Upon motion of Senator Tinsley, **SB 572** was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, **SB 572** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 572 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley,

Vann, Watson, Wolfe, York and Young.—43.

Excused: Johnston, Miller, Smith, Stipe and Terrill.—5.

The bill and emergency passed.

SB 572 was referred for engrossment.

GENERAL ORDER

SB 518 by Howard, Smith and Crow was read and considered.

Senator Howell asked to be named a co-author of **SB 518**, which was the order.

Senator Howard asked unanimous consent that further consideration of **SB 518** be deferred temporarily, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 551 and 581 and **SJR 50** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1615 and 1629 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1611**.

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

GENERAL ORDER

SB 490 by Howard and Crow of the Senate and Cleveland of the House was read and considered.

Senator Randle asked to be made a co-author of **SB 490**, which was the order.

Upon motion of Senator Howard, **SB 490**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 490**, as coauthored, was considered engrossed and placed on third reading and final passage.

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

Senator Crow presiding.

Senator Watson presiding.

THIRD READING

SB 490 was read for the third time at length.

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

Aye: Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe and York.—36.

Nay: Berrong, Cain, Johnson, McCune, Nickles, Taliaferro and Young.—7.

Excused: Birdsong, Miller, Porter, Smith and Stipe.—5.

The bill and emergency passed.

SB 490 was referred for engrossment.

**BILL WITHDRAWN —
REFERRED**

Senator Combs asked unanimous consent, which was granted, that **SB 504** be withdrawn from the Calendar and referred to the Committee on Revenue and Taxation.

GENERAL ORDER

SB 518, considered, coauthored and deferred, was considered further.

Senator McDaniel moved to amend **SB 518**, Page 1, by crippling the Title, which amendment was declared adopted.

Senators Murphy and Howard moved to amend **SB 518**, Page 1, Lines 1 and 2, by deleting Section 1 and substituting the following language:

“Section 2481.4 Payment of revaluation costs. — The cost of the comprehensive program of revaluation shall be paid by those who receive the revenues of the mill rates levied on the property of the county in the following manner: The county assessor shall prepare a special budget for such comprehensive program of revaluation and file the same with the county equalization and excise board. That board shall apportion such cost among the various recipients of revenues from the mill rates levied, including the county, all cities and towns, all school districts and all sinking funds of such recipients, in the ratio which each recipient's total tax proceeds collected from its mill rates levied for the preceding year bears to the total tax proceeds of all recipients from all their mill rates levied for the preceding year. Such amounts shall be included in or added to the budgets of each such recipient, including sinking funds, and the mill rates to be established by the board for each such recipient for the current year shall include and be based upon such amounts. Then the board and each such recipient shall appropriate the said amounts to the county

assessor for expenditures for the comprehensive program of revaluation.”

, and by adding the following language: “; provided that all counties with a population in excess of 80,000 population according to the last Federal decennial census shall be excluded from the provisions of this act and all funds in such counties in excess of 80,000 population required for revaluation shall come from funds appropriated to the office of county assessor.”, which amendment was declared adopted.

Upon motion of Senator Howard, **SB 518**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 518**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 518 was read for the third time at length.

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

Aye: Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, Wolfe and York.—37.

Nay: Berrong, Boatner, Capps, Johnston, McDaniel and Young.—6.

Excused: Birdsong, Miller, Smith, Stipe and Tinsley.—5.

The bill and emergency passed.

SB 518 was referred for engrossment.

GENERAL ORDER

SJR 49 by Howard, Cate, Rozell and Dahl of the Senate and Cleveland of the House was read and considered.

Senator Boatner asked to be made a co-author of **SJR 49**, which was the order.

Upon motion of Senator Howard, **SJR 49**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SJR 49**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 49 was read for the third time at length, as follows:

SJR 49 — By Howard, Cate, Rozell, Dahl and Boatner of the Senate and Cleveland of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the 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 computation of levy and certification of appropriations; eliminating certain provisions which have lapsed; providing ballot title; and directing filing.

Be it resolved by the Senate and the House of Representatives of the 2nd 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 9 of Article X of the Constitution of the State of Oklahoma to read as follows:

(a) Except as herein otherwise provided, the total taxes for all purposes on an ad valorem basis shall not exceed, in any taxable year, fifteen (15) mills on the dollar, no less than five (5) mills of which is hereby apportioned for school district purposes, the remainder to be apportioned between county, city, town and school district, by the County Excise Board, until such time as a regular apportionment thereof is otherwise provided for by the Legislature.

No ad valorem tax shall be levied for State purposes, nor shall any part of the proceeds of any ad valorem tax levy upon any kind of property in this State be used for State purposes.

(b) A tax of four (4) mills on the dollar valuation of all taxable property in the county shall be levied annually in each county of the State for school purposes and, until otherwise provided by law, the proceeds thereof shall be apportioned to the school districts of the county by the County Treasurer on the basis of the legal average daily attendance for the preceding school year as certified by the State Board of Education. Provided that in case a school district lies in more than one county, such district shall be deemed a school district of the county having the greater part of the area comprising such district, unless otherwise provided by law, and shall be entitled to participate in the proceeds of such tax on the same basis as districts lying wholly within such county but revenue from such tax on the assessed valuation of the district in other counties shall, when collected, be transmitted to the County Treasurer of such county having the greater part of the area comprising the district, unless otherwise provided by law, and be apportioned as hereinbefore provided for the proceeds of such tax on the assessed valuation of such county. Not to exceed seventy-five per centum (75%) of the amount received by a school district from the proceeds of such county levy in any year shall be required to

finance the State guaranteed program of such district.

(c) Upon certification of a need therefor by the board of education of any school district an additional tax of not to exceed fifteen (15) mills on the dollar valuation of all taxable property in the district shall be levied for the benefit of the schools of such district.

(d) In addition to the levies hereinbefore authorized, any school district may make an emergency levy for the benefit of the schools of such district, in an amount not to exceed **[five (5)] FIFTEEN (15)** mills on the dollar valuation of the taxable property in such district when approved by a majority of the electors of the district voting on the question at an election called for such purpose. This emergency levy shall provide only sufficient additional revenue to meet the needs of the district each fiscal year as determined by the board of such district and must be approved by a majority of the electors voting on said question at such an election for each fiscal year.

(d-1) In addition to the levies hereinbefore authorized, any school district may make a local support levy for the benefit of the schools of such district, in an amount not to exceed ten (10) mills on the dollar valuation of the taxable property in such district, when approved by a majority of the ad valorem taxpayers voting on said question at an election for each fiscal year called for such purposes. This local support levy shall provide only sufficient additional revenue to meet the needs of the district for each such fiscal year as determined by the board of such district; provided, an elector desiring to vote upon such local support levy must present an ad valorem tax receipt for the year immediately preceding before being issued a ballot, or sign a sworn affidavit certifying the fact of such payment.

(e) The amount of revenue from school district ad valorem taxes levied under (a) and

(c) of this Section which any school district may be required to use to finance its State guaranteed program shall not be in excess of its share, based upon its relative taxpaying ability as may be defined by law, of an amount equivalent to the net proceeds from a fifteen (15) mill tax levy on the aggregate net assessed valuation of the State; but until such relative taxpaying ability is defined by the Legislature, the amount of revenue from such taxes which any school district may be required to use to finance its State guaranteed program shall not be in excess of the net proceeds from an ad valorem tax levy of fifteen (15) mills on the dollar net assessed valuation of the district. No part of the proceeds from any ad valorem levy for emergency levy and local support levy under (d) and (d-1) of this Section shall be required to finance the State guaranteed program of such district.

Nothing in the amendments to the Constitution incorporated herein shall be construed to amend, alter or supersede the present application of Article XII-A, Sections 1 and 2 of the Oklahoma Constitution.

(f) [Should the amendment contained in subsection (d-1) hereof be adopted on September 14, 1965, the] THE school board of any school district in the State may **[within ten (10) days thereafter]** file with the Excise Board of the county a supplemental estimate of needs and call a special election within fifteen (15) days after such call upon the new local support levy or emergency levy if not previously submitted, or both. The school board shall advertise notice of such election by publication in at least one issue of a newspaper having general circulation in the school district, or by posting in five public places in the district at least five (5) days before such election. Should the electors of the school district vote such additional levy in such election, the County Excise Board shall forthwith compute the levy and certify appropriations

for all affected school districts and refile the budgets with the County Clerk and with the State Auditor. Notice of the filing of said budget shall be given as required by law. The forty (40) day protest period shall begin immediately upon the filing of said budgets.

[For the fiscal year 1965-66, the Excise Board of each county shall not finally compute the levy nor certify the appropriations for the school districts of the State until after the school district shall have had the opportunity to hold a special election as provided herein.]

Temporary appropriations, up to forty per centum (40%) of the estimated funds needed by the school board of any district in the State for the fiscal year 1965-66, may be approved any time after the beginning of such fiscal year.]

Upon the computation of the levy and certification of appropriations by the Excise Board, the County Assessors shall prepare or revise the tax rolls and deliver the same to the County Treasurer who shall proceed with the collection of the taxes as required by law.

[Should it become necessary, because of the delay in computing levies and certifying appropriations as herein provided, the Governor may, by executive order, extend the time when taxes will be delinquent for the year of 1965, and that year only. Such extension of time shall be for the minimum time necessary to permit the County Assessor and County Treasurer to perform their duties as required by law.]

SECTION 2. The Ballot Title for 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 9 of Article X of the Oklahoma Constitution by modifying the amount of ad valorem taxes which may be used for school purposes by increasing the emergency levy which a school district may make from five (5) mills to fifteen (15) mills on the dollar valuation of the taxable property in the district and by eliminating certain provisions which have lapsed

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 Resolution, the roll call was 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, Murphy, Nickles, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Nay: Crow, Keller, Leonard, Pierce and Wolfe.—5.

Excused: Birdsong, Miller, Porter, Smith and Stipe.—5.

The Resolution was declared passed.

SJR 49 was ordered referred for engrossment.

GENERAL ORDER

SB 467 by Howard was read and considered.

Senator Pierce moved to amend **SB 467**, Page 5, Lines 7 through 10, by striking all of Lines 7, 8 and 9 through the word "Governor" on Line 10.

Senator Howard moved to table the Pierce motion to amend, which motion to table was declared adopted, the roll call thereon being 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, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Landis, Nickles and Pierce.—3.

Excused: Birdsong, Miller, Smith and Stipe.—4.

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

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

THIRD READING

SB 467 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Howell, Johnston, Kilpatrick, Lane, Luton, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann and York.—30.

Nay: Berrong, Green, Johnson, Keating, Keller, Lamb, Landis, Leonard, McCune, Nickles, Pierce, Watson, Wolfe and Young.—14.

Excused: Birdsong, Miller, Smith and Stipe.—4.

The bill passed.

Senators Landis and Berrong 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 467 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, to move the deadline to the 39th Legislative Day, Thursday, March 13, 1980, for third reading and final passage of bills and joint resolutions in the house of origin. (Joint Rule 17(b)5.)

GENERAL ORDER

SB 526 by York was read and considered.

Senator York moved to amend **SB 526**, Page 12, Line 12, by striking the word "not" which amendment was declared adopted.

Upon motion of Senator York, **SB 526**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 526**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 526 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-lison, Cummins, Dahl, Giles, Green, How-ard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Mar-tin, Murphy, Nickles, Pierce, Porter, Ran-dle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Miller, Smith and Stipe.—4.

The bill passed.

SB 526 was referred for engrossment.

GENERAL ORDER

SB 496, considered and deferred on Page 225, was considered further.

Upon motion of Senator Luton, **SB 496** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 496** was considered en-grossed and placed on third reading and final passage.

THIRD READING

SB 496 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-lison, Cummins, Dahl, Giles, Green, How-ard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Mur-phy, Nickles, Pierce, Porter, Randle, Ro-zell, Schuelein, Terrill, Tinsley, Vann, Wat-son, Wolfe, York and Young.—42.

Excused: Birdsong, Keller, Miller, Smith, Stipe and Taliaferro.—6.

The bill passed.

SB 496 was referred for engrossment.

GENERAL ORDER

SB 461 by Keating was read and consid-ered.

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

By unanimous consent, upon request of Senator Keating, **SB 461** was considered en-grossed and placed on third reading and final passage.

THIRD READING

SB 461 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-lison, Cummins, Dahl, Giles, Green, How-

ell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Birdsong, Howard, Keller, Miller, Smith, Stipe and Taliaferro.—7.

The bill passed.

SB 461 was referred for engrossment.

GENERAL ORDER

SB 591 by Boatner of the Senate and Davis (Guy) of the House was read and considered.

Senator Howell asked to be named a co-author of **SB 591**, which was the order.

Senator Boatner moved to amend **SB 591**, Page 4, Line 4, by adding after the "a," and before the word "fee," the word "reasonable", which amendment was declared adopted.

Upon motion of Senator Boatner, **SB 591**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 591**, as coauthored and amended was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 591 was read for the third time at length.

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

Aye: Boatner, Cate, Cullison, Dahl, Howell, Johnston, Lane, Luton, Martin,

Murphy, Porter, Rozell, Terrill, Tinsley, Vann and York.—16.

Nay: Berrong, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cummins, Giles, Green, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Nickles, Pierce, Randle, Schuelein, Watson, Wolfe and Young.—25.

Excused: Birdsong, Howard, Keller, Miller, Smith, Stipe and Taliaferro.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Howell moved that the vote be reconsidered whereby **SB 591** failed of passage, as provided in Senate Rule 19(b).

GENERAL ORDER

SB 635 by Crow of the Senate and Davis (Don) of the House was read and considered.

Senator Crow moved to amend **SB 635**, Page 5, Lines 4 and 5, by deleting after the word "for," and before the word "travel," the words "actual and necessary," which amendment was declared adopted.

Upon motion of Senator Crow, **SB 635**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 635**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 635 was read for the third time at length.

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

Aye: Berrong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson and Wolfe.—38.

Nay: Young.—1.

Excused: Birdsong, Cain, Howard, Keller, Miller, Smith, Stipe, Taliaferro and York.—9.

The Chair advised the Senate that Senator Cain, having been present in the Chamber during the vote on **SB 635**, would be shown voting "Nay" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 38. Nay: 2. Excused: 8.

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: 39. Nay: 1. Excused: 8.

The emergency passed.

SB 635 was referred for engrossment.

GENERAL ORDER

SJR 41 by Murphy was read and considered.

Upon motion of Senator Murphy, **SJR 41** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SJR 41** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 41 was read for the third time at length, as follows:

SJR 41 — By Murphy.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the proposed amendment of Section 9 of Article X of the Constitution of the State of Oklahoma; providing for the amount of ad valorem taxes; authorizing an additional levy to be apportioned among county, city, town and school district and making such levy annual until repealed by voters; providing for approval of additional levy; providing for levies; providing for additional levies by a school district; deleting certain unconstitutional and obsolete provisions; providing ballot title; and directing filing.

Be it resolved by the Senate and the House of Representatives of the 2nd 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 of Section 9 of Article X of the Constitution of the State of Oklahoma, to read as follows:

Section 9. (a) Except as herein otherwise provided, the total taxes for all purposes on an ad valorem basis shall not exceed, in any taxable year, fifteen (15) mills on the dollar, no less than five (5) mills of which is hereby apportioned for school district purposes, the remainder to be apportioned between county, city, town and school district, by the county excise board, until such time as a regular apportionment thereof is otherwise provided for by the Legislature.

IN ADDITION TO THE LEVY AUTHORIZED IN THIS SUBSECTION, ANY COUNTY MAY LEVY A TAX OF FIVE (5) MILLS ON THE DOLLAR VALUA-

TION OF ALL TAXABLE PROPERTY IN THE COUNTY WHEN SUCH ADDITIONAL LEVY IS APPROVED BY A MAJORITY OF THE REGISTERED VOTERS VOTING ON THE QUESTION AT AN ELECTION CALLED FOR SUCH PURPOSE. SAID FIVE (5) MILLS SHALL BE APPORTIONED AMONG COUNTY, CITY, TOWN AND SCHOOL DISTRICT BY THE COUNTY EXCISE BOARD. THIS ADDITIONAL LEVY, WHEN APPROVED, SHALL BE LEVIED EACH FISCAL YEAR THEREAFTER UNTIL REPEALED BY A MAJORITY OF THE REGISTERED VOTERS VOTING ON SAID QUESTION AT AN ELECTION CALLED FOR SUCH PURPOSE AND IN THE MANNER PROVIDED BY LAW.

No ad valorem tax shall be levied for state purposes, nor shall any part of the proceeds of any ad valorem tax levy upon any kind of property in this state be used for state purposes.

(b) A tax of four (4) mills on the dollar valuation of all taxable property in the county shall be levied annually in each county of the state for school purposes and, until otherwise provided by law, the proceeds thereof shall be apportioned to the school districts of the county by the county treasurer on the basis of the legal average daily attendance for the preceding school year as certified by the State Board of Education. Provided that in case a school district lies in more than one county, such district shall be deemed a school district of the county having the greater part of the area comprising such district, unless otherwise provided by law, and shall be entitled to participate in the proceeds of such tax on the same basis as districts lying wholly within such county but revenue from such tax on the assessed valuation of the district in other counties shall, when collected, be transmitted to the county treasurer of such county having the greater part of the area comprising the district, unless otherwise provided by

law, and be apportioned as hereinbefore provided for the proceeds of such tax on the assessed valuation of such county. Not to exceed seventy-five [per centum] PERCENT (75%) the amount received by a school district from the proceeds of such county levy in any year shall be required to finance the state guaranteed program of such district.

(c) Upon certification of a need therefor by the board of education of any school district an additional tax of not to exceed fifteen (15) mills on the dollar valuation of all taxable property in the district shall be levied for the benefit of the schools of such district.

(d) In addition to the levies hereinbefore authorized, any school district may make an emergency levy for the benefit of the schools of such district, in an amount not to exceed five (5) mills on the dollar valuation of the taxable property in such district when approved by a majority of the [electors] REGISTERED VOTERS of the district voting on the question at an election called for such purpose. This emergency levy shall provide only sufficient additional revenue to meet the needs of the district each fiscal year as determined by the board of such district and must be approved by a majority of the [electors] REGISTERED VOTERS voting on said question at an election for each fiscal year.

(d-1) In addition to the levies hereinbefore authorized, any school district may make a local support levy for the benefit of the schools of such district, in an amount not to exceed ten (10) mills on the dollar valuation of the taxable property in such district, when approved by a majority of the [ad valorem taxpaying] REGISTERED voters voting on said question at an election for each fiscal year called for such purposes. This local support levy shall provide only sufficient additional revenue to meet the needs of the district for each such fiscal year as determined by the board of such district;

[provided, an elector desiring to vote upon such local support tax levy must present an ad valorem tax receipt for the year immediately preceding before being issued a ballot, or sign a sworn affidavit certifying the fact of such payment].

(c) The amount of revenue from school district ad valorem taxes levied under (a) and (c) of this section which any school district may be required to use to finance its state guaranteed program shall not be in excess of its share, based upon its relative taxpaying ability as may be defined by law, of an amount equivalent to the net proceeds from a fifteen (15) mill tax levy on the aggregate net assessed valuation of the state; but until such relative taxpaying ability is defined by the Legislature, the amount of revenue from such taxes which any school district may be required to use to finance its state guaranteed program shall not be in excess of the net proceeds from an ad valorem tax levy of fifteen (15) mills on the dollar net assessed valuation of the district. No part of the proceeds from any ad valorem levy for emergency levy and local support levy under (d) and (d-1) of this section shall be required to finance the state guaranteed program of such district.

Nothing in the amendments to the Constitution incorporated herein shall be construed to amend, alter or supersede the present application of Article XII-A, Sections 1 and 2 of the Oklahoma Constitution.

[(f) Should the amendment contained in subsection (d-1) hereof be adopted on September 14, 1965, the school board of any school district in the State may within ten (10) days thereafter file with the Excise Board of the county a supplemental estimate of needs and call a special election within fifteen (15) days after such call upon the new local support levy or emergency levy if not previously submitted, or both. The school board

shall advertise notice of such election by publication in at least one issue of a newspaper having general circulation in the school district, or by posting in five public places in the district at least five (5) days before such election. Should the electors of the school district vote such additional levy in such election, the County Excise Board shall forthwith compute the levy and certify appropriations for all affected school districts and refile the budgets with the County Clerk and with the State Auditor. Notice of the filing of said budget shall be given as required by law. The forty (40) day protest period shall begin immediately upon the filing of said budgets.

For the fiscal year 1965-66, the Excise Board of each county shall not finally compute the levy nor certify the appropriations for the school districts of the State until after the school district shall have had the opportunity to hold a special election as provided herein.

Temporary appropriations, up to forty per centum (40%) of the estimated funds needed by the school board of any district in the State for the fiscal year 1965-66, may be approved any time after the beginning of such fiscal year.

Upon the computation of the levy and certification of appropriations by the Excise Board, the County Assessors shall prepare or revise the tax rolls and deliver the same to the County Treasurer who shall proceed with the collection of the taxes as required by law.

Should it become necessary, because of the delay in computing levies and certifying appropriations as herein provided, the Governor may, by executive order, extend the time when taxes will be delinquent for the year of 1965, and that year only. Such extension of time shall be

for the minimum time necessary to permit the County Assessor and County Treasurer to perform their duties as required by law.]

SECTION 2. The Ballot Title for 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 9 of Article X of the Constitution of the State of Oklahoma which provides for the amount of ad valorem tax and for levies; authorizing an additional five (5) mill levy to be apportioned among county, city, town and school district and to make levy annual until repealed by voters; providing for approval of such levy; providing for additional levies by a school district; deleting certain unconstitutional and obsolete provisions

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 Resolution, the roll call was as follows:

Aye: Berrong, Boatner, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—37.

Nay: Pierce.—1.

Excused: Birdsong, Capps, Crow, Howard, Keller, Miller, Smith, Stipe, Taliaferro and York.—10.

The Resolution was declared passed.

SJR 41 was ordered referred for engrossment.

GENERAL ORDER

SB 631 by Lane was read and considered.

Upon motion of Senator Lane, **SB 631** was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **SB 631** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 631 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnston,

Lamb, Landis, Lane, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Tinsley, Vann and Watson.—30.

Nay: Giles, Johnson, Keating, Kilpatrick, Leonard, Luton and Young.—7.

Excused: Birdsong, Capps, Howard, Keller, Miller, Smith, Stipe, Taliaferro, Terrill, Wolfe and York.—11.

The Chair advised the Senate that Senators York and Terrill, having been present in the Chamber during the vote on **SB 631**, would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 30. Nay: 9. Excused: 9.

The bill passed.

Senators York and Terrill desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 7. Excused: 9.

The emergency passed.

SB 631 was referred for engrossment.

PENDING SENATE ACTION — HOUSE AMENDMENTS

Upon motion of Senator Cate, the **HAs** to **SB 40** were rejected and conference requested, President Pro Tempore Howard appointing same Senate conferees, Senators Cate, Terrill and Lane.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 40**, and naming same House Conferees as follows: Representatives Davis (Don), Hooper and Kane.

GENERAL ORDER

HB 1016 by Peterson of the House and Howell and Clifton of the Senate was read and considered.

Upon motion of Senator Howell, **HB 1016** was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **HB 1016** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1016 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson and York.—38.

Nay: Young.—1.

Excused: Birdsong, Capps, Howard, Keller, Miller, Smith, Stipe, Taliaferro and Wolfe.—9.

The bill passed.

HB 1016 was referred for engrossment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 6, 1980, at 12:00 p.m. under Senate Rule 31(b), which motion prevailed.

Upon motion of Senator Lane, the Senate
adjourned at 4:40 p.m. to meet Thursday,
March 6, 1980, at 12:00 p.m.



Thirty-fifth Legislative Day

Thursday, March 6, 1980

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:

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

Excused: Howard, Keating, Lane, Smith, Stipe and Wolfe.—6.

Senator Boatner declared a quorum present.

The prayer was offered by Reverend Liberator, the guest of Senator Kilpatrick.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator McCune introduced Nolan Armstrong, M.D., Oklahoma City, as the Doctor of the Day.

COMMITTEE REPORTS

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

DO PASS:

HB 1530 — County, State and Federal Government, coauthored by Smith of the Senate, and be referred to Committee on Retirement and Administration by previous order.

HB 1542 — County, State and Federal Government.

DO PASS, as amended:

SB 331 — Appropriations and Budget.

SB 447 — Appropriations and Budget.

SB 517 — Appropriations and Budget, coauthored by Boatner.

CS for HB 1545 — County, State and Federal Government, coauthored by Cate and Tinsley.

HB 1617 — Appropriations and Budget.

HB 1638 — Appropriations and Budget.

HB 1768 — County, State and Federal Government, coauthored by Lane (Principal) and Crutcher.

SECOND READING

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

HB 1481 — Business, Industry and Labor Relations.

HB 1584 — Public Safety and Penal Affairs.

HB 1590 — Business, Industry and Labor Relations and then to County, State and Federal Government.

HB 1779 — Municipal Government and then to County, State and Federal Government.

HB 1804 — Roads and Highways.

HB 1854 — County, State and Federal Government and then to Rules.

HJR 1053 — Public and Mental Health and then to Rules.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1707, 1743, 1771, 1778, 1782, 1786, 1798, 1811, 1815, 1818, 1846, 1849, 1865, 1906, 1915** and **HJR 1045**.

HB 1707 — By Glover and Duke of the House and Taliaferro of the Senate.

An Act relating to nuisances; amending 50 O.S. 1971, Section 1; defining nuisances; protecting preexisting agricultural uses; and providing an effective date.

HB 1743 — By Henry, Sheppard and Peterson of the House and Johnston of the Senate.

An Act relating to courts; amending 20 O.S. 1971, Section 1005, as last amended by Section 1, Chapter 23, O.S.L. 1978 (20 O.S. Supp. 1979, Section 1005); permitting the destruction of cases involving traffic tickets after a certain time period; permitting the destruction of certain other court records after specified times; providing for micro-filming of records; and permitting admission of certain records into evidence.

HB 1771 — By Hopkins of the House and Stipe of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 118.9, as last amended by Section 11, Chapter 264, O.S.L. 1979 and 118.12, as last amended by Section 12, Chapter 264, O.S.L. 1979 (74 O.S. Supp. 1979, Sections 118.9 and 118.12); authorizing certain agencies to maintain electronic data processing equipment installations; adding the Department of Transportation; providing for transition; providing for matching; providing for performance of duties; exempting certain agencies from the Data Processing Planning and Management Act with exceptions; and declaring an emergency.

HB 1778 — By Stephenson, Manar and Elder.

An Act relating to insurance; amending 36 O.S. 1971, Section 619; providing discretionary revocation or suspension of insurer's license for certain violations; adding a civil fine; and providing an effective date.

HB 1782 — By Smith of the House and Wolfe 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 1786 — By Taylor, Riggs, Vaughn and Sparkman of the House and York of the Senate.

(Public Utilities — Amending 17 O.S. 1971, Section 151, 17 O.S. Supp. 1979, Section 160.1, and 82 O.S. 1971, Section 868 — Emergency).

HB 1798 — By Sanders of the House and Green of the Senate.

An Act relating to corporations; amending 18 O.S. 1971, Sections 552.3, as last amended by Section 2, Chapter 244, O.S.L. 1978, 552.4, as amended by Section 1,

Chapter 70, O.S.L. 1974 and 552.18, as amended by Section 2, Chapter 200, O.S.L. 1976 (18 O.S. Supp. 1979, Sections 552.3, 552.4 and 552.18); providing for the registration of charitable organizations with certain exceptions; requiring certain information on registration forms; eliminating a registration fee; exempting certain persons from certain registration and reporting requirements; adding an additional exemption; providing penalties; providing an additional possibility for loss of tax exempt status; and providing an effective date.

HB 1811 — By Holden and Alexander.

An Act relating to insurance; amending 36 O.S. 1971, Section 1204; prohibiting unfair methods of competition and deceptive acts or practices; defining terms; prohibiting certain acts; providing conditions; increasing inducement limits; and providing an effective date.

HB 1815 — By Draper of the House and Howard of the Senate.

An Act relating to public finance; amending 62 O.S. 1971, Sections 41.19, as amended by Section 48, Chapter 47, O.S.L. 1979, 263 and 275.9, as amended by Section 62, Chapter 47, O.S.L. 1979 (62 O.S. Supp. 1979, Sections 41.19 and 275.9); providing for redemption of and receipt for certain warrants, checks, bonds and interest coupons; prescribing certain duties for Director of State Finance; providing notice; providing for revocation and cancellation; providing for reissuance of certain cancelled warrants; providing for cancellation of depository checks or vouchers; reducing time for cancellation; providing for maintenance of claims and payrolls for certain time and providing for their disposal; providing an effective date; and declaring an emergency.

HB 1818 — By Draper, Thompson (Mick), Hopkins, Combs, Harbin, Hooper, Kelly, Kennedy, Monks, Murphy, Rieger, Vaughn, Roberts, Weichel, Reimer, Duckett, Whorton, Holden, Johnson (Don), Wil-

son, Glover, Dunn and Manning of the House and Lane of the Senate.

(Department of Transportation — Appropriations — Emergency).

HB 1846 — By Peterson, Davis (Guy), Winn and Wilson.

An Act relating to courts; amending 20 O.S. 1971, Section 1308, as last amended by Section 15, Chapter 212, O.S.L. 1978 (20 O.S. Supp. 1979, Section 1308); providing for method of deposits in the State Judicial Fund; increasing certain percents and adjusting certain procedures; providing an effective date; and declaring an emergency.

HB 1849 — By Davis (Frank) of the House and Clifton of the Senate.

An Act relating to civil procedure; providing for partition upon filing of Commissioners' report for certain properties; providing procedures; directing codification; and providing an effective date.

HB 1865 — By Riggs.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 502, as amended by Section 1, Chapter 152, O.S.L. 1973, 505, as amended by Section 1, Chapter 366, O.S.L. 1975, 506 and 508, as last amended by Sections 10 and 2, Chapter 366, O.S.L. 1975, 509, as amended by Section 3, Chapter 152, O.S.L. 1973, 510, as last amended by Section 2, Chapter 246, O.S.L. 1979, 516 and 517, as amended by Sections 6 and 7, Chapter 366, O.S.L. 1975, Section 20, Chapter 325, O.S.L. 1975, as amended by Section 91, Chapter 30, O.S.L. 1979, and Section 2, Chapter 258, O.S.L. 1977 (57 O.S. Supp. 1979, Sections 502, 505, 506, 508 through 510, 516, 517, 537 and 546); defining terms; creating Department of Corrections; adding subdivisions; providing for Director of Correction's qualifications and removal; requiring work experience in corrections; providing divisions within the Department of Corrections; authorizing Director to create divisions; providing qualifications and salaries of Deputy

Directors; defining locations of penal institutions; providing powers and duties of director relating to penal institutions; providing for clerical services, preservation of files and records and investigations of prisoners considered for parole or clemency; providing for planning, research and periodic evaluation of effectiveness of correctional programs; providing procedures for probation violators; providing procedures for Board of Directors of canteen services; including Deputy Director; providing for Private Prison Industries Board; repealing Sections 8 and 13, Chapter 244, O.S.L. 1976, Section 26, Chapter 5, 1st Ex. Sess., O.S.L. 1977, 57 O.S. 1971, Sections 514, as amended by Section 3, Chapter 366, O.S.L. 1975, and 518, as last amended by Section 8, Chapter 366, O.S.L. 1975 (57 O.S. Supp. 1979, Sections 504.2, 504.3, 504.5, 514 and 518); and providing an effective date.

HB 1906 — By Twidwell, Bengtson, Hastings and Atkins of the House and Vann of the Senate.

(Professions and Occupations — Amending 59 O.S. Supp. 1979, Section 509 and 637 — Emergency).

HB 1915 — By Hopkins of the House and Smith of the Senate.

An Act relating to counties and county officers; enacting the County Budget Act; stating purpose; providing for election; defining terms; providing for completion of budget; providing for estimates; creating county budget board; providing for membership, officers, voting, vacancies and meetings; providing for budget summary; providing for format; providing for budget of expenditures; providing for accounting by fund and account; providing for notice and public hearing; providing for adoption of budget; providing for filing; providing for appropriations; providing for examination by county excise board and certain actions; providing for computation and levy; providing for certification; providing for protests; prohibiting certain expenditures; making

certain acts unlawful; making certain obligations an obligation of officer or employee; providing for establishing funds; providing for system of accounts; classifying accounts; authorizing creation of an operating reserve; authorizing transfers of fund balance; providing for amendment of budget; directing codification; and providing an effective date.

HJR 1045 — By Graves, Camp, Dunn, Murphy, McCaleb, Monks, Abbott, Alexander, Barker, Bradley, Briscoe, Caldwell, Conaghan, Cotner, Cunningham, Davis (Guy), Duckett, Duke, Fair, Ford, Gray, Harbin, Hargrave, Hill, Holaday, Holden, Holt, Hooper, Johnson (Don), Joiner, Kamas, Kennedy, Lancaster, Lawter, Manar, Mentzer, Milacek, Craighead, Hopkins, Feddersen, Peterson, Rieger, Roberts, Rogers, Sanders, Sheppard, Shurden, Smith, Sparkman, Talley, Thompson (Mick), Townsend, Trent, Vaughn, Whorton, Wilson and Winn of the House and Young and Berrong of the Senate.

A Joint Resolution concerning the federal judiciary; applying for a Constitutional Convention to amend the Constitution of the United States to provide for state removal of federal judges; encouraging other states to take similar actions; making application permanent; and directing distribution.

The above numbered HBs and HJR were read for the first time.

UNANIMOUS CONSENT REQUEST

Senator Luton asked unanimous consent, which was granted, that the second committee assignment for **HB 1695** to the Committee on Business, Industry and Labor Relations be rescinded, with the original committee assignment to Insurance to remain the same.

GENERAL ORDER

Senator Luton asked unanimous consent to suspend Senate Rule 14 and further asked

that a xerox printing of **HB 1812** be distributed to each Senator for consideration, which was the order.

HB 1812 by Twidwell of the House and Vann, Boatner, Crow, Luton, Martin, Cate, Landis, Tinsley, Lane and Howard of the Senate was read and considered.

Upon motion of Senator Vann, **HB 1812** was advanced to engrossment.

By unanimous consent, upon request of Senator Vann, **HB 1812** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Vann moved that further consideration of **HB 1812** be deferred until Monday, March 10, 1980, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House has, by unanimous consent, extended the deadline for third reading and final passage of House measures to March 13, 1980, pursuant to Joint Rule 17(b)5.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 461, 467, 490 and **SJR 41** and **49** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1016 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 560 by Terrill and Watson was read and considered.

Upon motion of Senator Terrill, **SB 560** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 560** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 560 was read for the third time at length.

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

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

Excused: Howard, Keating, Lane, Smith, Stipe and Wolfe.—6.

The bill passed.

SB 560 was referred for engrossment.

GENERAL ORDER

SB 561 by Terrill and Watson was read and considered.

Upon motion of Senator Terrill, **SB 561** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 561** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 561 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Nay: Rozell.—1.

Excused: Howard, Keating, Lane, Smith, Stipe and Wolfe.—6.

The bill passed.

SB 561 was referred for engrossment.

GENERAL ORDER

SB 619 by Clifton was read and considered.

Upon motion of Senator Clifton, **SB 619** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **SB 619** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 619 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, Howell, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Porter,

Randle, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—31.

Nay: Boatner, Crow, Dahl, Giles, Green, Johnson, Landis, Martin, Pierce, Rozell and Schuelein.—11.

Excused: Howard, Keating, Lane, Smith, Stipe and Wolfe.—6.

The bill passed.

SB 619 was referred for engrossment.

Senators Howard and Lane asked to be shown present, which was the order.

GENERAL ORDER

CS for SB 378 by Clifton, Cain, Johnston, Green and Keating of the Senate and Peterson of the House was read and considered.

Upon motion of Senator Clifton, **SB 378** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **SB 378** was considered engrossed and placed on third reading and final passage.

Senator Cate presiding.

THIRD READING

SB 378 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, Giles, Green, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Randle, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—35.

Nay: Crow, Dahl, Howell, Johnson, Miller, Murphy, Rozell and Schuelein.—8.

Excused: Howard, Keating, Smith, Stipe and Wolfe.—5.

The bill passed.

SB 378 was referred for engrossment.

GENERAL ORDER

SB 546 by York of the Senate and Steward of the House was read and considered.

Upon motion of Senator York, **SB 546** was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 546** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 546 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Giles, Green, Howell, Kilpatrick, Lane, Leonard, Luton, McCune, Martin, Murphy, Pierce, Porter, Randle, Terrill, Vann, Watson and York.—25.

Nay: Berrong, Birdsong, Boatner, Crow, Crutcher, Johnson, Johnston, Keller, Lamb, Landis, McDaniel, Miller, Nickles, Rozell, Schuelein, Taliaferro, Tinsley and Young.—18.

Excused: Howard, Keating, Smith, Stipe and Wolfe.—5.

The bill passed.

Senators Birdsong, Landis, Keller, Crow, Crutcher, Miller, Johnston, Taliaferro, Lamb, Nickles and Berrong desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 36. Nay: 7. Excused: 5.

The emergency passed.

SB 546 was referred for engrossment. '

Senator Randle presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 496, 518, 526, 572, 631 and 635 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 481 by Lamb, Johnson and Landis of the Senate and Deatherage of the House was read and considered.

Senator Cate moved to refer **SB 481** to the Committee on Criminal Jurisprudence.

Senator York presiding.

Senator Keller moved to table the Cate motion to refer, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Capps, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, McCune, McDaniel, Martin, Nickles, Pierce, Rozell, Schuelein, Taliaferro and Watson.—18.

Nays: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Johnston, Kilpatrick, Lane, Leonard, Luton, Miller, Murphy, Por-

ter, Randle, Terrill, Tinsley, Vann, York and Young.—25.

Excused: Howard, Keating, Smith, Stipe and Wolfe.—5.

Senator Cate pressed his motion to refer **SB 481** to the Committee on Criminal Jurisprudence, which motion was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Johnston, Kilpatrick, Lane, Leonard, Luton, McCune, Murphy, Porter, Randle, Rozell, Terrill, Tinsley, York and Young.—23.

Nay: Berrong, Capps, Crutcher, Dahl, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, McDaniel, Martin, Miller, Nickles, Pierce, Schuelein, Taliaferro, Vann and Watson.—20.

Excused: Howard, Keating, Smith, Stipe and Wolfe.—5.

GENERAL ORDER

SB 586 by Crutcher was read and considered.

Senator Schuelein asked to be named a coauthor of **SB 586**, which was the order.

Upon motion of Senator Crutcher, **SB 586**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crutcher, **SB 586**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 586 was read for the third time at length.

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

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

Excused: Howard, Keating, Smith, Stipe and Wolfe.—5.

The bill and emergency passed.

SB 586 was referred for engrossment.

GENERAL ORDER

SB 610 by Howell was read and considered.

Senator Howell asked unanimous consent, which was granted, that further consideration of **SB 610** be deferred for this legislative day.

GENERAL ORDER

SB 563 by Terrill and Watson was read and considered.

Upon motion of Senator Terrill, **SB 563** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 563** was considered engrossed and placed on third reading and final passage.

Senators Smith and Stipe asked to be shown present, which was the order.

THIRD READING

SB 563 was read 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, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Crow, Howard, Keating, Lane and Wolfe.—5.

The bill and emergency passed.

SB 563 was referred for engrossment.

MOTION TO RECONSIDER

Senator Lamb moved that the vote be reconsidered whereby **SB 481** was referred to the Committee on Criminal Jurisprudence. The Chair ruled the Lamb motion out of order in that his vote did not reflect as being on the prevailing side of the issue. (Senate Rule 19.)

GENERAL ORDER

CS for **SB 492** by Green was read and considered.

Senator Green, citing Rule 8(d), asked unanimous consent that Representative Smith be named House author of CS for **SB 492**, which was the order.

Senator Berrong moved to amend **SB 492**, Page 4, Line 8, by adding after the word "that," and before the word "deposit" the word "from," which amendment was declared adopted.

Upon motion of Senator Green, **SB 492**, as coauthored and amended, was advanced

to engrossment.

By unanimous consent, upon request of Senator Green, **SB 492**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 492 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Clifton, Combs, Crow, Cullison, Cummins, Giles, Green, Johnston, Keller, Lamb, Leonard, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Smith, Tinsley, Vann, Watson and York.—28.

Nay: Cate, Crutcher, Dahl, Howell, Johnson, Kilpatrick, Landis, Lane, Luton, McCune, Rozell, Schuelein, Stipe, Taliaferro, Terrill and Young.—16.

Excused: Birdsong, Howard, Keating and Wolfe.—4.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Cate moved that the vote be reconsidered whereby **SB 492** passed, as provided under Senate Rule 19(b).

GENERAL ORDER

SB 554 by Green of the Senate and Smith of the House was read and considered.

Upon motion of Senator Green, **SB 554** was advanced to engrossment.

By unanimous consent, upon request of Senator Green, **SB 554** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 554 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—31.

Nay: Crow, Crutcher, Johnson, Keller, Leonard, McDaniel, Martin, Miller, Pierce, Rozell and Young.—11.

Excused: Birdsong, Howard, Keating, Murphy, Nickles and Wolfe.—6.

The Chair advised the Senate that Senator Murphy, having been present in the Chamber at the time the vote was taken on **SB 554**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 31. Nay: 12. Excused: 5.

The bill passed.

SB 554 was referred for engrossment.

GENERAL ORDER

SB 497 by Smith was read and considered.

Senator Smith asked unanimous consent, which was granted, that further consideration of **SB 497** be deferred for this legislative day.

Senator Combs presiding.

MOTION TO RECONSIDER VOTE

Senator Vann moved that the vote be reconsidered whereby **HB 1812** was de-

ferred until Monday, March 10, 1980, which motion prevailed.

THIRD READING

HB 1812 was considered further.

HB 1812 was read 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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Nay: Johnson.—1.

Excused: Birdsong, Capps, Cate, Keating and Wolfe.—5.

The bill and emergency passed.

HB 1812 was referred for engrossment.

GENERAL ORDER

SB 336 by Terrill was read and considered.

Senator Terrill, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Deatherage be named House author of **SB 336**.

Senator Terrill moved to amend **SB 336**, Page 2, Line 14, by adding after the word "or" and before the word "committees" the word "admissions", which amendment was declared adopted.

Senator Giles moved to amend **SB 336**, Page 2, Line 11, by adding after the word "judiciary" the following language: ", de-

liberations of decisions of the Oklahoma Corporation Commission under its judicial or quasi-judicial authority," which amendment was declared adopted.

Senators Keller and Porter moved to amend **SB 336**, Page 2, Line 10, by adding after the word "body," the following language: "public newspapers staff meetings who are exempt from payment of state sales tax," which amendment was declared adopted.

Senator Terrill moved to amend **SB 336**, Page 2, Line 13, by adding after the word "hospitals," the following language: "when considering personnel matters concerning staff privileges and employee hiring or termination," which amendment was declared adopted.

Upon motion of Senator Terrill, **SB 336**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 336**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 336 was read for the third time at length.

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

Aye: Berrong, Cate, Clifton, Dahl, Giles, Keller, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann and Watson.—24.

Nay: Boatner, Cain, Combs, Crow, Crutcher, Cullison, Cummins, Green, Howell, Johnson, Johnston, Kilpatrick, Leonard, Murphy, Porter, Randle, Smith and Young.—18.

Excused: Birdsong, Capps, Howard, Keating, Wolfe and York.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Terrill moved that the vote be reconsidered whereby **SB 336** failed of passage, (Senate Rule 19(b)).

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent that the second committee assignment for **HJR 1053** be changed from the Committee on Rules to the Committee on Constitutional Revision and Regulatory Services, to which request objection was heard.

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 Combs presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of DR. JAMES R. HARRIS, Ada, as a member of the Oklahoma Student Loan Authority, to serve a 5-year term ending April 6, 1983. Dr. Harris succeeds Lee Ward.

The Senate, in executive session, and upon motion of Senator Giles, advised and consented to the confirmation of LORETTA JACKSON, Chickasha, as a member of the State Banking Board, to serve an unexpired term ending June 1, 1982. Ms. Jackson succeeds H. W. Ray.

The Senate, in executive session, and upon motion of Senator Porter, advised and consented to the confirmation of W. B. PARKER, Spencer, as a member of the Human Rights Commission, to serve a 3-year term ending July 17, 1982. Reverend Parker succeeds Anabel Sawyer.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of GEORGE STECIAK, Harrah, as a member of the Liquefied Petroleum Gas Board, to serve a 4-year term ending June 30, 1983. Mr. Steciak succeeds Willie Freeman.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 10, 1980, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 559 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 2:45 p.m. to meet Monday, March 10, 1980, at 1:30 p.m.

Thirty-sixth Legislative Day

Monday, March 10, 1980

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

Senator Smith presiding.

Roll call:

Present: Berrong, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—38.

Excused: Birdsong, Boatner, Cate, Giles, Keating, Lane, Porter, Terrill, Wolfe and York.—10.

Senator Smith declared a quorum present.

The following prayer was offered by Reverend A. J. Frank, Jr., Glad Tidings Assemblies of God Church, Shawnee, and incorporated into the Journal upon request of Senator Clifton.

“This is the day the Lord hath made, we will be glad and rejoice in it.” Thank You

our Father for Your manifold blessings. For the freedoms that we enjoy as a nation, we are grateful. We remember those nations of the world that do not have the many and varied privileges of the free world.

We would ask for those that are being held hostage in Iran and Columbia, that Your favor and blessings rest upon them. We ask for their immediate release.

Thank You for this august body that acknowledges Your omnipotent leadership in the affairs of state. Bless them with Your presence as they carry out their responsibilities in their legislative duties. May we remember that each of us will one day stand in Thy presence and give an account of our lives. So teach us to number our days in the light of eternity. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Watson introduced his wife, Mary and Mrs. Eunice Messick.

Senator Keller introduced James D. Spiller, M.D., Oklahoma City, as the Doctor of the Day.

COMMITTEE REPORTS

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

DO PASS, as amended:

HB 1461 — Revenue and Taxation.
(Recorded vote on Bill).

SECOND READING

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

HB 1707 — Agriculture and then to Judiciary.

HB 1743 — Judiciary.

HB 1771 — Roads and Highways and then to County, State and Federal Government.

HB 1778 — Insurance.

HB 1782 — Education, Higher.

HB 1786 — County, State and Federal Government and then to Business, Industry and Labor Relations.

HB 1798 — Revenue and Taxation and then to Business, Industry and Labor Relations.

HB 1811 — Insurance.

HB 1815 — Appropriations and Budget.

HB 1818 — Appropriations and Budget.

HB 1846 — Judiciary and then to Retirement and Administration.

HB 1849 — Judiciary.

HB 1865 — Public Safety and Penal Affairs and then to County, State and Federal Government.

HB 1906 — Public and Mental Health.

HB 1915 — County, State and Federal Government.

HJR 1045 — Judiciary and then to Constitutional Revision and Regulatory Services.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1572, 1622, 1643, 1690, 1747, 1788, 1790, 1837, 1884, 1900** and **HJR 1063**.

HB 1572 — By Steward and Elder of the House and Stipe and Young of the Senate.

An Act relating to courts; amending Section 4, Chapter 251, O.S.L. 1974, as amended by Section 2, Chapter 29, O.S.L. 1979 (20 O.S. Supp. 1979, Section 1654); providing for tenure of members of council on judicial complaints; limiting tenure to one term; providing an effective date; and declaring an emergency.

HB 1622 — By Davis (Don), Deatherage, Hobson, Davis (Guy) and Whorton of the House and Crow and Boatner of the Senate.

(Department of Economic and Community Affairs — Appropriations — Emergency).

HB 1643 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the Office of the Pardon and Parole Board; making an appropriation thereto; stating the purpose; providing for appointment, duties, compensation and number of employees; limiting expenditures for salaries and wages; amending 57 O.S. 1971, Section 332.4, as last amended by Section 31, Chapter 47, O.S.L. 1979 (57 O.S. Supp. 1979, Section 332.4), pertaining to compensation and expenses of chairman and members of Pardon and Parole Board; providing lapse date; providing severability; and declaring an emergency.

HB 1690 — By Hastings of the House and Schuelein of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 540A; prohibiting the eluding or attempting

to elude a peace officer; providing for assistance from other peace officers; permitting arrest upon probable cause for certain reasons; defining terms; authorizing roadblocks by peace officers; prohibiting willful failure to stop at roadblock; providing penalties; directing codification; and providing an effective date.

HB 1747 — By Conaghan, Johnson (Don) and Elder of the House and Dahl of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 157.1 and 158.1; increasing vehicle liability insurance policy limits for state entities; providing maximum limits of coverage; providing insurance; providing court actions and limits of immunity; requiring insurance on certain state-owned vehicles; increasing required amounts for certain insurance; providing certain procedures in action for damages; and declaring an emergency.

HB 1788 — By Atkins.

An Act relating to state officers and employees; authorizing a state government upward mobility program; providing implementation by the State Personnel Board; providing certain guidelines for entities of state government; providing certain opportunities for certain state employees; requiring certain goals and timetables; providing for hearings; allowing exceptions; requiring reports; directing codification; and declaring an emergency.

HB 1790 — By Fried and Duckett of the House and York of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Section 14-108, as last amended by Section 1, Chapter 193, O.S.L. 1979 (70 O.S. Supp. 1979, Section 14-108); providing for the creation, organization and operation of vocational and 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; authorizing certain school districts to designate a county treasurer as treasurer of the school district; permitting teacher benefit and tenure transfer; and declaring an emergency.

HB 1837 — By Atkins.

An Act relating to public health and safety; requiring the State Commissioner of Health to establish special programs to identify, diagnose and refer persons who have been exposed to the drug diethylstilbestrol; providing for a training program for medical personnel; providing for a voluntary registry; providing for an annual report; directing codification; and declaring an emergency.

HB 1884 — By Stephenson.

An Act relating to public health and safety; amending Section 13, Chapter 64, O.S.L. 1978 (63 O.S. Supp. 1979, Section 2130); providing for appointment of a physician or osteopath to substitute for a clinical psychologist under certain conditions; providing procedures relating to involuntary commitment of alcohol-dependent persons upon a finding of probable cause; and providing an effective date.

HB 1900 — By Steward, Sparkman and Duke of the House and York of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 180.43, as last amended by Section 8, Chapter 221, O.S.L. 1979 (19 O.S. Supp. 1979, Section 180.43); providing for actual expenses for maintenance of prisoners; requiring certain approval; providing for certain

reports and audits; providing for alternatives to travel reimbursement or allowance; providing for certain restrictions; increasing the monthly automobile allowance; permitting additional reimbursement for certain travel; providing an exception; providing penalty; and declaring an emergency.

HJR 1063 — By Hopkins and Trent of the House and Stipe of the Senate.

A Joint Resolution relating to the funding of this state's street, road and highway systems; directing the creation of a special committee on the study of existing and future financing needs; providing for the appointment of members; prescribing scope and purpose of study; and declaring an emergency.

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

GENERAL ORDER

CS for **SB 445** by Landis of the Senate and Sanders of the House was read and considered.

Upon motion of Senator Landis, **SB 445** was advanced to engrossment.

By unanimous consent, upon request of Senator Landis, **SB 445** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 445 was read for the third time at length.

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

Aye: Berrong, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Mar-

tin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—37.

Excused: Birdsong, Boatner, Capps, Cate, Giles, Keating, Lane, Porter, Terrill, Wolfe and York.—11.

The bill passed.

SB 445 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 378, 546, 554, 559, 560, 561, 563, 586 and 619 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1812 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

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

GENERAL ORDER

SB 637 by Howard of the Senate and Draper of the House was read and considered.

Senator Howard moved to amend **SB 637**, Page 1, by crippling the Title, which amendment was declared adopted.

Senator Howard moved to amend **SB 637**, Page 4, Line 18, by striking after the words "rates under", and before the words "this act" the word "of", and by making the following technical amendments in the Bill: Page 26, Line 1, strike "after December 31, 1939"; Page 27, Line 6, change "2-407 (2)" to "2-408 (2)"; Page 30, Line 35, substitute "worker's" for "workmen's"; Page 32, Line 9, change "2-107" to

"2-207"; Page 36, Line 8, substitute "the" for the second "his" in this line; Page 37, Lines 15 and 23, substitute "section" for "subsection"; Page 37, Line 28, change "408" to "409"; Page 38, Line 20, substitute "or" for "and"; Page 41, Line 11, insert "for the second week of benefits" after "filed"; Page 41, Line 15 strike "under subsections (3) and (4)"; Page 41, Line 18, insert "prima facie" after "presumed"; Page 49, Line 20-21, strike "in the discretion of the Commission"; Page 56, Line 19, change "section" to "Part"; Page 59, Line 26, insert "prima facie" after "presumed"; Page 90, Line 17, insert "on or" before "after"; Page 91, Line 10, substitute "to its former employees as benefits" for "by the Commission"; Page 99, Lines 24 and 31 substitute "Office of Personnel Management" for "Social Security Board"; Page 100, Lines 10, 13 and 14 substitute "Secretary of Labor" for "Social Security Board"; Page 101, Line 33 strike "the" after "the"; Page 105, Lines 23 and 28 substitute "Secretary of Labor" for "Social Security Board"; Page 105, Lines 32 and 33 strike "including the Social Security Board"; Page 106, Line 34 substitute "Secretary of Labor" for "Social Security Board"; Page 107, Lines 3 and 8 substitute "Secretary of Labor" for "Social Security Board"; Page 111, Line 20 insert "n" in "seNtences"; Page 111, Lines 24 and 25 substitute "employer" for "employing unit"; Page 112, Line 18 add "AFTER NOTICE" following "REPORTS" and Page 112, Line 26 insert "AFTER REQUEST" after "CONTRIBUTIONS", which amendments were declared adopted.

Senator Howard moved to amend **SB 637**, Page 5, Line 13, by inserting after the word "establish", and before the words "Subject to other" the following: "The Executive Director may appoint in the unclassified service his assistant and his secretary. If a person has acquired grade, rank and career status under the merit system of personnel administration before being appointed as

Executive Director, his assistant or his secretary, (1) that person shall have the right to be reinstated to the position which he held prior to such appointment with the same grade, rank and compensation including all increments which would have accrued there-to if he had continued therein, and (2) that person shall be entitled during and after his appointment to continue to participate in any fringe benefit programs available to career employees including but not limited to retirement and insurance programs.", which amendment was withdrawn by Senator Howard.

Senator Smith moved to amend **SB 637**, Page 78, Line 19, by adding after the words "Oklahoma County", and before Line 20 the following new sentence: "In cases involving the right to receive benefits, an appeal by the Commission will be only upon a reserved question of law in order to obtain a ruling upon that reserved question of law and shall not affect the right of the individual involved to receive and retain benefits under the ruling of the Board of Review.", which amendment was declared adopted upon motion of Senator Howard.

Senator Kilpatrick moved to amend **SB 637**, Page 41, Line 20, after the word "within" and before the word "days" by changing "ten" to read "14", which amendment was declared adopted.

Senator Kilpatrick moved to amend **SB 637**, Page 41, Line 30, by striking subsection 6, which amendment was declared adopted.

Senator Berrong moved to amend **SB 637**, Page 73, Line 16, by striking after the word "of" the words and figure, "two percent (2%)" and substituting therefor the words and figure "one percent (1%)", which amendment was declared adopted.

Senator Howard moved to amend **SB 637**, Page 97, Lines 3 and 4, by striking the words

and figures, "Thirteen Thousand Four Hundred Forty Dollars (\$13,440.00)", and in lieu thereof substituting the words and figures "Fourteen Thousand Four Hundred Dollars (\$14,400.00).", which amendment was declared adopted.

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

Senator Berrong moved to amend **SB 637**, Page 91, Line 20, by striking after the word "of" the words and figure "two percent (2%)" and substituting therefor the words and figure "one percent (1%)", which amendment was declared adopted.

Upon motion of Senator Howard, **SB 637**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 637**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Howard moved that the vote be reconsidered whereby **SB 637** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Howard moved the vote be reconsidered whereby **SB 637** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Johnston moved to amend **SB 637**, Page 73, Lines 18-21, by deleting after the word "Commission." on Line 18 the next full sentence and inserting in its place the following sentence: "Provided, that the interest applicable to the contribution due for any period shall not exceed fifty percent (50%) of the amount of contribution due at

due date.", which amendment was declared adopted.

Senator Keller moved to amend **SB 637**, Page 26, Line 16, by adding after the word "weeks" and before the word "multiplied" the following: "except when statewide unemployment is below five percent (5%) in which event the maximum number of weeks for which benefits can be paid shall be thirteen (13) weeks," and conforming the remainder of said bill accordingly.

Senator Kilpatrick moved to table the Keller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley and Young.—25.

Nay: Berrong, Capps, Combs, Green, Keating, Keller, Lamb, Landis, Leonard, McCune, Murphy, Nickles, Pierce, Vann and Watson.—15.

Excused: Birdsong, Cate, Giles, Lane, Porter, Terrill, Wolfe and York.—8.

Senator Nickles moved to amend **SB 637**, Page 38, Line 13, by striking all language on Lines 13, 14 and 15 and renumbering, which amendment was tabled upon motion of Senator Kilpatrick, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann and Young.—29.

Nay: Combs, Green, Keating, Keller, Lamb, Landis, Leonard, McCune, Nickles, Pierce and Watson.—11.

Excused: Birdsong, Cate, Giles, Lane, Porter, Terrill, Wolfe and York.—8.

Upon motion of Senator Howard, **SB 637**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 637**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 637 was read 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, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—33.

Nay: Boatner, Green, Keating, Keller, McCune, Nickles and Pierce.—7.

Excused: Birdsong, Cate, Giles, Lane, Porter, Terrill, Wolfe and York.—8.

The bill and emergency passed.

SB 637 was referred for engrossment.

GENERAL ORDER

CS for **SB 540** by Howard was read and considered.

Upon motion of Senator Howard, **SB 540** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 540** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 540 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—40.

Excused: Birdsong, Cate, Giles, Lane, Porter, Terrill, Wolfe and York.—8.

The bill and emergency passed.

SB 540 was referred for engrossment.

Senator Crow presiding.

GENERAL ORDER

SB 493 by Howard and Green of the Senate and Stephenson of the House was read and considered.

Senator Green moved to amend **SB 493**, Page 21, Line 12, by striking Section 10, and renumbering the following sections, which amendment was declared adopted.

Senator Kilpatrick moved to amend **SB 493**, Page 19, Line 2½, by adding a new Section 7 as follows:

“Provided, further that retirees of the public schools of Oklahoma shall, upon a

resolution adopted by a majority of the Teachers' Retirement Board, be entitled to participate in the State Employees Group Health and Insurance Program. All attributable costs shall conform by law and regulations as carried out by the Teacher Retirement System regarding insurance of employees."

, and renumbering, which amendment was declared adopted.

Senator Berrong moved to amend **SB 493**, Page 20, Line 10, et seq. by restoring original language in Section 1320 and deleting new language.

Senator Howard 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: Boatner, Clifton, Crow, Cullison, Cummins, Dahl, Green, Howard, Leonard, Luton, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Tinsley and Vann.—19.

Nay: Berrong, Cain, Capps, Combs, Crutcher, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, McCune, McDaniel, Nickles, Pierce, Smith, Taliaferro, Watson and Young.—21.

Excused: Birdsong, Cate, Giles, Lane, Porter, Terrill, Wolfe and York.—8.

Senator Berrong pressed his motion to amend, which amendment was declared adopted.

Upon motion of Senator Howard, **SB 493**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 493**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 493 was read for the third time at length.

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

Aye: Cain, Clifton, Combs, Cullison, Cummins, Green, Howard, Howell, Kilpatrick, Luton, Murphy, Randle, Rozell, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—20.

Nay: Berrong, Boatner, Capps, Crow, Crutcher, Dahl, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Pierce and Schuelein.—20.

Excused: Birdsong, Cate, Giles, Lane, Porter, Terrill, Wolfe and York.—8.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Howard moved that the vote be reconsidered whereby **SB 493** failed of passage, as provided under Senate Rule 19(b).

GENERAL ORDER

SB 528 By Rozell of the Senate and Lancaster of the House was read and considered.

Senator Luton moved to amend **SB 528**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Luton moved to amend **SB 528**, Page 3, Lines 9 and 10, by deleting after the word "sediment," and before the word "where," the following language: "resulting from toxic and hazardous substance."

Senator Rozell moved to table the Luton motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Capps, Clifton, Crow, Cullison, Cummins, Green, Howell, Johnson, Johnston, Keating, Keller, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle and Rozell.—20.

Nay: Berrong, Cain, Combs, Crutcher, Dahl, Kilpatrick, Lamb, Landis, Leonard, Luton, Murphy, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—19.

Excused: Birdsong, Cate, Giles, Howard, Lane, Porter, Terrill, Wolfe and York.—9.

Upon motion of Senator Rozell, **SB 528**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **SB 528**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 528 was read 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, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Stipe, Tinsley, Vann, Watson and Young.—35.

Nay: Crow, Luton, Schuelein and Taliaferro.—4.

Excused: Birdsong, Cate, Giles, Howard, Lane, Porter, Terrill, Wolfe and York.—9.

The bill and emergency passed.

SB 528 was referred for engrossment.

GENERAL ORDER

SB 556 by Boatner of the Senate and Barker of the House was read and considered.

Senator Boatner moved to amend **SB 556**, Page 1, by crippling the title, which amendment was declared adopted.

Senator Murphy presiding.

Senator Smith moved to amend **SB 556**, Page 3, Line 17, by striking after the word "Company", the word "or" and on Line 18 after the word "Company" and before the word "not" insert the words: "or business association," which amendment was declared adopted.

Senator Smith moved to amend **SB 556**, Page 4, Line 10, by inserting after the word "deposits," and before the word "making," the words "transaction accounts," which amendment was declared adopted.

Senator Johnston moved to amend **SB 556**, Page 10, Lines 3 and 4, by changing the figures "\$50,000.00" to "\$36,000.00", which amendment was declared adopted upon a division of the question.

Upon motion of Senator Boatner, **SB 556**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 556**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 556 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, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—37.

Nay: Berrong.—1.

Excused: Birdsong, Cate, Crow, Giles, Howard, Lane, Porter, Terrill, Wolfe and York.—10.

The bill passed.

SB 556 was referred for engrossment.

GENERAL ORDER

SB 497 by Smith was read and considered.

Senator Wolfe moved to amend **SB 497**, Page 4, Line 7, by inserting in lieu of the word "is" the following: "may be obtained or", which amendment was declared adopted upon motion of Senator Smith.

Upon motion of Senator Smith, **SB 497**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 497**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 497 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, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—39.

Excused: Birdsong, Cate, Giles, Howard, Lane, Porter, Terrill, Wolfe and York.—9.

The bill passed.

SB 497 was referred for engrossment.

GENERAL ORDER

SB 373 by Howell was read and considered.

Senator Boatner asked to be named a co-author of **SB 373**, which was the order.

Upon motion of Senator Howell, **SB 373**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 373**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 373 was read for the third time at length.

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

Aye: Cain, Clifton, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Keating, Keller, Lamb, Landis, Luton, McDaniel, Murphy, Nickles, Pierce, Randle, Smith, Stipe and Young.—22.

Nay: Berrong, Capps, Combs, Crow, Johnston, Kilpatrick, Leonard, McCune, Martin, Miller, Rozell, Schuelein, Vann and Watson.—14.

Excused: Birdsong, Boatner, Cate, Giles, Howard, Lane, Porter, Taliaferro, Terrill, Tinsley, Wolfe and York.—12.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Howell moved that the vote be reconsidered whereby **SB 373** failed of passage, as provided under Senate Rule 19(b).

GENERAL ORDER

SB 517 by Rozell and Boatner was read and considered.

Senator Howell asked to be named a co-author of **SB 517**, which was the order.

Upon motion of Senator Rozell, **SB 517**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **SB 517**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 517 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, Crow, Crutcher, Cullison, Cummins, Dahl, Howell, Johnson, Keller, Lamb, Leonard, Luton, McDaniel, Martin, Miller, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann and Watson.—26.

Nay: Cain, Green, Johnston, Keating, Kilpatrick, Landis, McCune, Murphy, Nickles, Pierce, Randle and Young. — 12.

Excused: Birdsong, Cate, Giles, Howard, Lane, Porter, Smith, Terrill, Wolfe and York.—10.

The bill passed.

Senators Green, Cain, Landis, Randle, Murphy and Johnston desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 6. Excused: 10.

The emergency passed.

SB 517 was referred for engrossment.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 11, 1980, at 1:30 p.m., under Senate Rule 31(b), which motion prevailed.

BILL RELEASED

HB 1713 was referred for engrossment.

Upon motion of Senator Luton, the Senate adjourned at 4:40 p.m. to meet Tuesday, March 11, 1980, at 1:30 p.m.



Thirty-seventh Legislative Day

Tuesday, March 11, 1980

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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Cate, Porter and Terrill.—3.

Senator Luton declared a quorum present.

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

Our gracious heavenly Father we thank You for the privilege of approaching Your throne of grace. You said, "if any of you lack wisdom, let him ask of God, that giveth to all men liberally, and upbraideth not; it shall be given him."

We ask our Father for wisdom for this body in directing the affairs of state. Without You life is an unsolvable mystery, but with You there is light to guide us through the maze of this world.

We pray for the homeless and displaced persons. We ask in the name of Jesus that You would intervene in our war torn world, and grant peace.

Move in the hearts of those that have the power to effect the release of the hostages.

Thank You Father for hearing and answering our prayers in the name of Thy Son. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator McCune introduced Taylor D. Wagner, M.D., Oklahoma City, as the Doctor of the Day.

COMMITTEE REPORTS

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

DO PASS:

SB 524 — Appropriations and Budget, coauthored by Crow, McCune and Watson.

HB 1577 — Environmental and Natural Resources.

HB 1593 — Environmental and Natural Resources.

HB 1601 — Judiciary.

HB 1605 — Oil, Gas and Energy, coauthored by Cate (Principal).

HB 1721 — Judiciary, and be referred to Committee on Appropriations and Budget by previous order.

HB 1841 — Judiciary, coauthored by Green and Cain of the Senate.

DO PASS, as amended:

HB 1868 — Judiciary, coauthored by Green and Cain of the Senate.

SECOND READING

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

HB 1572 — Judiciary.

HB 1622 — Appropriations and Budget.

HB 1643 — Appropriations and Budget.

HB 1690 — Criminal Jurisprudence and then to County, State and Federal Government.

HB 1747 — Insurance.

HB 1788 — Education, Common and then to County, State and Federal Government.

HB 1790 — Education, Common.

HB 1837 — Public and Mental Health.

HB 1884 — Public and Mental Health.

HB 1900 — County, State and Federal Government and then to Appropriations and Budget.

HJR 1063 — Rules.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1094, 1523, 1579, 1582, 1682, 1685, 1720, 1746, 1758, 1780, 1796, 1799, 1808, 1848, 1851, 1855, 1862, 1863, 1889, 1896, 1910, 1931, 1932, 1933 and 1934.**

HB 1094 — By Hooper and Cleveland of the House and Taliaferro of the Senate.

An Act relating to floodplain management; providing short title; stating purpose; defining terms; authorizing the establishment of floodplain boards; authorizing floodplain boards to adopt floodplain management regulations; providing for appointment and organization of floodplain boards; directing the Oklahoma Water Resources Board to develop and publish criteria for the establishment of floodplains and floodplain regulations; providing procedures for adopting floodplain board regulations; providing for cooperative agreements; providing for redefinition of floodplains; prohibiting certain construction and development; providing an exception; providing for issuance of certain permits; providing criteria for certain preexisting uses of floodplains; providing for variances; providing for fees; providing penalties for certain acts; providing for the needs of industry or agriculture located within a floodplain; providing for appeals; preserving boards and regulations already in existence; providing severability; directing codification; and declaring an emergency.

HB 1523 — By Joiner and Draper.

An Act relating to higher education; fixing certain student fees and tuition at institutions in the Oklahoma State System of Higher Education; providing certain other fees shall remain unchanged; providing codification; and declaring an emergency.

HB 1579 — By Hargrave of the House and Taliaferro of the Senate.

An Act relating to intoxicating liquors; prohibiting operation of private clubs during certain hours; providing a penalty; defining private club; directing codification; and providing an effective date.

HB 1582 — By Craighead, Duckett, Harbin, Wilson and Bengtson of the House and Howell of the Senate.

An Act relating to motor vehicles; restricting placement or parking of motor vehicles in physically disabled persons' reserved areas under certain circumstances; providing penalties; directing codification; and providing an effective date.

HB 1682 — By Denman.

(State Officers and Employees — Amending Sections of Title 74 Relating to State Travel Reimbursement — Emergency).

HB 1685 — By Weichel and Wilson.

An Act relating to agriculture; amending 2 O.S. 1971, Sections 6-96, 6-102, as last amended by Section 3, Chapter 87, O.S.L. 1979, 6-121 and 9-131 (2 O.S. Supp. 1979, Section 6-102); deleting statutory provisions regarding time of vaccinating certain animals; providing that Board of Agriculture shall set inoculation period by rule and regulation; providing for sale or removal of bovine animals if in compliance with Board's regulations; changing definition of livestock; adding equidae; defining and modifying definition of livestock auction markets; repealing 2 O.S. 1971, Section 6-157; and declaring an emergency.

HB 1720 — By Hopkins.

An Act relating to animals; providing for the humane killing of animals held in a shelter; providing methods of disposal; providing methods of euthanasia; prescribing certain conditions; providing for limited permits issued by State Bureau of Narcotics and Dangerous Drugs Control; providing for fees; providing for certain demonstrated knowledge; authorizing promulgation of rules and regulations; providing for suspen-

sion and revocation; directing codification; and providing an effective date.

HB 1746 — By Conaghan, Elder, Twidwell, Bradley and Sanders of the House and Capps of the Senate.

(Motor Vehicles — Amending Sections in Title 47 — Increasing Bonds and Liability Amounts — Effective Date).

HB 1758 — By Twidwell, Thompson (Mick), Vaughn and Duckett of the House and Johnson of the Senate.

An Act relating to intoxicating liquors; prohibiting possession and consumption of intoxicating or nonintoxicating beverages by a minor; directing codification; and providing an effective date.

HB 1780 — By Alexander.

An Act relating to property; amending 60 O.S. 1971, Sections 512, 513 and 519; changing certain provisions concerning unit ownership; providing for certain repair expenses; providing for distribution of profits; adding requirements that certain provisions be in the declaration; requiring by-laws to be annexed to certain documents; deleting one such document; and providing an effective date.

HB 1796 — By Willis and Hill of the House and Taliaferro, Tinsley and Stipe of the Senate.

An Act relating to weights and measures; amending 83 O.S. 1971, Section 112; broadening the authority of the Corporation Commission to establish the fee for the calibration of certain tanks and containers; establishing a revolving fund to be deposited with the State Treasurer; providing procedures for disbursement; and declaring an emergency.

HB 1799 — By Davis (Frank) and Duckett of the House and Nickles of the Senate.

An Act relating to elections; amending Section 1, Chapter 201, O.S.L. 1974, as renumbered by Section 11, Chapter 90, O.S.L. 1976 (26 O.S. Supp. 1979, Section

14-101); authorizing absentee ballots in certain elections; expanding authorization to include municipal and school elections; and providing an effective date.

HB 1808 — By Davis (Don) and Deatherage of the House and Crow of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Section 90.1; requiring the use of postage meter machines and purchase of postage; providing exceptions; authorizing alternatives; providing severability; and declaring an emergency.

HB 1848 — By Brunton.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 957; providing definitions of county employees; authorizing participation option of county public defenders; and providing an effective date.

HB 1851 — By Draper, Taylor, Manar, Talley, Henry and Thompson (Don) of the House and Kilpatrick of the Senate.

An Act relating to statutory revision; providing for the repeal of obsolete or unnecessary sections of law; repealing 2 O.S. 1971, Sections 2-13, as amended by Section 1, Chapter 329, O.S.L. 1975 (2 O.S. Supp. 1979, Section 2-13), 3-87, 3-88, 3-221 through 3-241, 3-279, 6-210, 6-211, 7-253, 7-317, 7-319, 43, 157.8, 249, 361x, 361y, 381 through 385, 431 through 434, 441, 498, 1056, 1301-401 and 1301-402, 4 O.S. 1971, Sections 1, 2, 11 through 15, 21 through 25, 270.3, 320, 331 through 335 and 428 through 432, 5 O.S. 1971, Section 18, 6 O.S. 1971, Sections 105, 106, 1501, 1503 and 2122, 9 O.S. 1971, Sections 1, 31, 32, 33, 35 and 36, 10 O.S. 1971, Sections 170, 172.17, 172.18, 173, 175.16, 382 through 386, Sections 5 and 6, S.J.R. No. 13, O.S.L. 1975, Section 2, S.J.R. No. 56, O.S.L. 1976 (10 O.S. Supp. 1979, Sections 605, 606 and 608) and 1504, Sections 1-105, 1-106 and 55-102, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Sections 1-105, 1-106 and 55-102), 12 O.S. 1971, Sections

106, 1443 through 1445, 1638 and 1639, 12A O.S. 1971, Sections 10-101 through 10-103, 14 O.S. 1971, Sections 80.7 and 115, 14A O.S. 1971, Sections 9-102 and 9-103, 16 O.S. 1971, Sections 64 and 65, 17 O.S. 1971, Sections 159.25 and 159.26, 18 O.S. 1971, Sections 1.6, 1.204a, 1.249, 381.67, 381.69, 381.70 and 509 through 517, 19 O.S. 1971, Sections 180.52 through 180.54, 20 O.S. 1971, Sections 30.13, 93, 1106, 1509, 1511 and Section 13, Chapter 22, O.S.L. 1973 (20 O.S. Supp. 1979, Section 1613), 21 O.S. 1971, Sections 315, 316, 319 and Sections 16 and 17, Chapter 265, O.S.L. 1973 (21 O.S. Supp. 1979, Sections 995.16 and 995.17), 22 O.S. 1971, Sections 226, 1114.10, and Section 7, Chapter 222, O.S.L. 1972 (22 O.S. Supp. 1979, Section 1145.7), 25 O.S. 1971, Sections 94.4, 1102 and 1802, Sections 17-111 and 17-114 through 17-116, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1979, Sections 17-111 and 17-114 through 17-116), Sections 8-105, 8-107, 8-108 and 8-109, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1979, Sections 8-105, 8-107, 8-108 and 8-109), 36 O.S. 1971, Sections 111 through 113, 118 through 120, 614, Section 5, Chapter 223, O.S.L. 1972 (36 O.S. Supp. 1979, Section 1218), 2136, 3638 and 5301, 37 O.S. 1971, Sections 526, 553.1, 553.3 and 575, 40 O.S. 1971, Sections 111 through 114, 116 through 125, 420, 421 and 423, 43A O.S. 1971, Sections 80, 117, 394, 424 and 506, 44 O.S. 1971, Section 3114, 47 O.S. 1971, Sections 20-104, 20-106, 40-113, 167.2, 377.2, 377.4, 760, 788, 861 and 959, 52 O.S. 1971, Sections 35, 66, 145 and 420.12, 53 O.S. 1971, Sections 21 through 23, 31 through 34 and 71, 56 O.S. 1971, Sections 28.3, 198.1, 315, 319, 320, 326, 331 and 334, 57 O.S. 1971, Sections 12, 351, 352, 356, 523 and 524, 59 O.S. 1971, Sections 15.21, 15.29, 15.34, 199.12, 328.6, 328.52, 475.23, 475.28, 475.38, 475.39, 483, 738.5, Sections 501, 502, 504 and 505, Chapter 121, O.S.L. 1974) 59 O.S. Supp. 1979, Sections 858-501, 858-502, 858-504 and 858-505),

887.11, 1116 and 1459, 60 O.S. 1971, Sections 397, 687 and Section 17, Chapter 199, O.S.L. 1973 (60 O.S. Supp. 1979, Section 817), 61 O.S. 1971, Section 52, 62 O.S. 1971, Sections 7.7, 41.25, 41.38, 57.74, 57.113, 57.136, 57.156, Section 12, Chapter 167, O.S.L. 1974 (62 O.S. Supp. 1979, Section 57.192), 139.43, 141, 142, 151, 152, 162, 166c, 167, 170, 185, 188, 191, 196, 226, 252, 252d, 275.3, 275.4, 327 through 330, 501, 502 and 503, as amended by Section 63, Chapter 47, O.S.L. 1979 (62 O.S. Supp. 1979, Section 503), 63 O.S. 1971, Sections 1-1612, 1-1705, 1-1706, 2-601, 2-602, 2-605, 2-607, 2-609, 2-610, 141.10, 683.20, 804.15, 955, Section 1, Chapter 82, O.S.L. 1976 (63 O.S. Supp. 1979, Section 2258.1) and 2357, 65 O.S. 1971, Sections 6-107 and 7-104 through 7-106, 67 O.S. 1971, Sections 168 and 216, 68 O.S. 1971, Sections 1632, Section 3, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2355.1), 2380, 2383, 2384, 2385.21 and 5107, 69 O.S. 1971, Sections 1906 through 1909, 70 O.S. 1971, Sections 17-115, 17-117, 17-118, 24-122 through 24-124, 24-127 through 24-129, 508.4, 1210.105, Section 14, Chapter 103, O.S.L. 1973 (70 O.S. Supp. 1979, Section 3306.13), 4309 and 4311, 71 O.S. 1971, Sections 15, 503 and 504, Sections 2, 3, 4 and 7, Chapter 255, O.S.L. 1975 (72 O.S. Supp. 1979, Sections 230 through 232 and 235), 74 O.S. 1971, Sections 85.16, 85.18, 118.16, 123, 123a through 123d, 123g, 123h, Section 14, Chapter 259, O.S.L. 1976 (74 O.S. Supp. 1979, Section 150.14), 257, 299, 300, 324.16, 324.17, 701 through 707, 709 through 711, 776, 821, 867, 926, Sections 23 and 24, Chapter 222, O.S.L. 1973 (74 O.S. Supp. 1979, Sections 1129 and 1130) and Section 9, Chapter 1, O.S.L. 1974 (74 O.S. Supp. 1979, Section 3367), 75 O.S. 1971, Sections 26.21, 257 and 327, 78 O.S. 1971, Section 34, 82 O.S. 1971, Sections 937.3 and 1501-805 through 1501-808, and Section 61, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1979, Section 181); and declaring an emergency.

HB 1855 — By Ford of the House and Keating of the Senate.

(State Officers and Employees — Repealing 70 O.S. Supp. 1979, Section 3905 — Effective Date).

HB 1862 — By Atkins of the House and Randle of the Senate.

An Act relating to public health and safety; amending Section 5, Chapter 217, O.S.L. 1973, as last amended by Section 64, Chapter 47, O.S.L. 1979, 63 O.S. 1971, Sections 1-851 through 1-853, 1-855 and 1-857 through 1-859 (63 O.S. Supp. 1979, Section 1-112); creating the Oklahoma Health Planning Commission; expanding membership of Commission; providing duties; providing for certain employees; creating a revolving fund; stating public policy as to offering and development of long-term care services; providing for application to Commission for certificate of need; defining certain term; providing for investigation; providing for findings as to necessity; providing for certain approval; providing for scheduling of review cycles; establishing maximum capital expenditure for project by certificate of need; authorizing adoption of rules and regulations; providing for reconsideration by Commission; providing for appeal; providing for issuance of certificate under certain qualifications; providing for submitting plans and specification and for construction; providing for disapproval; providing for extension; providing for an annual report; providing penalties; providing for an injunction; making provisions supplemental; repealing 63 O.S. 1971, Sections 1-854 and 1-856, and Section 3, Chapter 216, O.S.L. 1976 (63 O.S. Supp. 1979, Section 1-861); directing codification; providing an effective date; and declaring an emergency.

HB 1863 — By Atkins of the House and Terrill of the Senate.

(Mental Health — Amending Sections in Title 43A — Repealing Sections in Title 43A — Effective Date).

HB 1889 — By Winn and Duckett.

An Act relating to counties and county officers; amending Sections 4 and 5, Chapter 221, O.S.L. 1979 (19 O.S. Supp. 1979, Sections 164 and 165); providing for travel reimbursement of county officers and deputies; increasing certain travel allowances; providing penalty for failure to attend meetings; providing an effective date; and declaring an emergency.

HB 1896 — By Atkins and Wilson of the House and Terrill of the Senate.

An Act relating to public health and safety; amending Sections 1, 2, 3, 5 and 6, Chapter 276, O.S.L. 1975 (63 O.S. Supp. 1979, Sections 2651, 2652, 2653, 2655 and 2656); stating public policy as to institutional health services; requiring a certificate of need; defining terms; providing for application; providing for three-year plans and an annual update thereof; providing for periodic review; providing for investigation; providing for review cycles; providing for notification; providing for investigation of need; stating criteria; providing for withdrawal of an application; authorizing adoption of rules and regulations; providing for determination and findings; providing for application for certificate of need for health maintenance organization or health care facility; providing for approval under certain circumstances; providing for granting or denying application; providing for reconsideration; providing for appeal; providing period of validity; providing for extension; providing for written reports; providing for withdrawal of certificate; providing for necessity for certificate of need; providing penalties; providing for injunctions; providing for administering oaths and receiving certain funds; providing for an annual report by Commission; repealing Section 10, Chapter 293, O.S.L. 1976, and Section 4, Chapter 276, O.S.L. 1975 (63 O.S. Supp. 1979, Sections 2651.1 and 2654); directing codification; and declaring an emergency.

HB 1910 — By Sparkman and Draper of the House and Martin of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 1251, 1253 through 1256, 1262 through 1267, 1269, 1270 and 1272; providing for the Social Worker's Licensing Act; providing short title; defining terms; requiring licensing of social workers and licensed social work associates; providing certain exceptions; prohibiting certain acts; regulating practice of social work; creating state board; providing for selection, membership, tenure and reimbursement of certain expenses; providing for officers, duties, meetings and appointment of executive secretary; providing powers and duties of Executive Secretary and Board; providing for examinations; providing requirements for licensure and exceptions thereto; regulating private, independent practice of social work and specialties; setting fees; creating a revolving fund; providing certain title rights; providing disciplinary basis and procedures including rights, hearing and appeals; providing penalties; excepting certain persons under certain provisions; providing confidentiality and exceptions thereto; repealing 59 O.S. 1971, Sections 1252, and 1257 through 1261; directing codification; and providing an effective date.

HB 1931 — By Elder of the House and Kilpatrick of the Senate.

An Act relating to civil procedure; providing for alternative legal theories for relief or defense in cases; providing for form of pleadings; directing codification; and providing an effective date.

HB 1932 — By Elder, Camp and Fair of the House and Murphy of the Senate.

An Act relating to public officers; authorizing agreements between district attorneys and the Department of Human Services for enforcement and collection of child support obligations; creating a special fund and providing for disbursements therefrom; directing codification; and declaring an emergency.

HB 1933 — By Elder, Camp and Sanders of the House and Murphy of the Senate.

An Act relating to poor persons; amending Section 1, Chapter 173, O.S.L. 1977 (56 O.S. Supp. 1979, Section 238); authorizing certain actions by the Department in support of children receiving public assistance; creating a certain debt for payment of certain public assistance; and declaring an emergency.

HB 1934 — By Elder and Camp of the House and Murphy of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Sections 1600.3, 1600.11 and 1600.17; providing for the Uniform Reciprocal Enforcement of Support Act; defining terms; expanding definitions; providing for contents of the petition; providing for filing; providing certain provisions relating to the responding agent; providing duties of the State Information Agency; and declaring an emergency.

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

RESOLUTIONS

Senator Boatner introduced **SR 89**.

Senator Rozell asked to be named a co-author of **SB 89**, which was the order.

SR 89, as coauthored, was read at length as follows, adopted upon motion of Senator Boatner and ordered referred for enrollment.

SR 89 — By Boatner and Rozell.

A Resolution urging the Oklahoma Wildlife Conservation Director and the Oklahoma Wildlife Conservation Commission to prohibit the hunting of doe deer in Atoka, Cherokee and Adair Counties during the 1980-81-82 deer season; and directing distribution.

WHEREAS, in the past, excessive hunting virtually eliminated deer in this state; and

WHEREAS, restrictions on deer hunting have made possible repopulation of herds so that now, there are deer in every county of the state; and

WHEREAS, the deer population in Atoka, Cherokee and Adair Counties is exceedingly low and threatened with annihilation; and

WHEREAS, there is a need to follow past example and limit hunting so that the deer population in Atoka, Cherokee and Adair Counties can be rebuilt; and

WHEREAS, prohibiting doe deer hunting during the 1980-81-82 deer season would provide a reasonable restoration period.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby urges the Oklahoma Wildlife Conservation Director and the Oklahoma Wildlife Conservation Commission to prohibit the hunting of doe deer in Atoka, Cherokee and Adair Counties during the 1980-81-82 deer season.

SECTION 2. Copies of this Resolution shall be dispatched to the Oklahoma Wildlife Conservation Director and members of the Oklahoma Wildlife Conservation Commission.

SR 90 was introduced by Senator Boatner, read at length as follows, adopted, and ordered referred for enrollment.

SR 90 — By Boatner.

A Resolution requesting the Army Corps of Engineers to sell certain lands in Marshall County around Lake Texoma; requesting Federal legislation; and directing distribution.

WHEREAS, Lake Texoma is the greatest artificial lake in the world, offering a wide variety of recreational pleasures; and

WHEREAS, due to this excellence, Lake Texoma is a natural magnet for fishermen and boating enthusiasts, many of whom desire to own a few acres of land with a view of the lake; and

WHEREAS, the Army Corps of Engineers owns over forty thousand (40,000) acres in Marshall County in the vicinity of Lake Texoma; and

WHEREAS, the Corps was only authorized to buy such land as was necessary for the construction of the lake, but due to the necessity of block purchases, obtained more land than was absolutely necessary; and

WHEREAS, Corps ownership of this land removes it from the tax rolls of Marshall County, thus hurting the schools and other county services; and

WHEREAS, the Corps is currently holding this land as a kind of wildlife refuge, giving haven to skunks, rattlesnakes, raccoons, and other creatures, but excluding people; and

WHEREAS, it would greatly aid the Lake Texoma region if the Army Corps of Engineers sold their excess land six hundred forty feet (640') above sea level to the highest and best bidder in a cash sale; and

WHEREAS, such a sale would place land on the tax rolls, give urban dwellers a lakeside recreation and retirement spot, and would benefit the economy of Marshall County.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The United States Army Corps of Engineers is hereby requested to sell all land which it possesses in Marshall County which is over six hundred forty feet (640') above sea level. The sale should be a cash sale, to the highest and best bidder. If the Corps lacks the appropriate legal authority to comply with this reasonable request, the Oklahoma Congressional Delegation is requested to introduce and support a special bill requiring such a sale.

SECTION 2. Copies of this Resolution shall be dispatched to the senior commanding officer of the Army Corps of Engineers, and The Oklahoma Congressional Delegation.

SR 91 was introduced by Senator Boatner and read at length as follows:

SR 91 — By Boatner.

A Resolution objecting to the weekend restriction on recreational boating proposed by the United States Department of Energy; and directing distribution.

WHEREAS, the Department of Energy has proposed banning weekend recreational boating; and

WHEREAS, the Department of Energy has indicated that such a restriction is to serve a largely symbolic purpose; and

WHEREAS, singling out recreational boating to fulfill this objective is highly discriminatory and in violation of Congressional energy laws requiring equal treatment and nondiscrimination among energy users; and

WHEREAS, recreational boating is being made the scapegoat for this nation's energy problems; and

WHEREAS, the potential for boat fuel savings is greatly exaggerated by the Department of Energy; and

WHEREAS, such action will have a disastrous effect on the boating and resort industries, causing economic ruin to both private enterprises and state recreational facilities, and

WHEREAS, this economic devastation will lead to the closing of many businesses with the resulting loss of thousands of jobs; and

WHEREAS, because of soaring gasoline prices there is a need to preserve recreational facilities which are within close distance of vacationers' homes; and

WHEREAS, for many, lakes provide the only nearby recreational outlet.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby urges rejection of the restriction on recreational boating proposed by the United States Department of Energy.

SECTION 2. Copies of this Resolution shall be dispatched to the Oklahoma Congressional Delegation, the United States Department of Energy, members of the Oklahoma Tourism and Recreation Commission and the Director of the Oklahoma Tourism and Recreation Department.

Senator Crow asked to be named first co-author of **SR 91**, which was the order.

Senator Boatner asked unanimous consent, which was granted, that all other members be named coauthors of **SR 91**.

SR 91, as coauthored, was adopted upon motion of Senator Boatner and ordered referred for enrollment.

Senator Johnson introduced the following Resolution:

SCR 48 — By Johnson of the Senate and Sanders of the House.

A Concurrent Resolution designating March 16 through 22, 1980, as "National Wildlife Week" in Oklahoma; and directing distribution.

Senator Johnson asked unanimous consent that all other members be named coauthors of **SCR 48**, which was the order.

SCR 48, as coauthored, was read and adopted upon motion of Senator Johnson and ordered referred for engrossment.

Senator Nickles introduced the following Resolution:

SCR 50 — By Nickles.

A Concurrent Resolution Memorializing the Congress of the United States to reject the proposed tax on windfall profits incurred by the decontrol of oil prices; and directing distribution.

Senator Nickles, citing Rule 8(d), asked unanimous consent that Representative Alexander be named House author of **SCR 50**, which was the order.

Senator Stipe asked unanimous consent that **SCR 50**, giving rise to debate, be referred to the Committee on Rules, to which objection was heard.

Senator Stipe moved that **SCR 50** be referred to the Rules Committee, which motion was declared adopted upon a division of the question.

GENERAL ORDER

SB 615 by Schuelein was read and considered.

Senator Schuelein, citing Rule 8(d), asked unanimous consent that Representative Fitzgibbon be named House author of **SB 615**, which was the order.

Senator Schuelein moved to amend **SB 615**, Page 1, by crippling the title, which amendment was declared adopted.

Upon motion of Senator Schuelein, **SB 615**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, **SB 615**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 615 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, Clifton, Combs, Crow, Crutcher, Dahl, Green, Howard, Howell, Johnston, Keating, Keller, Landis, Lane, Leonard, Luton, McCune, McDaniel, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Watson, Wolfe and York.—30.

Nay: Berrong, Birdsong, Boatner, Cullison, Cummins, Giles, Johnson, Kilpatrick, Lamb, Martin, Miller, Taliaferro, Tinsley, Vann and Young.—15.

Excused: Cate, Porter and Terrill.—3.

The bill passed.

SB 615 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 445, 497, 517, 528, 540 and 556 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1713 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1617 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 1617** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1617** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1617 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, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Keller.—1.

Excused: Cate, Cullison, Howard, Porter, Terrill and Young.—6.

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: 42. Nay: 5. Excused: 1.

The emergency passed.

HB 1617 was referred for engrossment.

GENERAL ORDER

HB 1633 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 1633** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1633** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1633 was read for the third time at length.

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

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

Excused: Cate, Howard, Murphy, Porter, Smith and Terrill.—6.

The Chair advised the Senate that Senators Murphy and Smith, having been present in the Chamber at the time the vote was taken on **HB 1633**, would be shown voting “no” in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 42. Nay: 2. Excused: 4.

The bill and emergency passed.

HB 1633 was referred for engrossment.

GENERAL ORDER

HB 1640 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 1640** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1640** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1640 was read 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Cate, Howard, Kilpatrick, Porter and Terrill.—5.

The bill and emergency passed.

HB 1640 was referred for engrossment.

GENERAL ORDER

HB 1638 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 1638** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1638** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1638 was read 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Cate, Howard, Porter and Terrill.—4.

The bill and emergency passed.

HB 1638 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1812**, as coauthored by Elder.

GENERAL ORDER

HB 1806 by Murphy, et al, of the House and Stipe of the Senate was read and considered.

Senators Murphy and Berrong moved to amend **HB 1806**, Page 2, Lines 14, 15 and 16 by striking paragraph 1. and renumbering.

Senator Stipe moved to table the Murphy-Berrong motion to amend, which

motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Cain, Clifton, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Keating, Keller, Lamb, Lane, Leonard, Luton, Miller, Randle, Schuelein, Smith, Stipe, Watson, Wolfe and York.—24.

Nay: Berrong, Boatner, Capps, Combs, Crow, Giles, Johnson, Johnston, Kilpatrick, Landis, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Rozell, Taliaferro, Tinsley, Vann and Young.—21.

Excused: Cate, Porter and Terrill.—3.

Senator Murphy moved to amend **HB 1806**, Page 2, Line 15, by changing the words and figures "fifty (50)" to "seventy (70)" and by striking after the word "weight" all language on Lines 15 and 16.

Senator Stipe moved to table the Murphy motion to amend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Cain, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Keating, Keller, Lamb, Lane, Leonard, Miller, Randle, Schuelein, Smith, Stipe, Watson, Wolfe and York.—22.

Nay: Berrong, Boatner, Capps, Crow, Giles, Howell, Johnson, Johnston, Kilpatrick, Landis, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Rozell, Taliaferro, Tinsley, Vann and Young.—22.

Excused: Cate, Howard, Porter and Terrill.—4.

Senator Murphy pressed his motion to amend, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Boatner, Capps, Combs, Crow, Giles, Howell, Johnson, Johnston, Kilpatrick, Landis, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Rozell, Taliaferro, Tinsley and Young.—22.

Nay: Birdsong, Cain, Clifton, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Keller, Lamb, Lane, Leonard, Miller, Randle, Schuelein, Smith, Stipe, Vann, Watson, Wolfe and York.—22.

Excused: Cate, Keating, Porter and Terrill.—4.

Senator Berrong moved to amend **HB 1806**, Page 2, Line 16, by adding after the word "combined;" and before "2." by striking the ";" and adding the following: "or such weight and size as authorized by the Corporation Commission."

Senator Murphy moved as a substitute amendment to the Berrong amendment to amend **HB 1806**, Page 2, Lines 14, 15, and 16, by striking paragraph 1. and substituting the following: "No parcel, package or article shall exceed the size and weight, length or girth set by the Corporation Commission for restricted carriers."

Senator Stipe moved to table the Murphy substitute motion, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, Miller, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Watson, Wolfe, York and Young.—30.

Nay: Berrong, Capps, Giles, Howell, Johnson, Johnston, Landis, Leonard, McCune, McDaniel, Martin, Murphy, Pierce, Taliaferro and Vann.—15.

Excused: Cate, Porter and Terrill.—3.

Senator Stipe moved that **HB 1806** be advanced, which motion to advance was declared failed of adoption.

Senator Berrong asked unanimous consent that his foregoing amendment to **HB 1806**, Page 2, Line 16, be withdrawn, which was the order.

Senator Johnston moved to amend **HB 1806**, Page 4, Line 7, by changing the semicolon to a period after the word "require" and by striking the remaining language through the word "carriers." on Line 14.

Senator Stipe moved to table the Johnston motion to amend, which motion to table was declared adopted, the roll call being as follows:

Aye: Birdsong, Boatner, Cain, Clifton, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Keller, Lamb, Lane, Luton, Miller, Rozell, Schuelein, Smith, Stipe, Taliaferro, Wolfe and York.—23.

Nay: Berrong, Capps, Combs, Crow, Giles, Johnson, Johnston, Keating, Kilpatrick, Landis, Leonard, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Tinsley, Vann and Watson.—21.

Excused: Cate, Porter, Terrill and Young.—4.

Senator Murphy moved to amend **HB 1806**, Page 5, Lines 9, 10, 11 and 12, by striking after the word "granted" on Line 9 and before the word "act" on Line 12, all language.

Senator Stipe moved to table the Murphy motion to amend, which motion to table was declared adopted upon a division of the question.

Upon motion of Senator Stipe, **HB 1806**, was advanced.

By unanimous consent, upon request of Senator Stipe, **HB 1806** was placed on third reading and final passage.

THIRD READING

HB 1806 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, Combs, Crutcher, Cullison, Cummins, Green, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McDaniel, Miller, Nickles, Pierce, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Watson and Wolfe.—30.

Nay: Berrong, Boatner, Crow, Dahl, Giles, Johnston, Landis, McCune, Martin, Murphy, Rozell, Vann, York and Young.—14.

Excused: Cate, Johnson, Porter and Terrell.—4.

The Chair advised the Senate that Senator Johnson, having been present in the Chamber at the time the vote was taken on **HB 1806**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 30. Nay: 15. Excused: 3.

The bill passed.

Senators Dahl, Vann, Landis, Young, Murphy and Boatner desired to vote aye on the emergency.

On the question of passage of emergency, the vote resulted as follows: Aye: 36. Nay: 9. Excused: 3.

The emergency passed.

MOTION TO RECONSIDER VOTE

Senator McDaniel moved that he would move to reconsider the vote whereby **HB 1806** and the emergency section passed, as provided under Senate Rule 19(b).

Senator Boatner presiding.

THIRD READING

Senator York moved that the vote be reconsidered whereby **SB 604** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator York moved that the vote be reconsidered whereby **SB 604** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator York moved to amend **SB 604**, by striking the title, enacting clause, and all language, and inserting in lieu thereof the attached:

(Senator York asked unanimous consent that provisions of Senate Rule 14(b) be suspended and that Xerox copies of this amendment be distributed to all Senators and not spread in full in the Journal for this legislative day, which was the order.)

Senator York pressed his motion to adopt his foregoing amendment, which amendment was declared adopted.

Senator Keating moved to amend **SB 604**, of the adopted York amendment, Page 2, Lines 5 and 6, by striking after the words "labor or", and before the period, all language and inserting the following: "the first use of the rental equipment on said land," which amendment was declared adopted.

Senator Landis moved to amend **SB 604**, of the adopted York amendment, Page 3, Line 32½, by striking after the word "rented" on Line 32 and before the word "such" on Line 33, all language and substituting the following: "such notice will be delivered the day the leased or rented equipment is first used on the subject property, and such notice shall include that a lien may be filed on said property," which amendment was declared adopted.

Upon motion of Senator York, **SB 604**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 604**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 604 was read for the third time at length.

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

Aye: Berrong, Cain, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Murphy, Randle, Schuelein, Smith, Tinsley, Vann, Watson and York.—26.

Nay: Birdsong, Boatner, Capps, Crow, Johnson, Keller, Lane, Luton, McCune, McDaniel, Miller, Nickles, Pierce, Rozell, Stipe, Taliaferro, Wolfe and Young.—18.

Excused: Cate, Martin, Porter and Terrill.—4.

The Chair advised the Senate that Senator Martin, having been present in the Chamber during the vote on **SB 604**, would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 26. Nay: 19. Excused: 3.

The bill passed.

Senators Capps, Crow, Miller, Martin, Lane and Stipe 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 604 was referred for engrossment.

GENERAL ORDER

SB 590 by Lane was read and considered.

Senator Randle asked to be named a co-author of **SB 590**, which was the order.

Upon motion of Senator Randle, **SB 590**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 590**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 590 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—40.

Nay: Berrong, Boatner, Howell, Keller and Young.—5.

Excused: Cate, Porter and Terrill.—3.

The bill passed.

SB 590 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Crow asked unanimous consent that Joint Rule 17 be suspended which precluded bills in Senate committees being considered and reported to move the deadline for those Senate bills in the Committee on Appropriations and Budget, which was the order.

GENERAL ORDER

SB 579 by Keating and Cain of the Senate and Craighead and Henry of the House was read and considered.

Senators Keller, Watson and Lamb asked to be named coauthors of **SB 579**, which was the order.

Upon motion of Senator Keating, **SB 579**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **SB 579**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 579 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green,

Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Nay: Wolfe.—1.

Excused: Cate, Howard, Porter and Terrill.—4.

The bill and emergency passed.

SB 579 was referred for engrossment.

GENERAL ORDER

SB 470 by Randle of the Senate and Winn of the House was read and considered.

Upon motion of Senator Randle, **SB 470** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 470** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 470 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Cate, Howard, Miller, Porter and Terrill.—5.

The Chair advised the Senate that Senator Miller, having been present in the Chamber at the time the vote was taken on **SB 470**, would be shown voting “no” in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 43. Nay: 1. Excused: 4.

The bill passed.

SB 470 was referred for engrossment.

GENERAL ORDER

SB 545 by York of the Senate and Barker of House was read and considered.

Upon motion of Senator York, **SB 545** was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 545** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 545 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Keller, Lamb, Leonard, Luton, McCune, Miller, Nickles, Pierce, Randle, Schuelein, Tinsley, Watson, Wolfe, York and Young.—28.

Nay: Berrong, Capps, Johnson, Kilpatrick, Landis, Lane, McDaniel, Martin, Murphy, Rozell, Stipe, Taliaferro and Vann.—13.

Excused: Cate, Clifton, Giles, Keating, Porter, Terrill.—6.

*Not voting: Smith.—1.

*Senator Smith asked to be shown not voting for reason of personal interest, as provided in Article 5, Section 24, Oklahoma Constitution.

The Chair advised the Senate that Senator Clifton, having been present in the Chamber at the time the vote was taken on **SB 545**, would be shown voting “no” in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 28. Nay: 14. Excused: 6.

The bill passed.

Senators Clifton, Murphy, Landis, Lane, Taliaferro, Capps and Rozell 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 545 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Howell pressed his motion to reconsider the vote whereby **SB 591** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Crow and Pierce.—2.

Excused: Cate, Miller, Porter and Terrill.—4.

Senator Luton presiding.

THIRD READING

Senator Howell moved that the vote be reconsidered whereby **SB 591** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Howell moved that the vote be reconsidered whereby **SB 591** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senators Howell, McDaniel and Boatner moved to amend **SB 591**, Page 4, Line 17, by adding after the word "technology." a new sentence as follows: "Provided, that nothing in this act shall prohibit a veterinarian from employing a non-certified animal technician or aide.", which amendment was declared adopted.

Senator Pierce moved to amend **SB 591**, Page 4, Lines 8 through 17, by deleting Section B.

Senator Howell moved to table the Pierce motion to amend, which motion to table was declared adopted upon a division of the question.

Upon motion of Senator Boatner, **SB 591**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 591**, as amended, was considered engrossed and placed on third reading and final passage.

Senator York presiding.

THIRD READING

SB 591 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, Crutcher, Cummins, Dahl, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Landis, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Vann, Watson, Wolfe and York.—32.

Nay: Berrong, Crow, Giles, Johnson, Lamb, Lane, Leonard, McCune, Pierce, Tinsley and Young.—11.

Excused: Birdsong, Cate, Cullison, Porter and Terrill.—5.

The bill passed.

SB 591 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 637 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 541 by Smith and Schuelein of the Senate and Sparkman and Holt of the House was read and considered.

Senator Crow stated he had a motion in writing on the clerk's desk.

The Chair ruled that a motion was on the clerk's desk to amend **SB 541** and a prior motion to amend takes precedence over a motion to commit with instructions.

Senator Stipe moved to amend **SB 541**, by striking the Title, Enacting Clause and all language thereafter and inserting in lieu thereof the attached:

Senator Stipe asked unanimous consent that Senate Rule 14 be suspended and Xerox

copies of the amendment to **SB 541** be distributed to all Senators and the amendment not be spread in the Journal for this legislative day, which was the order.

Senator Stipe moved the adoption of his foregoing amendment, which amendment was declared adopted.

Senator Crow asked unanimous consent that his motion in writing on the clerk's desk be heard, to which request objection was heard.

Senator Crow moved that the rules be suspended, in lieu of all other motions, to allow his motion in writing be heard at this time.

Senator Smith moved to table the Crow motion to suspend, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Combs, Crutcher, Cullison, Cummins, Green, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Watson, Wolfe and York.—22.

Nay: Berrong, Capps, Clifton, Crow, Dahl, Giles, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Taliaferro, Tinsley, Vann and Young.—22.

Excused: Birdsong, Cate, Porter and Terrill.—4.

Senator Crow pressed his motion to suspend the Rules, which motion to suspend was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Capps, Clifton, Crow, Dahl, Giles, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Taliaferro, Tinsley, Vann and Young.—22.

Nay: Boatner, Cain, Combs, Crutcher, Cullison, Cummins, Green, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Watson, Wolfe and York.—22.

Excused: Birdsong, Cate, Porter and Terrill.—4.

Senator Boatner moved to amend **SB 541**, Page 2, Line 5, of the adopted Stipe amendment, by striking after the word "only." all language beginning with the word "accordingly" on Line 5 and all language on Lines 6, 7 and 8, which amendment was declared failed of adoption upon a division of the question.

Senator Lamb moved to amend **SB 541**, Page 1, Line 24, by striking Sections 1 and 2 and renumbering.

Senator Smith moved to table the Lamb motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Cain, Combs, Crow, Crutcher, Cullison, Cummins, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Landis, Lane, Luton, McCune, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Watson, Wolfe and York.—29.

Nay: Berrong, Boatner, Capps, Clifton, Dahl, Giles, Johnston, Lamb, Leonard, McDaniel, Martin, Miller, Tinsley, Vann and Young.—15.

Excused: Birdsong, Cate, Porter and Terrill.—4.

Senator Crow moved to amend **SB 541**, Page 2, Line 1, of the adopted Stipe amendment, by striking after (a) all words and figures and inserting in lieu: "All of that property commonly known as personal property.", which amendment was declared

failed of adoption upon a division of the question.

Senator Capps moved to amend **SB 541**, Page 2, Line 1, of the adopted Stipe amendment, by striking the word "All" and adding "After July 1, 1982, all".

Senator Smith moved to table the Capps motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Combs, Crutcher, Cullison, Cummins, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Lane, Luton, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Watson, Wolfe and York.—26.

Nay: Berrong, Capps, Clifton, Crow, Dahl, Giles, Johnston, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Murphy, Tinsley, Vann and Young.—17.

Excused: Birdsong, Cate, Howard, Porter and Terrill.—5.

Senator Randle presiding.

Senator Keller moved to amend **SB 541**, Page 2, Line 8, of the adopted Stipe amendment, by adding after the word "act" a new paragraph as follows:

"(b) All business and construction equipment and machinery of those individuals, corporations, partnerships and other legal entities whose gross annual receipts are less than Five Hundred Thousand Dollars (\$500,000.00),"

, and relettering the following paragraphs accordingly.

Senator Stipe moved to table the Keller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Crutcher, Cullison, Dahl, Giles, Howard, Howell, Johnson, Kilpatrick, Landis, Lane, Leonard, Luton, McDaniel, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Vann, Watson and York.—27.

Nay: Capps, Clifton, Combs, Crow, Cummins, Green, Johnston, Keating, Keller, Lamb, McCune, Nickles, Pierce, Tinsley, Wolfe and Young.—16.

Excused: Birdsong, Cate, Martin, Porter and Terrill.—5.

Senator Dahl moved to amend **SB 541**, Page 6, Line 11½, of the adopted Stipe amendment, by adding a new Section to read as follows:

"SECTION 4. 68 O.S. 1971, Section 1001, as amended by Section 1, Chapter 62, O.S.L. 1976 (68 O.S. Supp. 1979, Section 1001), is amended to read as follows:

Section 1001. (a) Every person, firm, association or corporation engaged in the mining or production, within this state, of asphalt, or of ores bearing lead, zinc, jack, gold, silver, or copper, or of petroleum or other crude oil or other mineral oil, natural gas and/or casinghead gas, shall, monthly, file with the Tax Commission, a statement under oath, on forms prescribed by it, showing the location of each mine or oil or gas well operated or controlled by such person, firm, corporation or association during the last preceding monthly period; the kind of such mineral, oil or gas produced; the gross amount thereof produced; and the actual cash value thereof at the time and place of production, including any and all premiums received from the sale thereof; the amount of royalty payable thereon; and, where such royalty is claimed to be exempt from taxation by law, the facts on which such claim of exemption is based, and such other information pertaining thereto as the Tax Commission may require, and shall, at the

same time pay to the Tax Commission, a tax equal to three-fourths of one percent ($\frac{3}{4}$ of 1%) on the gross value of asphalt, ores bearing lead, zinc, jack, gold, silver and copper produced which is hereby levied and a tax equal to seven percent (7%) of the gross value of the production of petroleum or other crude or mineral oil which is hereby levied based on 42 U.S. gallons of 231 cubic inches per gallon, computed at a temperature of 60 degrees Fahrenheit for oil measurements and a tax equal to seven percent (7%) of the gross value of the production of natural gas and/or casinghead gas, which is hereby levied. Provided, however, that none of the provisions of this section shall be construed to affect or impair the liability imposed upon the purchaser of petroleum crude oil or other mineral oil, natural gas and/or casinghead gas, by any law or laws of the State of Oklahoma relating to the payment of gross production taxes by the purchasers of such petroleum crude oil or other mineral oil, natural gas and/or casinghead gas.

(b) The tax hereby levied shall also attach to, and is levied on, what is known as the royalty interest EXCEPT THE ROYALTY INTEREST PAYABLE TO THE OSAGE INDIAN TRIBE; and the amount of such tax shall be a lien on such interest.

(c) The Tax Commission shall have the power to require any such person, firm, corporation or association engaged in mining or the production and/or purchaser of such asphalt, mineral ores aforesaid, petroleum or other crude oil or other mineral oil, natural gas and/or casinghead gas, or the owner of any royalty interest therein to furnish any additional information by it deemed to be necessary for the purpose of correctly computing the amount of said tax; and to examine the books, records and files of such person, firm, corporation or association; and shall have power to conduct hearings and compel the attendance of witnesses, and the production of books, records and papers of any person, firm, association or corporation.

(d) Any person or any member of any firm or association, or any officer, official, agent or employee of any corporation who shall fail or refuse to testify; or who shall fail or refuse to produce any books, records or papers which the Tax Commission shall require; or who shall fail or refuse to furnish any other evidence or information which the Tax Commission may require; or who shall fail or refuse to answer any competent questions which may be put to him by the Tax Commission, touching the business, property, assets or effects of any such person, firm, association or corporation, relating to the gross production tax imposed by this article or other laws, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not more than Five Hundred Dollars (\$500.00), or imprisonment in the jail of the county where such offense shall have been committed, for not more than one (1) year, or by both such fine and imprisonment; and each day of such refusal on the part of such person shall constitute a separate and distinct offense.

(e) The Tax Commission shall have the power and authority to ascertain and determine whether or not any return herein required to be filed with it is a true and correct return of the gross products, and of the value thereof, of such person, firm, corporation or association engaged in the mining or production of asphalt and ores bearing minerals aforesaid and of petroleum or other crude oil or mineral oil and of natural gas and/or casinghead gas; and if any person, firm, corporation or association has made an untrue or incorrect return of the gross production or value or volume thereof, as hereinbefore required, or shall have failed or refused to make such return, the Tax Commission shall under the rules and regulations prescribed by it, ascertain the correct amount of either, and compute said tax.

(f) The payment of the taxes herein levied shall be in full, and in lieu of all taxes by the state, counties, cities, towns, school districts

and other municipalities upon any property rights attached to or inherent in the right to said minerals, upon producing leases for the mining of asphalt and ores bearing lead, zinc, jack, gold, silver or copper, or for petroleum or other crude oil or other mineral oil, or for natural gas and/or casinghead gas, upon the mineral rights and privileges for the minerals aforesaid belonging or appertaining to land, upon the machinery, appliances and equipment used in and around any well producing petroleum or other crude or mineral oil, or natural gas and/or casinghead gas, or any mine producing asphalt or any of the mineral ores aforesaid and actually used in the operation of such well or mine; and also upon the oil, gas, asphalt or ores bearing minerals hereinbefore mentioned during the tax year in which the same is produced, and upon any investment in any of the leases, rights, privileges, minerals or other property hereinbefore in this paragraph mentioned or described; and any interest in the land, other than that herein enumerated, and oil in storage, asphalt and ores bearing minerals hereinbefore named, mined, produced and on hand at the date as of which property is assessed for general and ad valorem taxation for any subsequent tax year, shall be assessed and taxed as other property within the taxing district in which such property is situated at the time.

(g) No equipment, material or property shall be exempt from the payment of ad valorem tax by reason of the payment of the gross production tax as herein provided except such equipment, machinery, tools, material or property as is actually necessary and being used and in use in the production of asphalt or of ores bearing lead, zinc, jack, gold, silver or copper or of petroleum or other crude oil, or other mineral oil or of natural gas and casinghead gas; and it is expressly declared that no ice plants, hospitals, office buildings, garages, residences, gasoline extraction or absorption plants, water systems, fuel systems, rooming houses and other buildings, nor any

equipment or material used in connection therewith shall be exempt from ad valorem tax."

, and renumbering subsequent sections, which amendment was declared adopted.

Senator Stipe moved that **SB 541** be advanced.

Senator Crow moved to table the Stipe motion to advance **SB 541**.

The Chair informed the Senate that a prior motion in writing was on the clerk's desk.

Senator McDaniel moved that the Senate adjourn under the Rule.

Senator Crow moved to table the McDaniel motion to adjourn, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Watson, Wolfe and York.—36.

Nay: Capps, Landis, McDaniel, Nickles, Tinsley, Vann and Young.—7.

Excused: Birdsong, Cate, Lane, Porter and Terrill.—5.

Senator Stipe moved that **SB 541** be advanced.

Senator Crow moved to table the Stipe motion to advance, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Capps, Clifton, Combs, Crow, Giles, Johnston, Keating, Lamb,

Landis, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Taliaferro, Tinsley, Vann and Young.—22.

Nay: Boatner, Cain, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lane, Luton, Murphy, Rozell, Schuelein, Smith, Stipe, Watson, Wolfe and York.—22.

Excused: Birdsong, Cate, Porter and Terrill.—4.

Senator Stipe pressed his motion to advance **SB 541**, which motion to advance was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Watson, Wolfe and York.—25.

Nay: Berrong, Capps, Clifton, Giles, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Nickles, Pierce, Taliaferro, Tinsley, Vann and Young.—19.

Excused: Birdsong, Cate, Porter and Terrill.—4.

SB 541 was referred for engrossment.

Senator Crow asked that his motion in writing to refer **SB 541** to the Committee on Rules be read at this time.

Senator Howard raised a point of order stating the provisions of Senate Rule 14(p) are not in order to allow the Chair to entertain a motion to commit at this time, and that the provisions of Senate Rule 14(q) are now in order in that **SB 541** has been advanced.

Senator Stipe moved to adjourn under the Rule.

Senator Lamb moved to table the Stipe motion to adjourn, which motion to table

was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Boatner, Capps, Clifton, Crow, Giles, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Pierce, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—22.

Nay: Cain, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe and York.—22.

Excused: Birdsong, Cate, Porter and Terrill.—4.

Senator Stipe pressed his motion to adjourn under the Rule, which motion to adjourn was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe and York.—21.

Nay: Berrong, Boatner, Capps, Clifton, Crow, Giles, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Nickles, Pierce, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—23.

Excused: Birdsong, Cate, Porter and Terrill.—4.

Senator Crow asked for a ruling of the Chair as to the motion to commit to Committee with instructions.

Senator Howard stated that **SB 541** had been advanced and further consideration is not pending before this body.

Senator Crow asked unanimous consent that the rules be suspended and that **SB 541** be considered engrossed and placed on third

reading and final passage, to which request objection was heard.

Senator Lane moved that the Senate stand adjourned under the Rule, which motion to adjourn was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe and York.—22.

Nay: Berrong, Capps, Clifton, Crow, Giles, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Nickles, Pierce, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—22.

Excused: Birdsong, Cate, Porter and Terrill.—4.

Senator Young asked unanimous consent to reconsider the vote by which **SB 541** was advanced, to which request objection was heard.

Senator Lamb moved to adjourn until Wednesday, March 12, 1980, at 1:30 p.m., under Senate Rule 31(b), which motion to adjourn was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Lane, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Watson, Wolfe, York and Young.—30.

Nay: Dahl, Giles, Johnston, Keating, Keller, Landis, Leonard, McCune, McDaniel, Pierce, Tinsley and Vann.—12.

Excused: Birdsong, Cate, Martin, Nickles, Porter and Terrill.—6.

RESOLUTION

The following Resolution was introduced, consideration of which was deferred for this legislative day:

SCR 49 — By Howard and Keating of the Senate and Thompson (Don) and Taylor of the House.

A Concurrent Resolution urging creation of a Special Subcommittee on Juvenile Justice; proposing membership, powers and duties; and requiring reports.

Pursuant to the Lamb motion, the Senate adjourned at 6:15 p.m. to meet Wednesday, March 12, 1980, at 1:30 p.m.

Thirty-eighth Legislative Day

Wednesday, March 12, 1980

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, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Cate, Cullison, Howard, Keller and Wolfe.—5.

Senator Luton declared a quorum present.

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

Thank You Father for the new mercies that we see each day that flow from Your bountiful supply. We are grateful for having been born in a free nation, where we can worship without any fear of reprisals. Thank You for

this distinguished body that recognizes Your divine leadership and the need of it.

We pray for all those that stand in need of Your blessings today. Bless the hungry and help us to feed them, bless the destitute and help us to meet their need. We would not forget the hostages today. We ask that You move in their lives and give them that assurance that You are very much aware of their plight.

Lead us in the paths of right living, so that we may glorify Your name.

These things we ask in the name of Jesus. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator McDaniel introduced Loyd Williams, M.D., Wetumka, as the Doctor of the Day.

Senator Lamb 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 on the Calendar unless otherwise indicated.

DO PASS:

HB 1270 — Business, Industry and Labor Relations, coauthored by Terrill, Lane, Stipe and York of the Senate.

HB 1466 — Business, Industry and Labor Relations (amended by Judiciary Committee).

HB 1499 — Business, Industry and Labor Relations.

HB 1740 — Business, Industry and Labor Relations, coauthored by Stipe.

HB 1779 — Municipal Government, and be referred to Committee on County, State and Federal Government by previous order.

HJR 1053 — Public and Mental Health, coauthored by Johnson of the Senate, and be referred to Committee on Rules by previous order.

DO PASS, as amended:

HB 1590 — Business, Industry and Labor Relations, and be referred to Committee on County, State and Federal Government by previous order.

CS for HB 1607 — Business, Industry and Labor Relations.

CS for HB 1626 — Appropriations and Budget.

CS for HB 1630 — Appropriations and Budget.

SECOND READING

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

HB 1094 — Insurance and then to County, State and Federal Government.

HB 1523 — Education, Higher.

HB 1579 — County, State and Federal Government and then to Rules.

HB 1582 — Public Safety and Penal Affairs.

HB 1682 — Appropriations and Budget.

HB 1685 — Agriculture.

HB 1720 — Public and Mental Health.

HB 1746 — Insurance.

HB 1758 — Criminal Jurisprudence and then to Rules.

HB 1780 — Business, Industry and Labor Relations.

HB 1796 — Oil, Gas and Energy.

HB 1799 — Elections and Privileges.

HB 1808 — Appropriations and Budget.

HB 1848 — County, State and Federal Government and then to Retirement and Administration.

HB 1851 — Judiciary.

HB 1855 — County, State and Federal Government and then to Rules.

HB 1862 — Public and Mental Health.

HB 1863 — Public and Mental Health.

HB 1889 — County, State and Federal Government and then to Appropriations and Budget.

HB 1896 — Public and Mental Health.

HB 1910 — Public and Mental Health and then to County, State and Federal Government.

HB 1931 — Judiciary.

HB 1932 — Social Welfare.

HB 1933 — Social Welfare.

HB 1934 — Judiciary.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1451, 1591, 1634, 1645, 1652, 1653, 1710, 1736, 1741, 1744, 1753, 1767, 1783, 1807, 1813, 1816, 1869, 1872, 1873, 1882, 1892, 1894, 1903, 1905, 1913 and HJR 1037, 1042 and 1048.

HB 1451 — By Baughman of the House and Taliaferro of the Senate.

An Act relating to agriculture; amending 2 O.S. 1971, Section 9-22, as amended by Section 2, Chapter 106, O.S.L. 1977 (2 O.S. Supp. 1979, Section 9-22); providing short title; creating the Oklahoma Grain Storage Indemnity Fund; defining terms; placing certain limitations on grain storage indemnity fund; allowing investment of funds; providing certain requirements to receive indemnity fund claim payment; allowing subrogation of interest in a cause of action; providing an assessment upon grain; providing for the filing of certain reports; providing penalty; deleting certain bonding requirements; requiring certain license; providing fees; providing procedures for suspension or revocation of license; directing codification; providing effective dates; and declaring an emergency.

HB 1591 — By Draper and Deatherage of the House and Murphy of the Senate.

An Act relating to workers' compensation; amending 85 O.S. 1971, Sections 2b, as amended by Section 5, Chapter 234, O.S.L. 1977, 149 and 174, as amended by Sections 51 and 56, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1979, Sections 2b, 149 and 174); providing for workers' compensation insurance coverage of state employees; requiring self-insurance plans to be reviewed by the Workers' Compensation Court; allowing governmental entities to be self-insured under certain circumstances; authorizing reinsurance; requiring payment of certain premiums; providing for certain judgments and their transfers; requiring bond under certain circumstances; requiring annual estimation of needs; and providing an effective date.

HB 1634 — By Davis (Don), Deatherage and Atkins of the House and Crow and Boatner of the Senate.

(Department of Mental Health — Appropriations — Emergency).

HB 1645 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(State Department of Transportation — Appropriations — Emergency).

HB 1652 — By Draper, Davis (Don), Atkins, Johnson (A.V.), Wilson, Vaughn and Duckett of the House and Howard of the Senate.

An Act relating to state government; mandating a salary increase; amending 74 O.S. 1971, Section 284, as last amended by Section 11, S.J.R. 9, O.S.L. 1979 (74 O.S. Supp. 1979, Section 284), pertaining to a minimum salary; amending section 12, S.J.R. 9, O.S.L. 1979 (74 O.S. Supp. 1979, Section 805.1), pertaining to a uniform compensation plan; directing development of a salary schedule; directing submission of a report; disapproving recommended salary and grade adjustments; repealing Section 13, S.J.R. 9, O.S.L. 1979 (74 O.S. Supp. 1979, Section 828.20), pertaining to a salary schedule; directing codification; providing severability; and declaring an emergency.

HB 1653 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Department of Transportation — Appropriation — Emergency).

HB 1710 — By Kelly, Davis (Guy) and Johnson (Don) of the House and Murphy of the Senate.

An Act relating to waters and water rights; amending Sections 1, 2, 3, 5 and 6, Chapter 247, O.S.L. 1979 (82 O.S. Supp. 1979, Sections 1085.31, 1085.32, 1085.33, 1085.35 and 1085.36); declaring public policy of state for water and sewage treatment development; defining certain terms; creating a Water Recourses and Sewage Treatment Fund; providing for investment certificate; providing that obligations under the act are considered securities; limiting indebtedness; providing for loans to certain political entities with certain limitations; providing for purchase of investment certificates by the State Treasurer; providing limitations; permitting the Board to adminis-

ter certain grant monies with certain limitations; providing certain considerations for grants; permitting certain rules and regulations; directing codification; providing an effective date; and declaring an emergency.

HB 1736 — By Hooper.

An Act relating to animals; amending 4 O.S. 1971, Section 42.1; establishing liability for dog bites or injuries under certain circumstances; making location where injuries occurred more generalized; and providing an effective date.

HB 1741 — By Deatherage, Atkins and Thompson (Don) of the House and York of the Senate.

An Act relating to children; enacting the Uniform Child Custody Jurisdiction Act; providing short title; stating the purpose; providing certain definitions; providing certain jurisdiction in certain proceedings; providing for notice to certain persons; providing procedure when there are simultaneous proceedings in other states; providing for inconvenient forum; providing certain reasons court may decline jurisdiction; providing that certain information be submitted to court under oath; providing for certain additional parties; providing for appearance of certain parties; providing effect of custody decree; providing recognition, modification and registration of certain custody decrees; providing that certified copies of certain custody decrees be provided; providing method of taking testimony, requesting documents or a hearing or ordering an appearance of parties in another state; providing that district court shall assist certain courts of another state and shall preserve certain documents for use in another state; providing certain international application; directing codification; and providing an effective date.

HB 1744 — By Henry, Davis (Frank) Winn and Duckett.

(Probate Procedure — Amending Sections in Title 58 — Effective Date).

HB 1753 — By Henry.

An Act relating to landlords and tenants; amending Section 15, Chapter 257, O.S.L. 1978 (41 O.S. Supp. 1979, Section 115); providing procedures for damage or security deposits; altering type of mail required for certain notices; and providing an effective date.

HB 1767 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

An Act relating to the State Personnel Board; making a supplemental appropriation thereto; stating the purpose; providing for a report of results and recommendations; making funds available for federal matching funds; directing competitive bidding; making appropriation nonfiscal; providing severability; and declaring an emergency.

HB 1783 — By Smith and Davis (Frank) of the House and Luton of the Senate.

An Act relating to homestead and exemptions; amending 31 O.S. 1971, Sections 1, as last amended by Section 6, Chapter 190, O.S.L. 1978 (31 O.S. Supp. 1979, Section 1) and 2; providing homestead exemptions from attachment, execution or other forced sale; requiring state exemptions in bankruptcy; including principal residence of a single adult without a family; increasing exemptions; repealing 31 O.S. 1971, Section 4, as last amended by Section 7, Chapter 90, O.S.L. 1978 (31 O.S. Supp. 1979, Section 4); and declaring an emergency.

HB 1807 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Regents for Higher Education — Appropriation — Emergency).

HB 1813 — By Sheppard of the House and Johnston of the Senate.

An Act relating to public buildings and public works; amending 61 O.S. 1971, Sections 2 and 4, Chapter 156, O.S.L. 1974 (61

O.S. Supp. 1979, Sections 62 and 64); providing a certain file of consultants for public work; providing for approval of plans; providing notification; requiring certain persons of the using department to review consultant files; providing factors to consider in consultant selection with certain exceptions; requiring certain reports; providing for negotiation of contract with certain requirements providing remedy if negotiations can not be reached; describing offenses; providing penalties; providing consultants need not be selected in certain situations; directing codification; and providing an effective date.

HB 1816 — by Draper, Deatherage, Fried, Abbott, Bengtson, Cole, Kerr, Townsend, Wilson and Duckett of the House and Howell of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Section 13-101, as last amended by Section 1, Chapter 118, O.S.L. 1975 (70 O.S. Supp. 1979, Section 13-101); providing for the education of gifted and talented children; stating purposes; defining terms; providing for administration and implementation; requiring combination of appropriated funds from all available sources; requiring examination of special education teachers; authorizing education and district cooperation for exceptional children; expanding required participation in special education; directing codification; and providing an effective date.

HB 1869 — By Henry.

An Act relating to children; amending 10 O.S. 1971, Section 1127, as last amended by Section 6, Chapter 257, O.S.L. 1979 (10 O.S. Supp. 1979, Section 1127); altering certain procedures relating to juvenile fingerprints; providing certain limitations on the effect of juvenile proceedings, adjudication and evidence introduced in juvenile proceedings; and providing an effective date.

HB 1872 — By Hastings, Kane and Manar of the House and Martin of the Senate.

An Act relating to mental health; amending 43A O.S. 1971, Section 658; requiring certain facilities to be certified by the Drug Treatment and Rehabilitation Authority; deleting certain exceptions; providing procedures and rules; providing for fee; restricting the use of methadone; providing an exception; requiring case review teams; providing for membership, meetings, purpose and duties; setting a maximum dosage of methadone with an exception; requiring a fee; providing for termination of person from program; authorizing certain rules; providing an penalty; directing codification; and declaring an emergency.

HB 1873 — By Arnold of the House and Green of the Senate.

(Counties and County Officers — Amending 19 O.S. 1971, Section 956 — Effective Date).

HB 1882 — By Lancaster and Wilson of the House and Rozell of the Senate.

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

HB 1892 — By Atkins and Denman.

(Statutes and Reports — Amending Sections in Title 75 — Administrative Procedures Act — Effective Date).

HB 1894 — By Graves of the House and Howell of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 438; authorizing certain persons to take depositions, issue subpoenas and punish contempt; requiring certain depositions to be taken upon oral testimony; and providing an effective date.

HB 1903 — By Hobson and Wilson of the House and Cate of the Senate.

An Act relating to state officers and employees; amending Section 4, Chapter 1, O.S.L. 1974 (74 O.S. Supp. 1979, Section

3364); providing responsibilities and duties of the Department of Energy; adding powers; authorizing civil actions by the Attorney General in certain cases; authorizing terminations of fuel allocations; prohibiting certain acts; providing penalty; requiring assistance by certain state agencies; directing codification; and declaring an emergency.

HB 1905 — By Cole.

An Act relating to schools; providing procedures for disciplinary actions of educational support personnel; requiring establishment of certain probationary periods; requiring notice; providing for establishment of a grievance procedure; providing for hearings; providing procedures for hearings; making provisions inapplicable under certain circumstances; directing codification; and providing an effective date.

HB 1913 — By Draper, Thompson (Mick), Murphy, Peterson, Fitzgibbon, Fair, McCaleb, Davis (Frank), Wilson, Glover and Dunn of the House and Lane of the Senate.

An Act relating to state government; amending Section 3, Chapter 260, O.S.L. 1977 (63 O.S. Supp. 1979, Section 830) and 68 O.S. 1971, Sections 404 and 2102, as last amended by Section 28, Chapter 209, O.S.L. 1978 (68 O.S. Supp. 1979, Section 2102); creating the County Bridge Improvement Fund; providing for funding; redistributing revenues from certain taxes; providing an effective date; and declaring an emergency.

HJR 1037 — By Davis (Guy) and Cole.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the proposed amendment of Section 26 of Article X of the Oklahoma Constitution, which limits the indebtedness of political subdivisions of the state, but allows certain additional debt upon assent of the voters and provides for an annual tax to pay the debt, and providing a

two-year limit that school districts may contract with certified personnel and adding certain administrators and principals; providing Ballot Title; and directing filing.

HJR 1042 — By Sparkman.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the proposed amendment of Section 18 of Article II of the Oklahoma Constitution, which provides procedures and requirements for calling a grand jury; changing certain requirements for signed petitions; providing a Ballot Title; and directing filing.

HJR 1048 — By Briscoe, Lancaster, Lawter and Glover of the House and Rozell of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection an act abolishing the Oklahoma Turnpike Authority, transferring powers, duties and certain other matters to the Transportation Commission and the Department of Transportation, allowing certain acts, prohibiting additional turnpikes, allowing gradual changeover of certain property, maintaining integrity of present revenue bonds, retiring such bonds and providing free roads upon retirement of such bonds; providing for amendment, revision or repeal of conflicting statutes; repealing Section 10, Chapter 218, O.S.L. 1976 (69 O.S. Supp. 1979, Section 4010); providing a Ballot Title; and directing filing.

The above numbered HBs and HJRs were read for the first time.

GENERAL ORDER

CS for SB 364 by Dahl was read and considered.

Senator Dahl, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Smith be named House author of SB 364, which was the order.

Upon motion of Senator Dahl, **SB 364**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **SB 364**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 364 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, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Nay: Rozell, Schuelein and Stipe.—3.

Excused: Cate, Cullison, Howard, Keller and Wolfe.—5.

The bill passed.

SB 364 was referred for engrossment.

GENERAL ORDER

SB 489 by Combs and Kilpatrick of the Senate and Gray of the House was read and considered.

Senators Cummins, Nickles, Green, Pierce, Watson, Landis and Leonard asked to be named coauthors of **SB 489**, which was the order.

Upon motion of Senator Combs, **SB 489**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Combs, **SB 489**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 489 was read for the third time at length.

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

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

Nay: Crow.—1.

Excused: Cate, Cullison, Howard, Keller and Wolfe.—5.

The bill passed.

SB 489 was referred for engrossment.

GENERAL ORDER

SB 574 by Keating and Cain of the Senate and Thompson (Don) and Townsend of the House was read and considered.

Senator Dahl asked to be named a coauthor of **SB 574**, which was the order.

Senator Keating moved to amend **SB 574**, Page 4, Line 9, through Page 6, Line 8, by deleting subsection (C) and inserting in lieu thereof the attached:

“C. No child [under the age of sixteen (16) years] ALLEGED TO BE DEPRIVED OR IN NEED OF SUPERVISION shall be

confined in any [police station] prison, jail, [or] lockup OR ADULT FACILITY. NO CHILD SHALL[, or] be transported or detained in association with criminal, vicious or dissolute persons; except that [a] AN ALLEGED DELINQUENT child twelve (12) years of age or older may, with the consent of the judge or director, be placed in a jail or other place of detention for adults, but in a room or ward entirely separate from adults[. **Provided, however, if the court designated detention or shelter facility has no available space or if the court has not designated a detention or shelter facility, any child fifteen (15) years of age or older may be confined in any jail or other place of detention for adults, but in a room or ward entirely separate from adults,**] for a period of time not to exceed seventy-two (72) hours unless said time is extended by order of court, which amendment was declared adopted.

Upon motion of Senator Keating, **SB 574**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **SB 574**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

Senators Howard and Keller asked to be shown present, which was the order.

THIRD READING

SB 574 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Smith, Stipe,

Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Nay: Crow, Johnson, Landis and Schuelein.—4.

Excused: Cate, Cullison and Wolfe.—3.

The bill passed.

SB 574 was referred for engrossment.

GENERAL ORDER

SB 524 by Smith, McDaniel, Combs, Pierce, Crow, McCune and Watson was read and considered.

Senators Luton, Lamb, Green, Cain, Keating, Wolfe and Keller asked to be named coauthors of **SB 524**, which was the order.

Senator Smith, citing Rule 8(d), asked unanimous consent that Representative Smith be named House author of **SB 524**, which was the order.

Upon motion of Senator Smith, **SB 524**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 524**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 524 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick,

Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Nay: Boatner and Porter.—2.

Excused: Cate, Cullison and Wolfe.—3.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator Murphy moved that the vote be reconsidered whereby **SB 524** passed, as provided under Senate Rule 19(b).

MOTION TO RECONSIDER VOTE

Senator Howard pressed his motion to reconsider the vote whereby **SB 493** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Clifton, Combs, Cummins, Dahl, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Luton, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—28.

Nay: Birdsong, Cain, Capps, Crow, Crutcher, Giles, Johnston, Keller, Landis, Lane, Leonard, McCune, McDaniel, Martin, Miller and Nickles.—16.

Excused: Berrong, Cate, Cullison and Wolfe.—4.

THIRD READING

SB 493 was read for the third time at length.

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

Aye: Boatner, Clifton, Combs, Cummins, Dahl, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—30.

Nay: Birdsong, Cain, Capps, Crow, Crutcher, Giles, Johnston, Keller, Lane, Leonard, McDaniel, Martin, Miller, Nickles and Smith.—15.

Excused: Berrong, Cate and Cullison.—3.

The bill passed.

SB 493 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 541 correctly engrossed.

SBs 470, 545, 579, 591, 604, 615 and **SCR 48** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1617, 1633, 1638 and **1640** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SRs 89, 90 and **91** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

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

GENERAL ORDER

CS for **SJR 40** by Howard was read and considered.

Upon motion of Senator Howard, **SJR 40** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SJR 40** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 40 was read for the third time at length, as follows:

SJR 40 — By Howard.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Section 1 of Article XXII of the Oklahoma Constitution; modifying prohibition against alien and corporate ownership of land within this state, but retaining certain constitutional restrictions and providing for regulation by the Legislature within certain restrictions; providing Ballot Title; and directing filing.

Be it resolved by the Senate and the House of Representatives of the 2nd 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 of Section 1 of Article XXII of the Constitution of the State of Oklahoma, to read as follows:

Section 1. No alien or person who is not a citizen of the United States, shall acquire title to or own land in this state, and the Legislature shall enact laws whereby all persons not citizens of the United States, and their heirs, who may hereafter acquire real estate in this state by devise, descent, or otherwise, shall dispose of the same within five years upon condition of escheat or forfeiture to the state: Provided, this shall not apply to Indians born within the United States, nor to aliens or persons not citizens of the United States who may become bona fide residents of this state[: **And Provided Further, That this section shall not apply to lands now owned by aliens in this**

State], NOR TO ANY CORPORATION, EXCEPT AS PROVIDED IN SECTION 2 OF THIS ARTICLE AND AS THE LEGISLATURE MAY CHOOSE TO REGULATE BY STATUTE, BUT NOT AGRICULTURAL LAND OR FARMLAND LOCATED WITHIN INCORPORATED CITIES AND TOWNS.

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 1 of Article XXII of the Oklahoma Constitution which modifies the prohibition against alien and corporate ownership of land within this state, but retains certain constitutional restrictions and provides for regulation by the Legislature within certain restrictions

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 passage of Resolution, the roll call was as follows:

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

Nay: Boatner, Johnson, Leonard and Martin.—4.

Excused: Cate and Cullison.—2.

The Resolution was declared passed.

SJR 40 was referred for engrossment.

GENERAL ORDER

SB 527 by York and Johnson was read and considered.

Upon motion of Senator York, **SB 527** was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 527** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 527 was read for the third time at length.

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

Aye: Berrong, Cain, Clifton, Crutcher, Cummins, Dahl, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Leonard, Luton, McCune, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Vann, Watson, York and Young.—25.

Nay: Birdsong, Boatner, Capps, Combs, Crow, Giles, Green, Johnston, Keller, Landis, Lane, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Taliaferro, Tinsley and Wolfe.—20.

Excused: Cate, Cullison and Porter.—3.

The bill passed.

Senator Capps, Martin, Landis, Porter, Tinsley, Murphy and Miller desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 14. Excused: 2.

The emergency passed.

MOTION TO RECONSIDER VOTE

Senator Crow moved that the vote be reconsidered whereby **SB 527** passed, as provided in Senate Rule 19(b).

GENERAL ORDER

CS for SB 331 by Taliaferro was read and considered.

Senator Taliaferro, citing Rule 8(d), asked unanimous consent that Representative Hooper be named House author and Representative Murphy be named a coauthor of **SB 331**, which was the order.

Senator Rozell moved to amend **SB 331**, Page 11, Line 13½, by adding a new Section 8 to read as follows: "Permits to kill doe deer in Adair, Cherokee, Atoka and Coal counties will not be granted after July 30, 1980.", and renumbering.

Senator Lane moved to amend the Rozell amendment as follows: by adding the following counties, McCurtain, Choctaw and

Pushmataha, which amendment to the amendment was declared adopted.

Senator Rozell pressed his motion to adopt his amendment, which amendment, as amended, was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Combs, Crow, Crutcher, Green, Howard, Howell, Keller, Lane, Luton, McDaniel, Miller, Murphy, Pierce, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Wolfe and Young.—23.

Nay: Berrong, Cain, Capps, Clifton, Cummins, Dahl, Giles, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, Martin, Randle, Taliaferro, Terrill, Watson and York.—21.

Excused: Cate, Cullison, Nickles and Porter.—4.

Upon motion of Senator Taliaferro, **SB 331**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **SB 331**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

Senator Watson presiding.

THIRD READING

SB 331 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, Cummins, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Tal-

iaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—39.

Nay: Crow, Crutcher, Dahl, Miller, Randle and Young.—6.

Excused: Cate, Cullison and Porter.—3.

The bill passed.

SB 331 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1812**.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 590 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Luton presiding.

THIRD READING

SB 541 was before the Senate on Third Reading.

Senator Smith asked unanimous consent to amend **SB 541** on Third Reading, by crippling the Title, which was the order.

Senator Martin moved to strike **SB 541** from the Calendar.

Senator Smith moved to table the Martin motion to strike, which motion to table was declared adopted.

Senator Crow moved that **SB 541** be referred to the Senate Committee on Rules with instructions that the Chairman of said

committee be authorized to request an interim study of said bill to determine the full effect of passage of said bill.

Senator Smith moved to table the Crow motion to refer, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Clifton, Combs, Crutcher, Cummins, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Lane, Luton, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Watson, Wolfe and York.—27.

Nay: Berrong, Birdsong, Capps, Crow, Dahl, Giles, Johnston, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Tinsley, Vann and Young.—18.

Excused: Cate, Cullison and Howard.—3.

SB 541 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, Combs, Crutcher, Cummins, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lane, Luton, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Watson, Wolfe and York.—25.

Nay: Berrong, Capps, Clifton, Crow, Dahl, Giles, Johnston, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Taliaferro, Tinsley, Vann and Young.—19.

Excused: Birdsong, Cate, Cullison and Keller.—4.

The Chair advised the Senate that Senator Birdsong, having been present in the Chamber at the time the vote was taken on

SB 541, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 25. Nay: 20. Excused: 3.

The bill passed.

Senators Miller, Clifton, Capps, Dahl, Birdsong, Berrong, McDaniel, Landis and Giles desired to vote aye and Senator Pierce to vote no 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.

SB 541 was referred for reengrossment.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **SB 336** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Birdsong, Johnson and Porter.—3.

Excused: Capps, Cate, Cullison, Howard and Keller.—5.

THIRD READING

Senator Terrill moved to amend **SB 336** on Third Reading by crippling the Title, which motion was declared adopted.

SB 336 was read 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, Clifton, Combs, Crow, Crutcher, Dahl, Giles, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—36.

Nay: Boatner, Cummins, Johnson, Murphy, Porter and Young.—6.

Excused: Capps, Cate, Cullison, Howard, Keller and Smith.—6.

The bill and emergency passed.

SB 336 was referred for engrossment.

GENERAL ORDER

SB 548 by Landis of the Senate and Mentzer of the House was read and considered.

Senator Landis moved to amend **SB 548**, Page 5, Line 14, by deleting all language through Line 4 on Page 6, which amendment was declared adopted.

Upon motion of Senator Landis, **SB 548**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Landis, **SB 548**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 548 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Porter, Randle, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—35.

Nay: Cain, Miller, Pierce, Rozell and Schuelein.—5.

Excused: Capps, Cate, Cullison, Howard, Keller, Lane, Terrill and Young.—8.

The bill passed.

SB 548 was referred for engrossment.

Senator Boatner presiding.

GENERAL ORDER

SB 474 by Randle of the Senate and Fitzgibbon of the House was read and considered.

Senator Randle moved to amend **SB 474**, Page 2, Lines 5 and 7, on Line 5, striking the words "to possess" on Line 7, after the word "cancelled" adding the words "or to possess his license after having received notice of its suspension, revocation, or cancellation," which amendment was declared adopted.

Upon motion of Senator Randle, **SB 474**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 474**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 474 was read for the third time at length.

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

Aye: Berrong, Boatner, Clifton, Crow, Crutcher, Cummins, Dahl, Giles, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—32.

Nay: Cain, Combs, Green, Howell, Keating, Leonard, Martin, Pierce, Porter and Wolfe.—10.

Excused: Birdsong, Capps, Cate, Cullison, Howard and Keller.—6.

The bill and emergency passed.

SB 474 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent that all motions to reconsider a vote on Senate bills or Joint Resolutions made Wednesday, March 12, and Thursday, March 13, 1980, be disposed of by the close of business on Thursday, March 13, which was the order.

BILL WITHDRAWN — REREFERRED

Senator Giles moved that **SB 542** be withdrawn from the Calendar and rereferred to the Committee on County, State and Federal Government, which motion was declared adopted.

GENERAL ORDER

SB 468 by Lamb of the Senate and Twidwell of the House was read and considered.

Senator Landis asked to be named a co-author of **SB 468**, which was the order.

Senator Combs moved to amend **SB 468**, Page 21, Line 15, by adding after the word "officer" and before "B." the following:

"13. To fail to carry in or upon the vehicle at all times a copy of a valid liability insurance policy for such vehicle and to make that policy available for inspection upon request of a peace officer."

Senator Lamb moved to table the Combs amendment, which motion to table was declared failed of adoption upon a division of the question.

Senator Combs pressed his motion to amend, which motion was declared adopted, the roll call thereon being as follows:

Aye: Cain, Clifton, Combs, Crutcher, Cummins, Howell, Johnson, Keating, Kilpatrick, Landis, Leonard, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Rozell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—26.

Nay: Berrong, Boatner, Crow, Dahl, Giles, Green, Johnston, Lamb, Lane, Luton, Porter, Randle, Schuelein, Stipe and Young.—15.

Excused: Birdsong, Capps, Cate, Cullison, Howard, Keller and Martin.—7.

Upon motion of Senator Lamb, **SB 468** was advanced to engrossment.

Senator Lamb asked unanimous consent that **SB 468** be considered engrossed and placed on third reading and final passage, to which request objection was heard.

Senator Luton presiding.

GENERAL ORDER

SB 564 by Randle was read and considered.

Senator Randle, citing Rule 8(d), asked unanimous consent that Representative Fitzgibbon be named House author of **SB 564**, which was the order.

Senator Randle moved to amend **SB 564**, Page 5, Line 3, by striking after the word "provide," and before the word "employees," on Line 8 all language and inserting the words "long range planning for programs administrated by the agency. Two", which amendment was declared adopted.

Upon motion of Senator Randle, **SB 564**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 564**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 564 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, Clifton, Combs, Crutcher, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—34.

Nay: Berrong, Crow, Giles, Howell, Leonard, Murphy, Nickles and Young.—8.

Excused: Birdsong, Capps, Cate, Cullison, Keller and Terrill.—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: 35. Nay: 8. Excused: 5.

The emergency passed.

SB 564 was referred for engrossment.

Senator Boatner presiding.

GENERAL ORDER

SB 568 by York and Birdsong was read and considered.

Senator York moved to amend **SB 568**, Page 2, Lines 12 and 13 by adding on Line 12, after the word "years," and before the word "prior," the words "in Oklahoma" and on Line 13 after the word "paragraphs" and before the number "(4)" add the number "(3)," which amendment was declared adopted.

Upon motion of Senator York, **SB 568**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 568**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 568 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Birdsong, Capps, Cate, Cullison and Keller.—5.

The bill and emergency passed.

SB 568 was referred for engrossment.

GENERAL ORDER

SB 592 by Keating of the Senate and Wilson of the House was read and considered.

Senator Johnston asked to be named a coauthor of **SB 592**, which was the order.

Senator Keating, citing Rule 8(d), asked unanimous consent that Representative Morgan be named House author of **SB 592**, which was the order.

Upon motion of Senator Keating, **SB 592**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **SB 592**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 592 was read for the third time at length.

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

Aye: Cain, Clifton, Crutcher, Green, Johnston, Keating, McCune, McDaniel, Pierce and Young.—10.

Nay: Berrong, Boatner, Combs, Crow, Cummins, Dahl, Giles, Howell, Johnson, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe and York.—30.

Excused: Birdsong, Capps, Cate, Cullison, Howard, Keller, Porter and Tinsley.—8.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Johnston moved that the vote be reconsidered whereby **SB 592** failed of passage, as provided under Senate Rule 19(b).

GENERAL ORDER

SB 629 by Lane was read and considered.

Senator Randle asked to be named a coauthor of **SB 629**, which was the order.

Senator Randle moved to amend **SB 629**, Page 18, Line 7½, by adding a new Section, to read as per attached:

(Senator Randle asked unanimous consent, which was granted, that Senate Rule 14(b) be suspended and the amendment not be spread in the Journal for this legislative day.)

, and renumber the remaining Sections, and amend the Title to conform, which amendment was declared adopted.

Senators Lane and Randle moved to amend **SB 629**, Page 18, Line 18, through Page 19, Line 3, by deleting after the word "area", and before the word "Within", the following sentence: "Without Commission approval, the relevant market area will not be less than a radius of ten (10) miles around an existing dealership.", and inserting in lieu thereof the following: "The relevant market area is any area within a radius of ten (10) miles from the site of a potential new dealership.", which amendment was declared adopted upon motion of Senator Randle.

Senators Lane and Randle moved to amend **SB 629**, Page 20, Line 7, by adding after the word "dealership," a new sentence to read as follows: "Furthermore, the relocation of an existing dealer within its area of responsibility shall not be subject to this section, provided the proposed relocation site is not within five (5) miles of an existing dealer of the same line-make.", which amendment was declared adopted upon motion of Senator Randle.

Upon motion of Senator Randle, **SB 629**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 629**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 629 was read for the third time at length.

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

Aye: Berrong, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Boatner.—1.

Excused: Birdsong, Capps, Cate, Cullison and Keller.—5.

The bill passed.

SB 629 was referred for engrossment.

GENERAL ORDER

CS for **SB 293** by York of the Senate and Hooper of the House was read and considered.

Senators Combs and Taliaferro asked to be named coauthors of **SB 293**, which was the order.

Senator York moved to amend **SB 293**, by striking the title, the enacting clause and Sections 1 through 26 and inserting in lieu thereof the attached:

(Senator York asked unanimous consent that provisions of Senate Rule 14(b) be suspended and that Xerox copies of this amendment be distributed to all Senators and not spread in full in the Journal for this legislative day, which was the order.)

, which amendment was declared adopted.

Upon motion of Senator York, **SB 293**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 293**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 293 was read for the third time at length.

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

Aye: Berrong, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—38.

Nay: Boatner, Pierce and Young.—3.

Excused: Birdsong, Capps, Cate, Cullison, Howard, Keating and Keller.—7.

The bill and emergency passed.

SB 293 was referred for engrossment.

GENERAL ORDER

CS for **SB 511** by Terrill was read and considered.

Senator Stipe moved to amend **SB 511**, Page 20, Lines 4 and 5, by striking after the bracket, the words and figures "One Hundred Fifty Thousand Dollars (\$150,000.00)", and substituting the words and figures "Five Hundred Thousand Dollars (\$500,000.00)", which amendment was declared adopted.

Upon motion of Senator Terrill, **SB 511**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 511**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 511 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—38.

Nay: Pierce.—1.

Excused: Birdsong, Capps, Cate, Cullison, Howard, Keating, Keller and Vann.—8.

*Not voting: Smith.—1.

*As provided in Article 5, Section 24, Oklahoma Constitution, Senator Smith asked to be shown not voting for reason of personal interest.

The bill passed.

SB 511 was referred for engrossment.

GENERAL ORDER

SB 477 by McCune was read and considered.

Senator McCune, citing Rule 8(d), asked unanimous consent that Representative Vaughn be named House author of **SB 477**, which was the order.

Senator McCune moved to amend **SB 477**, Page 4, Line 1, by striking after the number "2", all language on Lines 1 and 2, and substituting in lieu thereof the emergency clause, which amendment was declared adopted.

Upon motion of Senator McCune, **SB 477**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **SB 477**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 477 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Clifton, Crutcher, Cummins, Dahl, Giles, Green, Johnston, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson, Wolfe and Young.—32.

Nay: Combs, Crow, Howell, Johnson, Kilpatrick, Luton, Stipe and York.—8.

Excused: Birdsong, Capps, Cate, Cullison, Howard, Keating, Keller and Vann.—8.

The bill and emergency passed.

SB 477 was referred for engrossment.

GENERAL ORDER

SB 505 by Clifton of the Senate and Henry of the House was read and considered.

Senator Kilpatrick asked to be named a coauthor of **SB 505**, which was the order.

Upon motion of Senator Clifton, **SB 505**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **SB 505**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 505 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, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Nick-

les, Pierce, Randle, Rozell, Taliaferro, Tinsley, Watson and York.—31.

Nay: Cain, Johnson, McCune, Porter, Schuelein, Smith, Terrill, Wolfe and Young.—9.

Excused: Birdsong, Capps, Cate, Cullison, Howard, Keller, Stipe and Vann.—8.

The bill passed.

SB 505 was referred for engrossment.

GENERAL ORDER

SB 593 by Nickles, Wolfe and Murphy was read and considered.

Senators Pierce, Keating, Lamb, Leonard and Green asked to be named coauthors of **SB 593**, which was the order.

Senator Nickles, citing Rule 8(d), asked unanimous consent that Representative Davis (Don) be named House author of **SB 593**, which was the order.

Upon motion of Senator Nickles, **SB 593**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Nickles, **SB 593**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 593 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Mar-

tin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—41.

Excused: Birdsong, Capps, Cate, Cullison, Howard, Keller and Vann.—7.

The bill passed.

SB 593 was referred for engrossment.

GENERAL ORDER

SB 473 by Randle of the Senate and Winn of the House was read and considered.

Upon motion of Senator Randle, **SB 473** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 473** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 473 was read for the third time at length.

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

Aye: Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—38.

Nay: Berrong and Stipe.—2.

Excused: Birdsong, Capps, Cate, Cullison, Howard, Keller, Nickles and Vann.—8.

The bill and emergency passed.

SB 473 was referred for engrossment.

GENERAL ORDER

SB 487 by Randle of the Senate and Winn of the House was read and considered.

Upon motion of Senator Randle, **SB 487** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 487** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 487 was read 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, Clifton, Combs, Crow, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Watson, Wolfe and York.—34.

Nay: Crutcher, Johnston, Miller, Smith, Stipe and Young.—6.

Excused: Birdsong, Capps, Cate, Cullison, Howard, Keller, Nickles and Vann.—8.

The bill and emergency passed.

SB 487 was referred for engrossment.

GENERAL ORDER

SB 488 by Randle of the Senate and Winn of the House was read and considered.

Upon motion of Senator Randle, **SB 488** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 488** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 488 was read 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, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and York.—40.

Excused: Birdsong, Capps, Cate, Cullison, Keller, Nickles, Vann and Young.—8.

The bill and emergency passed.

SB 488 was referred for engrossment.

GENERAL ORDER

SB 472 by Randle of the Senate and Winn of the House was read and considered.

Upon motion of Senator Randle, **SB 472** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 472** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 472 was read for the third time at length.

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

Aye: Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—39.

Excused: Berrong, Birdsong, Capps, Cate, Cullison, Johnson, Keller, Nickles and Vann.—9.

The Chair advised the Senate that Senator Johnson, having been present, in the Chamber at the time the vote was taken on **SB 472**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 39. Nay: 1. Excused: 8.

The bill passed.

SB 472 was referred for engrossment.

GENERAL ORDER

SB 377 by Murphy, Kilpatrick and Berrong was read and considered.

Senators Pierce, Wolfe, Green, McCune, Combs and Leonard asked to be named co-authors of **SB 377**, which was the order.

Upon motion of Senator Murphy, **SB 377**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 377**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 377 was read 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, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—41.

Excused: Birdsong, Capps, Cate, Cullison, Keller, Nickles and Vann.—7.

The bill and emergency passed.

SB 377 was referred for engrossment.

GENERAL ORDER

SB 562 by Terrill and Watson was read and considered.

Upon motion of Senator Watson, **SB 562** was advanced to engrossment.

By unanimous consent, upon request of Senator Watson, **SB 562** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 562 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—38.

Nay: McCune.—1.

Excused: Birdsong, Capps, Cate, Cullison, Howard, Keller, Nickles, Stipe and Vann.—9.

The bill passed.

SB 562 was referred for engrossment.

GENERAL ORDER

SB 447 by Smith of the Senate and Hopkins of the House was read and considered.

Upon motion of Senator Smith, **SB 447** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 447** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 447 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and Young.—40.

Excused: Birdsong, Capps, Cate, Cullison, Keller, Nickles, Vann and York.—8.

The bill and emergency passed.

SB 447 was referred for engrossment.

GENERAL ORDER

SB 617 by Terrill and Watson was read and considered.

Upon motion of Senator Watson, **SB 617** was advanced to engrossment.

By unanimous consent, upon request of Senator Watson, **SB 617** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 617 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—40.

Excused: Birdsong, Capps, Cate, Cullison, Keller, Nickles, Randle and Vann.—8.

The bill and emergency passed.

SB 617 was referred for engrossment.

GENERAL ORDER

CS for **SB 633** by Terrill and Watson was read and considered.

Upon motion of Senator Terrill, **SB 633** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 633** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Smith moved to amend **SB 633**, Page 18, Line 10, by striking after the word "determine" and before the word "that" all language, which amendment was declared adopted.

SB 633 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, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—40.

Excused: Birdsong, Capps, Cate, Cullison, Keller, Nickles, Randle and Vann.—8.

The bill passed.

SB 633 was referred for engrossment.

GENERAL ORDER

SB 498 by Smith was read and considered.

Upon motion of Senator Smith, **SB 498** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **SB 498** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 498 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—37.

Nay: Johnson, Keating and Pierce.—3.

Excused: Birdsong, Capps, Cate, Cullison, Keller, Nickles, Randle and Vann.—8.

The bill passed.

SB 498 was referred for engrossment.

Senator Watson presiding.

GENERAL ORDER

SB 585 by Crutcher was read and considered.

Senators Howell and Crutcher moved to amend **SB 585**, Page 2, Lines 10 through 17, by striking all new language and on Page 3, Line 14, by striking "1978-1979" and inserting "1980-1981", which amendment was declared adopted.

Upon motion of Senator Crutcher, **SB 585**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crutcher, **SB 585**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 585 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and York.—35.

Nay: Giles, Johnston, Leonard, Schuelein and Young.—5.

Excused: Birdsong, Capps, Cate, Cullison, Keller, Nickles, Randle and Vann.—8.

The bill and emergency passed.

SB 585 was referred for engrossment.

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

GENERAL ORDER

SB 610 by Howell was read and considered.

Senator Howell, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Duckett be named House author of **SB 610**.

Senator Luton asked to be named a coauthor of **SB 610**, which was the order.

Senator Howell moved to amend **SB 610**, Page 2, Line 11, by inserting after the word "in" and before the word "fear," the word "immediate", and on Line 12, after the word "harm" by striking the words "either verbally or otherwise, such school employee", which amendment was declared adopted.

Upon motion of Senator Howell, **SB 610**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 610**, as amended, was

considered engrossed and placed on third reading and final passage.

THIRD READING

SB 610 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—40.

Nay: Giles.—1.

Excused: Birdsong, Capps, Cate, Keller, Nickles, Randle and Vann.—7.

The bill passed.

SB 610 was referred for engrossment.

GENERAL ORDER

CS for SB 618 by Johnston was read and considered.

Senator Johnston moved to amend **SB 618**, in the following series of amendments, which amendments were adopted upon unanimous consent: Page 4, Lines 14 and 15, by deleting the following: "and liquid hydrocarbons extracted from gas". Page 5, Lines 13 and 14, by deleting the following: "or liquid hydrocarbons extracted from gas". Page 7, Lines 17 and 18, by deleting the following: "or liquid hydrocarbons extracted from gas". Page 12, Lines 14 and 15, by deleting the following: "or liquid hydrocarbons extracted from gas". Page 13, Lines 3 and 4, by deleting the following: "or liquid

hydrocarbons extracted from gas". Page 13, Lines 6 and 7, by deleting the following: "or liquid hydrocarbons extracted from gas". Page 14, Line 16, by deleting after the word "or", and before the word "a", the word "as". Page 17, Line 14, by inserting after the word "shall", and before the word "of", the words "notify the Tax Commission.". Page 18, Lines 5 and 6, by deleting the following: "or liquid hydrocarbons from gas".

Upon motion of Senator Johnston, **SB 618**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnston, **SB 618**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 618 was read for the third time at length.

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

Aye: Berrong, Cain, Clifton, Combs, Crutcher, Cummins, Giles, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Rozell, Smith, Taliaferro, Tinsley, Watson, Wolfe, York and Young.—29.

Nay: Boatner, Crow, Cullison, Dahl, Johnson, Leonard, Luton, McCune, Schuelein, Stipe and Terrill.—11.

Excused: Birdsong, Capps, Cate, Howard, Keller, Nickles, Randle and Vann.—8.

The bill passed.

Senators Crow, McCune and 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.

SB 618 was referred for engrossment.

GENERAL ORDER

CS for **SB 482** by Cain of the Senate and Henry of the House was read and considered.

Upon motion of Senator Cain, **SB 482** was advanced to engrossment.

By unanimous consent, upon request of Senator Cain, **SB 482** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 482 was read for the third time at length.

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

Aye: Cain, Clifton, Combs, Cullison, Cummins, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Landis, McCune, Murphy, Schuelein, Stipe, Taliaferro, Terrill and Wolfe.—19.

Nay: Berrong, Boatner, Crow, Crutcher, Dahl, Johnston, Lamb, Lane, Leonard, Luton, McDaniel, Martin, Miller, Pierce, Porter, Rozell, Smith, Tinsley, Watson, York and Young.—21.

Excused: Birdsong, Capps, Cate, Howard, Keller, Nickles, Randle and Vann.—8.

The bill failed.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, to move the deadline for reporting House measures from Senate committees to March 27, 1980, the 47th Legislative Day. (Joint Rule 17(b)6.)

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 13, 1980, at 9:00 a.m., which motion prevailed.

RESOLUTION

Senator Keating introduced the following Resolution, consideration of which was deferred for this legislative day:

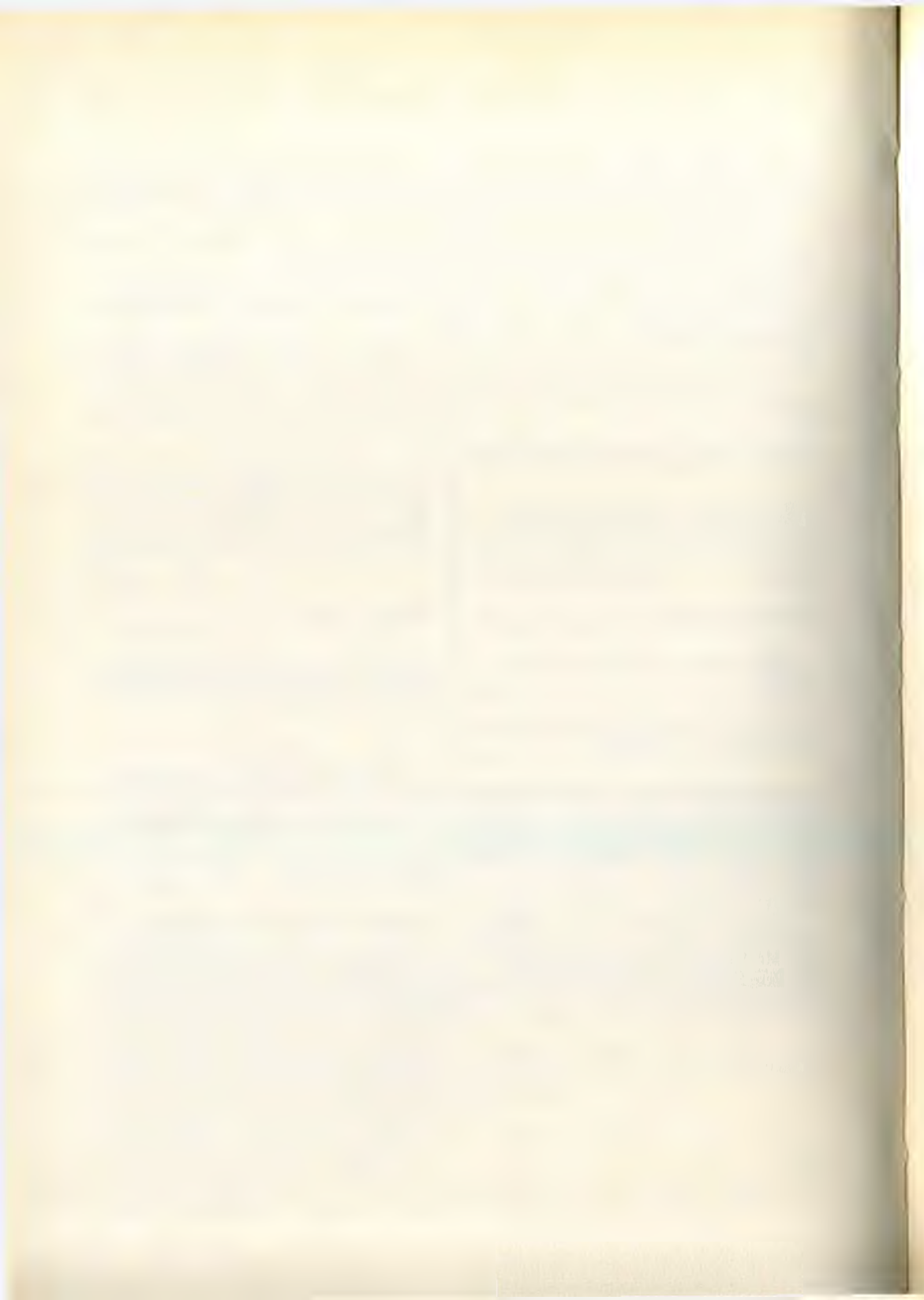
SR 92 — By Keating.

A Resolution urging the study of rail passenger service between Oklahoma City and St. Louis; and directing distribution.

BILL RELEASED

SB 492 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 7:40 p.m. to meet Thursday, March 13, 1980, at 9:00 a.m.



Thirty-ninth Legislative Day

Thursday, March 13, 1980

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, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—38.

Excused: Capps, Cate, Howard, Howell, Keating, Keller, Kilpatrick, Porter, Smith and Tinsley.—10.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Frank, the guest of Senator Clifton.

The Journal for the last legislative day was declared approved by the Presiding Officer.

COMMITTEE REPORTS

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

DO PASS:

SCR 50 — Rules.

HJR 1047 — Roads and Highways.

SECOND READING

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

HB 1451 — Agriculture.

HB 1591 — Insurance and then to County, State and Federal Government.

HB 1634 — Public and Mental Health.

HB 1645 — Appropriations and Budget.

HB 1652 — County, State and Federal Government.

HB 1653 — Roads and Highways and then to Appropriations and Budget.

HB 1710 — Municipal Government and then to County, State and Federal Government.

HB 1736 — Agriculture.

HB 1741 — Social Welfare.

HB 1744 — Judiciary.

HB 1753 — Judiciary.

HB 1767 — Appropriations and Budget.

HB 1783 — County, State and Federal Government.

HB 1807 — Appropriations and Budget.

HB 1813 — County, State and Federal Government.

HB 1816 — Education, Common.

HB 1869 — Criminal Jurisprudence.

HB 1872 — Public and Mental Health.

HB 1873 — County, State and Federal Government.

HB 1882 — Appropriations and Budget.

HB 1892 — County, State and Federal Government.

HB 1894 — Judiciary.

HB 1903 — County, State and Federal Government.

HB 1905 — Education, Common.

HB 1913 — Roads and Highways and then to Appropriations and Budget.

HJR 1037 — Constitutional Revision and Regulatory Services and then to Revenue and Taxation.

HJR 1042 — Judiciary and then to Constitutional Revision and Regulatory Services.

HJR 1048 — Roads and Highways and then to Constitutional Revision and Regulatory Services.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1394, 1532, 1534, 1539, 1581, 1656, 1735, 1756, 1839, 1840, 1842, 1852, 1853, 1870, 1881, 1893, 1929, 1941** and **HJRs 1057 and 1068**.

HB 1394 — By Davis (Frank), Wilson and Camp of the House and Johnston of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 938, as amended by Section 7, Chapter 246, O.S.L. 1972 (63 O.S. Supp. 1979, Section 938);

requiring an investigation after certain types of deaths; modifying the requirement for one certain type death; and providing an effective date.

HB 1532 — By Poulos, Baughman and Ford of the House and Wolfe of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 475.3 and 475.4; recreating the State Board of Registration for Professional Engineers and Land Surveyors in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership appointments and terms of office; and adding one lay member and providing for term of office.

HB 1534 — By Poulos, Baughman and Ford of the House and Wolfe of the Senate.

(Professions and Occupations — Amending 59 O.S. 1971, Section 45.5 — Licensed Architects — Emergency).

HB 1539 — By Poulos, Baughman, Ford, Davis (Frank) and Trent of the House and Wolfe of the Senate.

An Act relating to oil and gas; amending 52 O.S. 1971, Sections 420.3, as amended by Section 6, Chapter 104, O.S.L. 1975, 420.4, as last amended by Section 5, Chapter 101, O.S.L. 1976 (52 O.S. Supp. 1979, Sections 420.3 and 420.4) and 420.7; recreating the Oklahoma Liquefied Petroleum Gas Board in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership appointments, qualifications, terms of office, compensation, administration of meetings, standards, rules, regulations and specifications, and an administrator; requiring certain registration permits for certain activities relating to liquefied petroleum; providing exceptions; providing or modifying certain fees; providing certain requirements for certain permits; providing for examinations and proof of financial responsibility; providing certain powers and duties to the Board, Administrator or staff and adding thereto; providing an effective date; and declaring an emergency.

HB 1581 — By Lawter, Fitzgibbon and Cotner of the House and Kilpatrick of the Senate.

An Act relating to consumer protection; amending Sections 2 and 3, Chapter 227, O.S.L. 1972, as amended by Sections 1 and 2, Chapter 145, O.S.L. 1979 (15 O.S. Supp. 1979, Sections 752 and 753); modifying certain provisions of the Consumer Protection Act; defining terms; modifying a definition; declaring certain acts to be unlawful; modifying knowledge requirement; allowing enforcement of act by attorney general or district attorney; providing remedies; providing for civil penalties and disposition of certain funds recovered; repealing Sections 5, 6 and 11, Chapter 227, O.S.L. 1972 (15 O.S. Supp. 1979, Sections 755, 756 and 761); directing codification; and providing an effective date.

HB 1656 — By Winn and Reimer.

An Act relating to officers; amending Section 5, Chapter 203, O.S.L. 1978, as amended by Section 1, Chapter 203, O.S.L. 1979 (51 O.S. Supp. 1979, Section 155); expanding exemptions from liability under the Political Subdivision Tort Claims Act; and providing an effective date.

HB 1735 — By Hooper.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 2-506, as amended by Section 2, Chapter 194, O.S.L. 1978 (63 O.S. Supp. 1979, Section 2-506); providing procedures for the seizure and forfeiture of certain vehicles; clarifying certain language; and providing an effective date.

HB 1756 — By Bradley, Wilson, Talley, Manar, Barker, Duckett and Vaughn of the House and York of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 14-103A, as last amended by Section 1, Chapter 81, O.S.L. 1978 (47 O.S. Supp. 1979, Section 14-103A); providing for certain length, width and height specifications for mobile homes

and industrialized housing combinations; permitting the extension of the width limitation for mobile homes; limiting the time for towing certain vehicles; defining terms; and declaring an emergency.

HB 1839 — By Twidwell and Thompson (Mick).

An Act relating to crimes and punishments; amending Sections 1 through 5, Chapter 135, O.S.L. 1979 (21 O.S. Supp. 1979, Sections 61.1 through 61.5); providing for the serving of sentences in the order in which they are received by a penal institution; providing exception to concurrent running of sentences and certain qualification; 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; deleting provision of prior offense to defendant's sentence; providing for return by sentencing court to state to complete sentence; and declaring an emergency.

HB 1840 — By Deatherage and Wilson of the House and York of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 846, as last amended by Section 2, Chapter 172, O.S.L. 1977 (21 O.S. Supp. 1979, Section 846); requiring certain persons to report physical abuse or neglect of children; requiring certain information in reports; requiring investigation and findings; authorizing certain persons to have access to certain reports; providing penalties; providing a certain exception; requiring the appointment of an attorney for a child in abuse cases; authorizing a fee; requiring the attorney be permitted certain information; and providing an effective date.

HB 1842 — By Lancaster and Davis (Guy) of the House and Cummins of the Senate.

An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 316; providing for certification of county road

mileage; making certification annual; deleting population limits; and requiring adjustments.

HB 1852 — By McCorkell, Bengtson, Wilson and Kerr of the House and Cain and Stipe of the Senate.

(Public Health and Safety — Amending Sections in Title 63 — Effective Date).

HB 1853 — By McCorkell, Cleveland, Arnold, Fair, Kerr, Riggs, Johnson (A.V.), Atkins, Kelly and Duckett of the House and Cain, Porter and Stipe of the Senate.

(Public Health and Safety — Nursing Home Care Act — Effective Date).

HB 1870 — By Gray of the House and Kilpatrick of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 7-201, as amended by Section 1, Chapter 160, O.S.L. 1972 (47 O.S. Supp. 1979, Section 7-201), 10-108, and 40-102; requiring written reports for certain motor vehicle accidents; providing for accident reports from certain law enforcement officers; raising damage amount requiring accident report; providing an effective date; and declaring an emergency.

HB 1881 — By Deatherage, Kennedy, Vaughn and Draper of the House and Watson of the Senate.

An Act relating to public health and safety; establishing the Oklahoma Blood Exchange Act; stating purpose; defining terms; creating the Oklahoma Blood Exchange Council; providing membership; providing meetings; providing certain powers and duties; providing for the establishment of plans for certain contracts and agreements; providing appeals for blood donations under certain circumstances; providing penalty; directing codification; and providing an effective date.

HB 1893 — By Deatherage.

An Act relating to mental health; amending 43A O.S. 1971, Section 446 and 47 O.S. 1971, Section 156, as amended by Section 11, Chapter 273, O.S.L. 1978 (47 O.S. Supp. 1979, Section 156); authorizing institutions within the Department of Mental Health to purchase automobiles; prohibiting the purchase of certain motor vehicles; providing and expanding exceptions; restricting use of certain motor vehicles; and providing an effective date.

HB 1929 — By Henry.

An Act relating to civil procedure; amending Section 2, Chapter 185, O.S.L. 1979 (2 O.S. Supp. 1979, Section 3-90), Section 23-104, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Section 23-104), 12 O.S. 1971, Sections 134, 137, as amended by Section 1, Chapter 125, O.S.L. 1975, 139, 141, 142, as amended by Section 1, Chapter 305, O.S.L. 1978, 154, 182, as last amended by Section 1, Chapter 17, O.S.L. 1976, 187, as amended by Section 8, Chapter 208, O.S.L. 1972, and 1653 (12 O.S. Supp. 1979, Sections 137, 142, 182 and 187), 18 O.S. 1971, Sections 1.204a and 485, 45 O.S. 1971, Sections 307 and 729, as amended by Section 1, Chapter 67, O.S.L. 1978 (45 O.S. Supp. 1979, Section 729), 47 O.S. 1971, Sections 157.1, 158.1, 572 and 6-211, Section 13, Chapter 203, O.S.L. 1978 (51 O.S. Supp. 1979, Section 163), 52 O.S. 1971, Section 324.4, Section 6, Chapter 38, O.S.L. 1977 (52 O.S. Supp. 1979, Section 529), 58 O.S. 1971, Sections 5 and 942, 59 O.S. 1971, Sections 164e and 328.43, 60 O.S. 1971, Section 676, 64 O.S. 1971, Section 82.1, 69 O.S. 1971, Section 1705, as last amended by Section 1, Chapter 222, O.S.L. 1979 (69 O.S. Supp. 1979, Section 1705), 75 O.S. 1971, Section 318, as amended by Section 2, Chapter 114, O.S.L. 1977 (75 O.S. Supp. 1979, Section 318), 79 O.S. 1971, Section 86, and 82 O.S. 1971, Section 862; deleting certain venue provisions from certain statutes; establishing venue in certain actions; providing summons shall issue at request of defendant against a

new party; providing venue priority in certain actions; correcting language as relates to certain mailing provisions; providing venue in certain probate actions; providing venue statutes are cumulative; providing venue for majority rights proceedings, for trust proceedings, for delinquency proceedings against an insurer, and in action involving state governmental entity; repealing 12 O.S. 1971, Sections 135 and 136, 18 O.S. 1971, Section 471, 47 O.S. 1971, Sections 157.4, 173 and 400, 52 O.S. 1971, Section 503, 58 O.S. 1971, Section 6, and 63 O.S. 1971, Section 816; directing recodification; directing codification; and providing an effective date.

HB 1941 — By Winn and Wilson.

An Act relating to roads and highways; amending 69 O.S. 1971, Section 501; requiring approval of the board of county commissioners for transfer of certain public roads to the county highway system from the State Highway System; providing classes of highways and certain responsibilities therefor; and providing an effective date.

HJR 1057 — By Gray, Riggs, Vaughn and Duckett of the House and Cain of the Senate.

A Joint Resolution creating a recycling program among state agencies; stating purposes; defining terms; providing coordination; creating the State Recycling Revolving Fund; providing for labor force of handicapped and retired persons; directing codification; and providing an effective date.

HJR 1068 — By Holt, Draper, Conaghan, Johnson (Don) and Manning of the House and Murphy and Nickles of the Senate.

A Joint Resolution relating to the Department of Human Services; authorizing the Department to underwrite two pilot projects for the construction and improvement of certain facilities; providing for their operation; and declaring an emergency.

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

Senator Crow presiding.

GENERAL ORDER

SB 607 by Landis of the Senate and Mentzer of the House was read and considered.

Senator Young moved to amend **SB 607**, Page 2, Line 14, by striking after the word "investigation;" the remainder of Lines 14, 15, 16, 17, and 18, and Lines 1, 2, 3, 4 and 5 on Page 3.

Senator Landis moved to table the Young motion to amend, which motion to table the Young motion failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Clifton, Combs, Cullison, Giles, Green, Johnson, Johnston, Landis, McCune, McDaniel, Martin, Nickles, Schuelein, Taliaferro, Terrill, Vann and York.—18.

Nay: Berrong, Boatner, Cain, Crow, Crutcher, Cummins, Dahl, Lamb, Lane, Leonard, Luton, Miller, Murphy, Pierce, Randle, Rozell, Stipe, Watson, Wolfe and Young.—20.

Excused: Capps, Cate, Howard, Howell, Keating, Keller, Kilpatrick, Porter, Smith and Tinsley.—10.

Senator Young pressed his motion to amend, which amendment was declared adopted.

Senator Luton moved to amend the Young amendment, **SB 607**, Page 2, Line 14, by adding after the word "examiner" and before the word "making," the following language: "or a representative of the District Attorney's office.", which amendment was declared adopted.

Upon motion of Senator Landis, **SB 607**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Landis, **SB 607**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Lamb presiding.

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

THIRD READING

SB 607 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—38.

Nay: Stipe.—1.

Excused: Capps, Cate, Howard, Howell, Keating, Keller, Porter, Smith and Tinsley.—9.

The bill and emergency passed.

SB 607 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 541 was correctly re-engrossed and **SBs 364, 489** and **574** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senators Smith, Howell, Keller, Porter, Tinsley and Howard asked to be shown present, which was the order.

Senator Watson presiding.

MOTION TO RECONSIDER VOTE

Senator Murphy pressed his motion to reconsider the vote whereby **SB 524** passed, which motion to reconsider was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Clifton, Howard, Johnston, Kilpatrick, Lane, Martin, Miller, Murphy, Porter, Randle, Stipe, Vann, York and Young.—16.

Nay: Berrong, Birdsong, Combs, Crow, Cutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Nickles, Pierce, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson and Wolfe.—28.

Excused: Capps, Cate, Howell and Keating.—4.

Senator Smith, citing Rule 8(d), asked unanimous consent, which was granted, that Representative McCaleb be named a co-author of **SB 524**.

Senators Taliaferro, Dahl, Birdsong and Tinsley asked to be named coauthors of **SB 524**, which was the order.

SB 524, as coauthored, was referred for engrossment.

GENERAL ORDER

SB 588 by Lane was read and considered.

Senators Lane and Randle moved to amend **SB 588**, Page 1, by crippling the title, which amendment was declared adopted.

Senators Lane and Randle moved to amend **SB 588**, Page 18 and 19, by striking all new language, which amendment was declared adopted.

Senators Lane and Randle moved to amend **SB 588**, Page 2, Line 17, by adding the words "or bank holding company", and Page 3, Line 1, by adding after the word "bank" and before the word "savings" the words "bank holding company", which amendment was declared adopted.

Upon motion of Senator Randle, **SB 588**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 588**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 588 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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: Capps, Cate and Keating.—3.

The bill and emergency passed.

SB 588 was referred for engrossment.

GENERAL ORDER

SB 547 by York of the Senate and Hooper of the House was read and considered.

Senator Combs moved to amend **SB 547**, Page 8, Line 10, by adding after the word "Dealer," and before Section 9, and Line 11, the following: "Motor Vehicles sold at salvage pools or salvage disposal sales as defined in this act must be issued salvage titles prior to the sale of said vehicles. The salvage title shall remain as the valid title for the life of the vehicle and all subsequent transfers of title shall be on salvage titles as prescribed by the Oklahoma Tax Commission.", which amendment was declared adopted.

Upon motion of Senator York, **SB 547**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **SB 547**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 547 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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—42.

Nay: Boatner, Pierce and Young.—3.

Excused: Capps, Cate and Keating.—3.

The bill passed.

SB 547 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 447, 472, 474, 562 and **SJR 40** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1607 by Draper of the House and Terrill of the Senate was read and considered.

Upon motion of Senator Randle, **HB 1607** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1607** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1607 was read 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, Clifton, Crow, Crutcher, Cullison, Cummins, Giles, Green, Howell, Johnston, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—35.

Nay: Combs, Dahl, Johnson, Keller, Kilpatrick, Landis, Leonard, McCune and Schuelein.—9.

Excused: Capps, Cate, Howard and Keating.—4.

The bill and emergency passed.

HB 1607 was referred for engrossment.

GENERAL ORDER

SJR 25 by Howell, McCune and Terrill was read and considered.

Upon motion of Senator Howell, **SJR 25** was advanced to engrossment.

Senator Lane moved that the Senate stand recessed until the hour of 12:45 p.m., which motion prevailed.

The Senate reassembled at the appointed hour in its Chamber with Senator Luton presiding.

Senator Lamb questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 25 was reported correctly engrossed.

Senator Smith presiding.

GENERAL ORDER

SB 582 by Randle, Combs and Cain was read and considered.

Senator Randle, citing Rule 8(d), asked unanimous consent that Representative Arnold be named House author of **SB 582**, which was the order.

Senator Cain moved to amend **SB 582**, Page 2, Line 4, by adding a new Section 2:

“SECTION 2. In no event can a nonpurchasing tenant who is older than sixty-two (62) years of age and has been living for two years or more in a dwelling which is subject to being converted to a condominium, be evicted unless the landlord or his agent finds comparable housing acceptable to the senior citizen resident. The owner shall prove that a tenant was offered such comparable housing and provided such reasonable opportunity to examine and rent such housing as requested

pursuant to this section. Until the new housing can be found, the rent can not be increased or changed except pursuant to a court order.”

, and renumbering, which amendment failed of adoption upon a division of the question.

Upon motion of Senator Randle, **SB 582**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 582**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 582 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Johnson, Johnston, Keller, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Tinsley, Vann, Watson and Wolfe.—33.

Nay: Berrong, Dahl, Howell, Lamb, Stipe, Taliaferro, Terrill, York and Young.—9.

Excused: Capps, Cate, Giles, Howard, Keating and Kilpatrick.—6.

The bill passed.

SB 582 was referred for engrossment.

THIRD READING

SJR 25 was before the Senate for consideration.

Senator Giles moved to rerefer **SJR 25** to the Committee on Constitutional Revision and Regulatory Services.

Senator Howell moved to table the Giles motion, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Clifton, Combs, Crow, Howard, Howell, Johnston, Keller, Luton, McCune, Murphy, Randle, Rozell, Taliaferro, Tinsley, Watson, Wolfe and York.—18.

Nay: Berrong, Birdsong, Boatner, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Lamb, Landis, Lane, Leonard, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Schuelein, Smith, Stipe, Vann and Young.—25.

Excused: Capps, Cate, Keating, Kilpatrick and Terrill.—5.

Senator Giles pressed his motion to rerefer, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Lamb, Landis, Lane, Leonard, McDaniel, Martin, Miller, Pierce, Porter, Schuelein, Smith, Stipe and Young.—24.

Nay: Cain, Clifton, Combs, Crow, Howard, Johnston, Keller, Luton, McCune, Murphy, Nickles, Randle, Rozell, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—20.

Excused: Capps, Cate, Keating and Kilpatrick.—4.

Senator Howell moved to reconsider the vote whereby the Giles motion to rerefer **SJR 25** to Committee was adopted, pursuant to the Lane unanimous consent request, Page 441, and elected not to press his motion at this time.

GENERAL ORDER

SB 451 by Keller was read and considered.

Senator Keller moved that **SB 451** be advanced, which motion to advance was declared failed of adoption upon a division of the question.

GENERAL ORDER

SB 45 by Johnston was read and considered.

Senator Johnston moved that **SB 45** be advanced to engrossment, which motion was declared adopted upon a division of the question.

Senator Johnston asked unanimous consent that **SB 45** be considered engrossed and placed on third reading and final passage, to which request objection was heard.

Senator Johnston moved that the rules be suspended to consider **SB 45** engrossed and placed on third reading, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Clifton, Combs, Crutcher, Cullison, Dahl, Giles, Green, Johnston, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—32.

Nay: Cain, Crow, Cummins, Howell, Johnson, Keller, Lane, Rozell, Schuelein, Smith and Young.—11.

Excused: Capps, Cate, Howard, Keating and Kilpatrick.—5.

THIRD READING

Senator Stipe asked unanimous consent to amend **SB 45** on Third Reading by crippling the Title, which was the order.

SB 45 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, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnston, Lamb, Landis, Lane, Leonard, McDaniel, Martin, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—30.

Nay: Cain, Crow, Howell, Johnson, Keller, Luton, McCune, Nickles, Smith, Wolfe and Young.—11.

Excused: Capps, Cate, Howard, Keating, Kilpatrick, Murphy and Terrill.—7.

The bill passed.

SB 45 was referred for engrossment.

GENERAL ORDER

SB 630 by Clifton was read and considered.

Senator Clifton, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Henry be named House author of **SB 630**.

Senator Clifton moved that **SB 630** be advanced, which motion to advance was declared failed of adoption upon a division of the question.

SPECIAL INTRODUCTION

President Pro Tempore Howard introduced Representative Dave Garrett of the Michigan House of Representatives to the Senate and asked unanimous consent, which was granted, that Mr. Garrett be allowed privileges of the floor.

GENERAL ORDER

SJR 29 by Randle of the Senate and Hobson of the House was read and considered.

Upon motion of Senator Randle, **SJR 29** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SJR 29** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 29 was read for the third time at length, as follows:

SJR 29 — By Randle of the Senate and Hobson 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 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.

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 amendment to Article X of the Constitution of the State of Oklahoma. Article X is hereby amended by the addition of Section 27B to read as follows:

Section 27B. A. Any incorporated city or town may borrow money or issue bonds, notes or other evidences of indebtedness,

which debt shall be payable from and secured by revenues over a term of years, for the purpose of financing any public utility or combination thereof in the following manner:

1. The governing body of a city or town shall submit the question of undertaking a proposed public utility or combination thereof or a resolution to execute a joint agency agreement to the qualified electors at an election when:

- a. the proposed public utility or combination thereof has not been undertaken by the city or town at any time during a ten-year period preceding the date of the election or governing body ordinance to finance the proposed public utility,

- b. the proposed public utility or combination thereof does not meet the requirements or come within the terms of paragraph 3 of subsection A of this section, or

- c. the governing body adopts a resolution to execute a joint agency agreement as authorized herein;

2. If a public utility or combination thereof or a resolution to execute a joint agency agreement has been approved by a majority vote of the qualified electors voting on the question at an election or if a public utility or combination thereof is authorized pursuant to paragraph 3 of subsection A of this section, the governing body of a city or town or the board of directors of a joint agency may borrow money or issue bonds, notes or other evidences of indebtedness, which debt shall be payable from and secured by revenues over a term of years, upon an affirmative vote of at least three-fourths ($\frac{3}{4}$) of all the members of such governing body or board of directors as constituted;

3. Any additions, extensions, reconstruction, maintenance, operation, repairs or other improvement to any public utility or

combination thereof may be financed as provided in paragraph 2 of subsection A of this section if the question of undertaking the public utility or the issuance of bonds therefor was approved by a majority vote of the qualified electors voting on the question at an election, or if the public utility or combination thereof was financed by bonds or other debt of a public trust, excluding an industrial trust, of which the city or town is a beneficiary. Any bonds or other debt issued by a public trust, excluding an industrial trust, of which the city or town is a beneficiary may be refunded by the governing body of the city or town in the manner provided in paragraph 2 of subsection A of this section.

B. Any two (2) or more incorporated cities or towns, by resolution of the governing body of each such city or town to execute a joint agency agreement, may create a joint agency to exercise powers granted by this section and by law, which resolution shall not become effective until it is approved by majority vote of the qualified electors voting on the question in an election in each such city or town. The joint agency as authorized herein shall be a body politic and corporate of the State of Oklahoma and may exercise all powers necessary, appropriate or incidental to undertaking any public utility or combination thereof, including, without limitation, the planning, financing, acquiring, constructing, reconstructing, leasing, owning, operating, maintaining, repairing, improving, extending or other participation, individually or jointly with any person, in any facility, plant, works, systems, or real or personal property within or without the state, used or useful in the provision of a product or service of a public utility or combination thereof. The joint agency may borrow money or issue revenue bonds. Any such indebtedness shall be a limited obligation payable from and secured by a lien and charge upon all or part of its revenues and shall not constitute an indebtedness of a participating city or town or joint agency for the

purpose of any constitutional or statutory limitation.

C. Any city or town or joint agency may enter into and carry out any contracts or agreements for a period not to exceed fifty (50) years beyond the fiscal year in which the contract or agreement is made with any other city or town, the State of Oklahoma, the United States of America, or any other governmental subdivision or agency of any of them, any public utility regulated by the state or United States governments, or any person, which are necessary, appropriate or incidental to carrying out the intent and purpose of this section, including, without limitation, any contracts or agreements for the organization or operation of a joint agency or for the purchase, acquisition, sale, exchange, interchange, generation, wheeling, pooling, production, transmission, transportation, distribution, treatment, collection, disposal, release or storage of the products or services of a public utility or combination thereof, or contracts or agreements which provide that the obligation of the city, town or joint agency thereunder is unconditional or that such city or town or joint agency will assume the obligations of, and receive the products and services which would have been derived by, a defaulting party.

D. The revenue indebtedness or contractual obligations of any city, town or joint agency as authorized by this section shall be a limited obligation payable from and secured by a lien and charge on revenues or funds so pledged for their payment by the governing body of the city or town, or board of directors of the joint agency and shall not constitute an indebtedness of the city or town or joint agency and shall not constitute an indebtedness of the city or town or joint agency for the purpose of any constitutional or statutory limitation.

E. This section shall be independent and shall not be limited by or limit other

provisions of the Oklahoma Constitution or statutes relating to financing public utilities or indebtedness of a city or town, nor shall it be exclusive as to other agencies of this state authorized by law to incur indebtedness.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this Resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. ____
State Question No. ____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Article X of the Oklahoma Constitution by adding a new Section 27B thereto; allowing public utilities to be financed by revenue bonds or other evidences of indebtedness issued by cities or towns or joint agencies, after approval of the utility has been obtained from a majority of voters in an election and from three-fourths (¾) vote of the governing body

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. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next statewide primary election or special election, whichever occurs first, at which time the proposed amendment to the Constitution of the State of Oklahoma, as set forth in SECTION 1 of this Resolution, shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

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

Aye: Berrong, Birdsong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Johnson and Young.—2.

Excused: Capps, Cate, Keating, Keller and Kilpatrick.—5.

The Resolution was declared passed.

The question being, "Shall **SJR 29**, by Randle of the Senate and Hobson of the House, entitled:

SJR 29 — By Randle of the Senate and Hobson 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 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; provid-

ing Ballot Title; directing filing; and providing for a special election.

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a special election to be held throughout the State of Oklahoma on the date of the next statewide primary election or special election, whichever occurs first, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next statewide primary election or special election, whichever occurs first, as provided in Section 1, Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Berrong, Birdsong, Cain, Clifton, Combs, Cullison, Cummins, Dahl, Howard, Howell, Johnston, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, York and Young.—32.

Nay: Boatner, Crow, Crutcher, Giles, Green, Johnson, Landis, Miller, Vann, Watson and Wolfe.—11.

Excused: Capps, Cate, Keating, Keller and Stipe.—5.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber at the time the vote was taken on **SJR 29**, on Special Election feature, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 32. Nay: 12. Excused: 4.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 29 was ordered referred for engrossment.

GENERAL ORDER

SJR 57 by Randle of the Senate and Winn of the House was read and considered.

Senator Randle moved that **SJR 57** be advanced, which motion to advance was declared failed of adoption.

MOTION TO RECONSIDER VOTE

Senator Howell pressed his motion to reconsider the vote whereby **SJR 25** was rereferred to Committee, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Clifton, Combs, Crow, Cullison, Howell, Johnston, Kilpatrick, Landis, Luton, McCune, Murphy, Nickles, Pierce, Randle, Rozell, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—25.

Nay: Berrong, Crutcher, Cummins, Dahl, Giles, Green, Johnson, Lamb, Lane, Leonard, McDaniel, Martin, Miller, Porter, Schuelein and Stipe.—16.

Excused: Birdsong, Capps, Cate, Howard, Keating, Keller and Smith.—7.

The Chair stated that the Howell motion to reconsider had been properly put and adopted, which expunged the Giles previous motion to rerefer **SJR 25** to Committee; on previous consideration, **SJR 25** had been advanced and was now before the Senate for consideration on Third Reading.

THIRD READING

SJR 25 was read for the third time at length, as follows:

SJR 25 — By Howell, McCune and Terrill.

(Proposed Constitutional Amendment to Article VI, Section 10 — Directing the

Legislature to create a State Pardon and Parole Board — Directing Filing)

Be it resolved by the Senate and the House of Representatives of the 2nd 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 of Section 10 of Article VI of the Constitution of the State of Oklahoma, to read as follows:

SECTION 10. **[There] THE LEGISLATURE is hereby [created] DIRECTED TO CREATE a PROFESSIONAL STATE Pardon and Parole Board to be composed of NOT LESS THAN THREE (3) NOR MORE THAN five (5) members; 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 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] WHO SHALL DEVOTE THEIR FULL TIME TO SERVING THEREON. THE BOARD SHALL BE APPOINTED BY THE GOVERNOR, BY AND WITH THE CONSENT OF THE SENATE IN THE MANNER PROVIDED BY THE LEGISLATURE. 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.

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 Legislature shall have the authority to prescribe for those persons convicted of three (3) 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.

[He shall communicate to the Legislature, at each regular session, each case of reprieve, commutation, parole or pardon, granted 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 reprieve.]

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 10 of Article VI of the Oklahoma Constitution by directing the Legislature to create a full-time professional State Pardon and Parole Board of not less than three (3) nor more than five (5) members to be appointed by the Governor, with the advice and consent of the Senate, 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; authorizing the Governor, after favorable recommendation of the Board, to grant pardons and commutations; and eliminating the requirement that the Governor communicate to the Legislature on all cases of reprieve, commutations, pardon and parole

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 Resolution, the roll call was as follows:

Aye: Cain, Clifton, Combs, Crow, Howard, Howell, Johnston, Landis, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—25.

Nay: Berrong, Boatner, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Lamb, Lane, McDaniel, Porter, Schuelein, Smith, Stipe and York.—17.

Excused: Birdsong, Capps, Cate, Keating, Keller and Kilpatrick.—6.

The Resolution was declared passed.

MOTION TO RECONSIDER VOTE

Senator Stipe served notice to lodge a motion to reconsider the vote whereby **SJR 25** passed, pursuant to the Lane unanimous consent request, Page 441.

GENERAL ORDER

SJR 57 was considered further.

Senator Randle moved that **SJR 57** be advanced, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Clifton, Cummins, Green, Howard, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Smith, Taliaferro, Terrill, Tinsley, Watson, Wolfe and York.—25.

Nay: Boatner, Cain, Combs, Crow, Crutcher, Cullison, Dahl, Giles, Howell,

Johnson, Johnston, McDaniel, Miller, Schuelein, Stipe, Vann and Young.—17.

Excused: Birdsong, Capps, Cate, Keating, Keller and Kilpatrick.—6.

Senator Randle asked unanimous consent to consider **SJR 57** engrossed and placed on third reading and final passage, to which request objection was heard.

SJR 57 was referred for engrossment.

GENERAL ORDER

CS for **SB 521** by Taliaferro was read and considered.

Senator Taliaferro, citing Rule 8(d), asked unanimous consent that Representative Hooper be named House author of **SB 521**, which was the order.

Senator Schuelein moved to amend **SB 521**, Page 6, Line 3 by inserting after the word "demonstrations", and before the word "the following language "with exception of out of state demonstrators", which amendment was declared adopted.

Senator Taliaferro moved to amend **SB 521**, Page 24, Line 10, by adding after the word "manicurist's", and before the word "instructor's", the word "or"; and restore the words "or" and "license", before "issued" leaving the word "manager's" stricken, which amendment was declared adopted.

Upon motion of Senator Taliaferro, **SB 521**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **SB 521**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 521 was read for the third time at length.

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

Aye: Berrong, Cain, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—34.

Nay: Boatner, Crow, Lane, Murphy, Rozell and Smith.—6.

Excused: Birdsong, Capps, Cate, Howard, Keating, Keller, Kilpatrick and Terrill.—8.

The bill passed.

SB 521 was referred for engrossment.

GENERAL ORDER

SB 476 by Tinsley, et al, of the Senate was read and considered.

Senator Tinsley, citing Rule 8(d), asked unanimous consent that Representative Feddersen be named House author of **SB 476**, which was the order.

Senator Tinsley asked unanimous consent to cripple the title to **SB 476**, which was the order.

Senator Tinsley moved to amend **SB 476**, Page 1, Lines 1 and 2, and Page 2, Line 1, by striking all language on these lines and inserting in lieu thereof, the following:

"SECTION 1. Whenever any railroad operates a freight train in this state, the train shall have a caboose."

, which amendment was declared adopted.

Senator Tinsley moved that **SB 476** be advanced, which motion was declared adopted.

Senator Tinsley asked unanimous consent to consider **SB 476** engrossed and placed on third reading and final passage, to which request objection was heard.

Senator Tinsley moved that the Rules be suspended and **SB 476** be considered engrossed and placed on third reading and final passage, which motion to suspend was declared adopted, the roll call thereon being as follows:

Aye: Cain, Clifton, Combs, Crow, Crutcher, Cummins, Green, Howell, Johnson, Johnston, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—33.

Nay: Berrong, Boatner, Cullison, Dahl, Giles, Leonard and Smith.—7.

Excused: Birdsong, Capps, Cate, Howard, Keating, Keller, Kilpatrick and Terrill.—8.

THIRD READING

SB 476 was read for the third time at length.

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

Aye: Cain, Clifton, Crow, Crutcher, Cummins, Giles, Green, Howell, Johnson, Johnston, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—26.

Nay: Berrong, Boatner, Combs, Cullison, Dahl, Leonard, McCune, Nickles, Pierce, Porter, Randle, Smith and Wolfe.—13.

Excused: Birdsong, Capps, Cate, Howard, Keating, Keller, Kilpatrick, Terrill and Young.—9.

The bill passed.

SB 476 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 610 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1607 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SB 468 and **SJR 57** were each correctly engrossed.

GENERAL ORDER

CS for **SB 475** by Taliaferro was read and considered.

Senator Taliaferro, citing Rule 8(d), asked unanimous consent that Representative Hooper be named House author of **SB 475**, which was the order.

Senator Stipe moved to amend **SB 475**, in the following series of amendments: Page 15, Line 4, after the word "state", add the following: "or the attorney for any agency authorized by the laws of this State to employ its own attorneys", Page 17, Line 4, after the word "state", add the following: "or the attorney for any agency authorized by the laws of this State to employ its own attorneys", Page 21, Line 12, following the words "General of the State", add the following: "or the attorney for any agency authorized by the laws of this State to employ its own attorneys", which amendments were adopted upon motion of Senator Stipe.

Upon motion of Senator Taliaferro, **SB 475**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **SB 475**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 475 was read for the third time at length.

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

Aye: Clifton, Cullison, Cummins, Dahl, Giles, Howell, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Nickles, Pierce, Porter, Randle, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wolfe, York and Young.—25.

Nay: Berrong, Boatner, Cain, Combs, Crutcher, Green, Johnson, Johnston, McCune, Miller, Murphy, Rozell, Schuelein, Vann and Watson.—15.

Excused: Birdsong, Capps, Cate, Crow, Howard, Keating, Keller and Kilpatrick.—8.

The bill passed.

SB 475 was referred for engrossment.

GENERAL ORDER

SB 628 by Lane was read and considered.

Senator Randle moved to amend **SB 628**, Pages 1 through 5, striking all new language and restoring all old language through 11, Page 5.

Senator Berrong moved as a substitute motion to amend **SB 628**, Page 2, Line 5, by striking after the word "to," all of Lines 6, 7

and 8 to the "[." and substituting therefor: "the County Treasurer/Treasurers and by said County Treasurer/Treasurers distributed to the public school districts in accordance with the average daily attendance of the children of the trusts' employees", which amendment was declared adopted.

Senator Terrill moved to amend **SB 628**, Page 2, Line 3, by striking after the word "trust," and before the word "pay," the words "may elect to" and adding therefor the word "shall", which amendment was declared adopted.

Upon motion of Senator Randle, **SB 628**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **SB 628**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 628 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, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Excused: Birdsong, Capps, Cate, Crow, Johnson, Keating, Keller and Kilpatrick.—8.

The bill passed.

SB 628 was referred for engrossment.

BILLS WITHDRAWN AND REREFERRED

The following bills and resolution were withdrawn from the Calendar and rereferred to committees by the authors as listed below:

SB 557 — Judiciary by Senator Murphy.

SB 558 — Judiciary by Senator Murphy.

SB 353 — Criminal Jurisprudence by Senator Landis.

SB 616 — Public and Mental Health by Senator Terrill.

SB 544 — Judiciary by Senator York.

SB 596 — Criminal Jurisprudence by Senator Martin.

SB 486 — Business Industry and Labor Relation by Senator Cain.

SJR 31 — Elections and Privileges by Senator Terrill.

GENERAL ORDER

SB 429 by Combs and Watson of the Senate and Lawter and McCaleb of the House was read and considered.

Upon motion of Senator Combs, **SB 429** was advanced to engrossment.

By unanimous consent, upon request of Senator Combs, **SB 429** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 429 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, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill,

Tinsley, Vann, Watson, Wolfe, York and Young.—39.

Excused: Birdsong, Capps, Cate, Crow, Howard, Keating, Keller, Kilpatrick and Porter.—9.

The Chair advised the Senate that Senator Porter, having been present in the Chamber at the time the vote was taken on **SB 429**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 39. Nay: 1. Excused: 8.

The bill passed.

Senator Porter desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40. Excused: 8.

The emergency passed.

SB 429 was referred for engrossment.

THIRD READING

SJR 57 was read for the third time at length.

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

Aye: Berrong, Clifton, Cullison, Cummins, Giles, Green, Howard, Lamb, Landis, Lane, Leonard, Luton, Martin, Murphy, Pierce, Randle, Smith, Stipe, Taliaferro, Tinsley and York.—21.

Nay: Boatner, Cain, Combs, Crutcher, Dahl, Howell, Johnson, Johnston, McCune, McDaniel, Miller, Nickles, Porter, Rozell, Schuelein, Terrill, Vann, Watson, Wolfe and Young.—20.

Excused: Birdsong, Capps, Cate, Crow, Keating, Keller and Kilpatrick.—7.

The resolution failed.

GENERAL ORDER

SB 372 by Clifton and Cain of the Senate and Peterson of the House was read and considered.

Senator Clifton asked unanimous consent to cripple the Title to **SB 372**, which was the order.

Senator Clifton moved that **SB 372** be advanced, which motion was declared adopted.

Senator Clifton asked unanimous consent that **SB 372** be considered engrossed and placed on third reading and final passage, to which request objection was heard.

Senator Stipe asked unanimous consent that **SB 372** be rereferred to the Committee from whence it came, to which request objection was heard.

SB 372 was referred to engrossment.

THIRD READING

Senator Wolfe moved to amend **SB 171**, Page 1, by crippling the title, which amendment was declared adopted.

SB 171 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, Clifton, Cullison, Dahl, Green, Howard, Howell, Landis, Lane, Luton, McCune, Martin, Nickles, Pierce, Porter, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson and Wolfe.—24.

Nay: Berrong, Combs, Crutcher, Cummins, Johnson, Johnston, Lamb, Leonard, McDaniel, Miller, Murphy, Randle, Rozell, Taliaferro, York and Young.—16.

Excused: Birdsong, Capps, Cate, Crow, Giles, Keating, Keller and Kilpatrick.—8.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Dahl moved that the vote be reconsidered whereby **SB 171** failed of passage, pursuant to the Lane unanimous consent request, Page 441.

Senator Boatner presiding.

GENERAL ORDER

SB 567 by Randle of the Senate and Cleveland of the House was read and considered.

Senator Randle, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Kelly be named a coauthor of **SB 567**.

Senator Howell moved to amend **SB 567**, by striking all language except the Title and Enacting Clause.

Senator Young moved to table the Howell motion to amend, which motion to table was declared adopted upon a division of the question.

Senator Nickles moved to rerefer **SB 567** to the Committee on Business, Industry and Labor Relations.

Senator Randle moved to table the Nickles motion to rerefer, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Clifton, Combs, Cullison, Cummins, Dahl, Howell, Lane, Luton, McDaniel, Martin, Murphy, Randle, Smith, Stipe, Terrill, Tinsley and York.—19.

Nay: Berrong, Crutcher, Green, Johnson, Johnston, Lamb, Landis, Leonard, McCune, Miller, Nickles, Pierce, Porter, Rozell, Schuelein, Taliaferro, Vann, Watson, Wolfe and Young.—20.

Excused: Birdsong, Capps, Cate, Crow, Giles, Howard, Keating, Keller and Kilpatrick.—9.

Senator Nickles pressed his motion to rerefer, which motion was declared adopted.

GENERAL ORDER

SB 606 by Luton was read and considered.

Senator Landis moved to amend **SB 606**, Page 4, Line 2, by striking after the word "means" the rest of paragraph 4 and adding "The Office of the State Fire Marshal.", which amendment was declared adopted upon a division of the question.

Senator Luton moved to amend **SB 606**, Page 10, Lines 11 and 12, by striking after the word "of" on Line 11, and before the word "for" on Line 12 the words and figures "Five Hundred Dollars (\$500.00)" and replace it with the following: "Two Hundred Fifty Dollars (\$250.00)", which amendment was declared adopted.

Senator Luton moved to amend **SB 606**, Page 12, Line 13, by striking after the word "of" and before the word "and" the following: "Two Hundred Fifty Dollars (\$250.00)" and replacing it with "One Hundred Dollars (\$100.00)", which amendment was declared adopted.

Senator Young moved that **SB 606** be returned to the Committee from which it came.

Senator Luton moved to table the Young motion to recommit, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Clifton, Green, Luton, Martin and Terrill.—5.

Nay: Berrong, Boatner, Cain, Combs, Crutcher, Cullison, Cummins, Dahl, Howell, Johnson, Johnston, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—34.

Excused: Birdsong, Capps, Cate, Crow, Giles, Howard, Keating, Keller and Kilpatrick.—9.

Senator Young pressed his motion to recommit to the Committee on Appropriations and Budget, which motion was declared adopted.

GENERAL ORDER

SB 577 by Luton was read and considered.

Senator Lane moved to amend **SB 577**, in the following series of amendments, which were declared adopted: Page 9, Line 8½, by inserting a new line to read as follows:

"Senior Research			
Assistant	1	800.00	1750.00"

; Page 9, Line 12, by deleting after the word "Assistants", and before the figure "600.00" the figure "4" and insert in lieu thereof the figure "3"; Page 10, Line 1, by deleting after the figure "(1,070.00)", the figure "1,120.00" and insert in lieu thereof the figure "1,380.00".

Upon motion of Senator Luton, **SB 577**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 577**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 577 was read 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, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Nay: Nickles.—1.

Excused: Birdsong, Capps, Cate, Crow, Giles, Howard, Keating, Keller and Kilpatrick.—9.

The bill and emergency passed.

SB 577 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Dahl pressed his motion to reconsider the vote whereby **SB 171** failed of passage.

Senator Combs moved to table the Dahl motion to reconsider, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Combs, Cummins, Johnson, Johnston, Landis, Murphy, Randle, Rozell, Watson and York.—12.

Nay: Berrong, Clifton, Crutcher, Cullison, Dahl, Green, Howard, Howell, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Nickles, Pierce, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Wolfe and Young.—25.

Excused: Birdsong, Capps, Cate, Crow, Giles, Keating, Keller, Kilpatrick, McDaniel, Porter and Taliaferro.—11.

Senator Dahl pressed his motion to reconsider whereby **SB 171** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Clifton, Crutcher, Cullison, Dahl, Green, Howard, Howell, Lamb, Lane, Leonard, McCune, Martin, Miller, Nickles, Pierce, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe and Young.—26.

Nay: Berrong, Combs, Cummins, Johnson, Johnston, Landis, Luton, Murphy, Randle, Rozell, Tinsley and York.—12.

Excused: Birdsong, Capps, Cate, Crow, Giles, Keating, Keller, Kilpatrick, McDaniel and Porter.—10.

THIRD READING

SB 171 was read for the third time at length.

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

Aye: Cain, Clifton, Crutcher, Cullison, Dahl, Green, Howell, Lamb, Landis, Lane, Leonard, McCune, Martin, Miller, Nickles, Pierce, Porter, Schuelein, Smith, Stipe, Terrill, Vann, Watson, Wolfe and Young.—25.

Nay: Berrong, Boatner, Combs, Cummins, Johnson, Johnston, Luton, Murphy, Randle, Rozell, Taliaferro, Tinsley and York.—13.

Excused: Birdsong, Capps, Cate, Crow, Giles, Howard, Keating, Keller, Kilpatrick and McDaniel.—10.

The bill passed.

SB 171 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, to refer **HB 1796** to the Committee on Revenue and Taxation as a second committee assignment, in addition to the assignment to the Committee on Oil, Gas and Energy.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 372 was correctly engrossed.

SBs 473 and **585** were each correctly en-

grossed, 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, March 17, 1980, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SB 527 and **SJR 25** were referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 3:50 p.m. to meet Monday, March 17, 1980, at 1:30 p.m.

Fortieth Legislative Day

Monday, March 17, 1980

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, Dahl, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Tinsley, Vann, Watson, York and Young.—40.

Excused: Cate, Howell, Keating, Lane, Smith, Taliaferro, Terrill and Wolfe.—8.

Senator Boatner declared a quorum present.

The following prayer was offered by Mr. Morris Thurman, College Church of Christ, Oklahoma City, and incorporated into the Journal upon request of Senator Watson.

All Mighty and All Holy God and Father of Heaven, We acknowledge You as the creator and sustainer of life. We thank You for Your care and blessing of men. We express gratitude for this nation of ours and its

freedom, enterprise, and opportunity. We would pray Your blessing for this nation and its leadership, and at this time for its electorate as consideration is being given to its future leadership.

Gracious God, will You bless our state and this deliberative and legislative body? We pray Your blessings on each man here that he may place service above selfishness, that he may honor integrity above individualism, and that he may seek ultimate good above ulterior goals.

Guide these men today in honoring You by each encounter, endeavor, and enactment.

We offer this prayer through our Lord and Savior, Jesus Christ, Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator McDaniel introduced his son, Keith and his daughter, Lesley.

COMMITTEE REPORTS

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

DO PASS:

HB 1597 — County, State and Federal Government, coauthored by Lamb (Principal) and Berrong of the Senate, and be referred to Committee on Appropriations and Budget by previous order.

HB 1685 — Agriculture, coauthored by Dahl (Principal) of the Senate.

HB 1707 — Agriculture, and be referred to Committee on Judiciary by previous order.

HB 1795 — County, State and Federal Government.

DO PASS, as amended:

CS for HB 1637 — Appropriations and Budget.

CS for HB 1706 — Education, Common, and be referred to Committee on Appropriations and Budget by previous order.

SECOND READING

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

HB 1394 — Business, Industry and Labor Relations and then to Judiciary.

HB 1532 — Business, Industry and Labor Relations and then to County, State and Federal Government.

HB 1534 — Business, Industry and Labor Relations and then to County, State and Federal Government.

HB 1539 — Oil, Gas and Energy and then to County, State and Federal Government.

HB 1581 — Business, Industry and Labor Relations.

HB 1656 — Roads and Highways and then to Judiciary.

HB 1735 — Judiciary.

HB 1756 — Roads and Highways.

HB 1839 — Public Safety and Penal Affairs and then to Judiciary.

HB 1840 — Public and Mental Health.

HB 1842 — Roads and Highways.

HB 1852 — Aging.

HB 1853 — Aging.

HB 1870 — Public Safety and Penal Affairs.

HB 1881 — County, State and Federal Government.

HB 1893 — Public and Mental Health and then to Appropriations and Budget.

HB 1929 — Judiciary.

HB 1941 — Roads and Highways.

HJR 1057 — Environmental and Natural Resources.

HJR 1068 — Public and Mental Health and then to Aging.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1533, 1642, 1647, 1719, 1764, 1772, 1784, 1787, 1821, 1823, 1836, 1887, 1911, 1920, 1922, 1923, 1924, 1926 and 1947.

HB 1533 — By Poulos, Baughman and Ford of the House and Wolfe of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 15.2, 15.3 and 15.4; recreating the Oklahoma State Board of Public Accountancy in accordance with the Oklahoma Sunset Law; updating language; continuing provisions relating to membership, appointments and qualifications; adding a lay member and providing for term of office; providing for certain procedures of the Board; authorizing fee to members for meeting attendance; authorizing reimbursement of member travel expenses; empowering Oklahoma State Board of Public Accountancy to issue rules and regulations regulating accountancy practice and licensing or certification of certain accountants; requiring continuing education for renewal of certain permits; requiring cer-

tain fees to be paid to the General Revenue Fund of the State Treasury; empowering the Board to set the amount of certain fees with legislative review; repealing 59 O.S. 1971, Sections 15.5 through 15.34; directing codification; providing effective dates; and declaring an emergency.

HB 1642 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Department of Corrections — Appropriation — Emergency).

HB 1647 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Oklahoma Tourism and Recreation Department — Appropriations — Emergency).

HB 1719 — By Harbin of the House and Stipe of the Senate.

An Act relating to state officers and employees; amending Section 2, Chapter 123, O.S.L. 1972, as amended by Section 5, Chapter 177, O.S.L. 1978 (74 O.S. Supp. 1979, Section 500.2); providing for reimbursable expenses of state officials, employees and certain others; providing emergency subsistence for certain employees; requiring certain itemized statements; prohibiting certain claims; and declaring an emergency.

HB 1764 — By Hill.

(Revenue and Taxation — Amending 68 O.S. Supp. 1979, Section 2357 — Emergency).

HB 1772 — By Davis (Frank) of the House and Tinsley of the Senate.

(Oil and Gas — Effective Date).

HB 1784 — By Smith, Davis (Don), Barker and Monks of the House and Luton of the Senate.

An Act relating to courts; establishing judicial districts; providing judges for each dis-

trict; providing for nomination and election; providing terms; establishing certain qualifications; repealing 20 O.S. 1971, Sections 92a, 92b1, as amended by Section 1, Chapter 241, O.S.L. 1978, 92b2, as last amended by Section 3, Chapter 241, O.S.L. 1978, 92c, 92c1, 92d, 92e, as amended by Section 1, Chapter 208, O.S.L. 1975, 92f, 92f2, 92f3, 92f4, 92g, 92g1, 92g3, 92h, as amended by Section 2, Chapter 208, O.S.L. 1975 and 93 (20 O.S. Supp. 1979, Sections 92b1, 92b2, 92e and 92h) and Sections 1, 2, 3 and 4, Chapter 254, O.S.L. 1978, Sections 2 and 4, Chapter 241, O.S.L. 1978, and Sections 1, 2 and 3, Chapter 61, O.S.L. 1975 (20 O.S. Supp. 1979, Sections 92e5, 92h-7, 92a1, 92h-8, 92b1.1, 92b2.2, 92f4.1, 92e4 and 92f4.2); directing codification; and providing an effective date.

HB 1787 — By Hastings, Vaughn and Manar of the House and Johnston of the Senate.

An Act relating to mental health; providing for commitment of certain persons; stating procedures for commitment; requiring certain petitions containing certain information; requiring examinations within a certain time period; requiring certain reports; providing for certain hearings; providing procedures for trial if requested; allowing discharge for certain reasons; providing procedures and rules for outpatient status; authorizing the Drug Treatment and Rehabilitation Authority to establish certain rules and policies; setting criteria for release from commitment; providing penalties for fraudulent commitment; prohibiting use of evidence obtained pursuant to this act in other proceedings; prohibiting application of act under certain circumstances; directing codification; and providing severability.

HB 1821 — By Johnson (Don), Townsend and Rogers.

(Schools — Repealing 70 O.S. Supp. 1979, Section 18-109.1 — State Aid Formula — Effective Date).

HB 1823 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate.

(Oklahoma Capital Improvement Fund — Appropriations — Emergency).

HB 1836 — By Atkins of the House and Watson of the Senate.

(Criminal Procedure — Incompetent Persons — Repealing Sections in Title 22 — Emergency).

HB 1887 — By McCorkell of the House and Schuelein of the Senate.

An Act relating to mental health; amending Section 3, Chapter 247, O.S.L. 1977 (43A O.S. Supp. 1979, Section 803); defining certain terms; modifying definition of elderly person; and providing an effective date.

HB 1911 — By Riggs, Cleveland, Kennedy, Vaughn and Holden of the House and Young and Terrill of the Senate.

An Act relating to children; requiring court review of certain disposition orders periodically; requiring periodic reports regarding children placed in foster care; directing codification; and providing an effective date.

HB 1920 — By Cleveland, Steward and Wilson of the House and Howard of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 4, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Section 2358); providing for certain adjustments to taxable income or adjusted gross income; allowing certain handicapped resident individuals to deduct certain expenditures; creating certain presumptions; directing the Oklahoma Tax Commission to issue certain rules; and making provisions applicable to certain taxable years.

HB 1922 — By Davis (Don) of the House and Kilpatrick of the Senate.

An Act relating to torts; providing for liability of joint tortfeasors for single harm to injured party; directing codification; and providing an effective date.

HB 1923 — By Davis (Don) of the House and Kilpatrick of the Senate.

An Act relating to civil procedure; authorizing a party to discover the existence and contents of any insurance agreement under which any person carrying on an insurance business may be liable, for certain purposes; directing codification; and providing an effective date.

HB 1924 — By Davis (Don) and Townsend.

(Courts — Amending 20 O.S. Supp. 1979, Section 92b2 — District Judges — Emergency).

HB 1926 — By Wiseman, Lancaster, McCaleb, Townsend, Henry, Holt, Davis (Guy), Holaday, Hill, Camp and Duckett of the House and Crow and Stipe of the Senate.

(Revenue and Taxation — Investment Credit — Effective Date).

HB 1947 — By Davis (Don) and Elder of the House and Crow of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Sections 805, 806 and 833, as last amended by Section 4, Chapter 59, O.S.L. 1975 (74 O.S. Supp. 1979, Section 833); specifying powers and duties of the State Personnel Board; providing for reorganization of Personnel Department; specifying powers and duties of Administrator of Department; creating certain divisions within the Department; authorizing hearing examiners to hear appeals to Board under employee action appeal provisions; directing codification; providing effective date; and declaring an emergency.

The above numbered HBs were read for the first time.

**PENDING SENATE ACTION —
RESOLUTION**

SCR 50, introduced on Page 411, was called up for consideration.

Senators Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young asked to be named coauthors of **SCR 50**, which was the order.

SCR 50, as coauthored, was read at length as follows, adopted upon motion of Senator Nickles and ordered referred for engrossment.

SCR 50 — By Nickles, Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young of the Senate and Alexander of the House.

A Concurrent Resolution memorializing the Congress of the United States to reject the proposed tax on windfall profits incurred by the decontrol of oil prices; and directing distribution.

WHEREAS, the Petroleum Industry is a vital part of this nation's economy; and

WHEREAS, the majority of domestic petroleum is produced by small independent producers; and

WHEREAS, the windfall profits tax unfairly places a heavy burden on these com-

panies and makes the Petroleum Industry the scapegoat for this country's energy ills; and

WHEREAS, this tax will discourage domestic production and increase our dependence on foreign sources; and

WHEREAS, this is the largest intrusion of government into the free enterprise system in the history of our country; and

WHEREAS, administration of such a tax would involve enormous amounts of "red tape" and expansion of bureaucracy; and

WHEREAS, this tax will unfairly penalize petroleum-producing states by removing a significant amount of revenue from those states; and

WHEREAS, the cost of this tax will ultimately be passed on to the consumer, who is already struggling to cope with ever-increasing petroleum prices.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Oklahoma Legislature memorializes the United States Congress to defeat the so-called "windfall profits" tax bill which would create an excise tax on domestic oil production and increase our dependence on foreign sources for energy.

SECTION 2. Copies of this Resolution shall be dispatched to President Carter, members of the United States Senate and members of the United States House of Representatives.

RESOLUTION

Senator Boatner introduced the following Resolution:

SCR 51 — By Boatner.

A Concurrent Resolution directing the continuance of the Physicians Assistants Program; praising all groups involved in the program; and directing distribution.

Senator Rozell, on behalf of Senator Boatner, asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SCR 51**.

SCR 51, as coauthored, was read at length, adopted upon motion of Senator Rozell, and ordered referred for engrossment.

BILL WITHDRAWN — REFERRED

Senator Luton asked unanimous consent, which was granted, that **HB 1634** be withdrawn from the Committee on Public and Mental Health and referred to the Committee on Appropriations and Budget.

MOTION TO RECONSIDER VOTE

Senator Stipe moved the vote be reconsidered whereby **HB 1806** passed.

Senator Cummins moved to table the Stipe motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Cain, Clifton, Crutcher, Cullison, Cummins, Green, Howard, Johnson, Keller, Kilpatrick, Lamb, Landis, Luton, Miller, Nickles, Porter, Randle, Rozell, Stipe and Vann.—21.

Nay: Berrong, Boatner, Capps, Combs, Crow, Dahl, Giles, Johnston, Leonard, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Watson, York and Young.—18.

Excused: Cate, Howell, Keating, Lane, Smith, Taliaferro, Terrill, Tinsley and Wolfe.—9.

HB 1806 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives, by unanimous consent, extended the deadline for reporting Senate Bills and Senate Joint Resolutions out of House committees from March 20, 1980 to March 27, 1980, pursuant to Joint Rule 17(b)6.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 45, 293, 331, 336, 377, 477, 487, 488, 492, 493, 498, 505, 511, 547, 548, 564, 568, 577, 593, 617, 629 and 633 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

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

GENERAL ORDER

CS for HB 1466 by Weichel of the House and McDaniel, Capps and Luton of the Senate was read and considered.

Upon motion of Senator McDaniel, **HB 1466** was advanced to engrossment.

By unanimous consent, upon request of Senator McDaniel, **HB 1466** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1466 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Johnson, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Tinsley, Watson and York.—33.

Nay: Birdsong, Boatner, Combs, Green, Johnston, Landis and Vann.—7.

Excused: Howell, Keating, Lane, Smith, Taliaferro, Terril', Wolfe and Young.—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: 34. Nay: 6. Excused: 8.

The emergency passed.

HB 1466 was referred for engrossment.

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

GENERAL ORDER

HB 1577 by Mentzer of the House and Rozell of the Senate was read and considered.

Senator Rozell asked unanimous consent, which was granted, that further consideration of **HB 1577** be deferred temporarily.

GENERAL ORDER

HJR 1049 by Sanders of the House and Johnson of the Senate was read and considered.

Senator Johnson moved that **HJR 1049** be advanced to engrossment, which motion to advance was declared adopted upon a division of the question.

Senator Johnson asked unanimous consent that **HJR 1049** be considered engrossed and placed on third reading and final passage, to which request objection was heard.

Senator Johnson moved that the Rules be suspended and **HJR 1049** 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, Cain, Capps, Cate, Clifton, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Tinsley, Vann, Watson and Young.—33.

Nay: Boatner, Combs, Crow, Crutcher, Miller and Rozell.—6.

Excused: Howell, Keating, Lane, Murphy, Stipe, Taliaferro, Terrill, Wolfe and York.—9.

THIRD READING

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

HJR 1049 was read for the third time at length.

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

Aye: Berrong, Capps, Cate, Clifton, Cullison, Dahl, Giles, Johnson, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Randle, Schuelein, Smith, Tinsley, Vann, Watson, York and Young.—26.

Nay: Boatner, Cain, Combs, Crow, Crutcher, Cummins, Green, Howard, John-

ston, Keating, Keller, Miller, Pierce, Porter, Rozell and Stipe.—16.

Excused: Birdsong, Howell, Lane, Taliaferro, Terrill and Wolfe.—6.

The resolution passed.

MOTION TO RECONSIDER VOTE

Senator Stipe moved that the vote be reconsidered whereby **HJR 1049** passed, as provided in Senate Rule 19(b).

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1607**, requesting Conference and naming Conferees as follows: Representatives Barker, Bradley and Fitzgibbon.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1607** was ordered granted, President Pro Tempore Howard naming as Senate Conferees the following: Senators Terrill, York and Stipe.

GENERAL ORDER

HB 1580 by Dunn, Townsend, Glover and Wilson of the House and Crutcher of the Senate was read and considered.

Upon motion of Senator Crutcher, **HB 1580** was advanced.

By unanimous consent, upon request of Senator Crutcher, **HB 1580** was placed on third reading and final passage.

THIRD READING

HB 1580 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, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson, York and Young.—42.

Excused: Howard, Howell, Lane, Taliaferro, Terrill and Wolfe.—6.

The bill passed.

HB 1580 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1715 by Hobson, Wiseman, Riggs and Steward of the House and Cate of the Senate was read and considered.

Upon motion of Senator Cate, **HB 1715** was advanced.

By unanimous consent, upon request of Senator Cate, **HB 1715** was placed on third reading and final passage.

THIRD READING

HB 1715 was read 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, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Ro-

zell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson and Young.—41.

Excused: Howard, Howell, Lane, Taliaferro, Terrill, Wolfe and York.—7.

The bill and emergency passed.

HB 1715 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

CS for **HB 1626** 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 1626** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1626** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1626 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Tinsley, Vann, Watson, York and Young.—37.

Nay: Nickles.—1.

Excused: Berrong, Howard, Howell, Keating, Lane, Leonard, Stipe, Taliaferro, Terrill and Wolfe.—10.

The Chair advised the Senate that Senators Berrong, Stipe and Leonard, having been

present in the Chamber at the time the vote was taken on **HB 1626**, would be shown voting “no” in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 37. Nay: 4. Excused: 7.

The bill passed.

Senators Berrong, Stipe and Leonard 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.

HB 1626 was referred for engrossment.

GENERAL ORDER

CS for **HB 1630** 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 1630** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1630** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1630 was read 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, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson, York and Young.—42.

Excused: Howell, Keating, Lane, Taliaferro, Terrill and Wolfe.—6.

The bill and emergency passed.

HB 1630 was referred for engrossment.

GENERAL ORDER

CS for HB 1017 by Peterson of the House and Pierce, Clifton and Keller of the Senate was read and considered.

Senator Stipe moved to amend **HB 1017**, Page 5, Line 8, by inserting a new Section 2, to read as follows:

“Section 2. Nothing in this act shall prevent a person under disability of incompetence, minority or any other disability from asserting their rights after removal of said disability.”

, and renumbering subsequent Section, which amendment was declared adopted.

Upon motion of Senator Clifton, **HB 1017**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1017**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Pierce asked unanimous consent to amend **HB 1017** on third reading, by crippling the title, which was the order.

HB 1017 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, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Smith, Tinsley, Vann, Watson and York.—37.

Nay: Johnson, Luton, Rozell, Schuelein and Stipe.—5.

Excused: Howell, Lane, Taliaferro, Terrill, Wolfe and Young.—6.

The bill passed.

HB 1017 was referred for engrossment.

GENERAL ORDER

HB 1577, previously considered and deferred, was considered further.

Upon motion of Senator Rozell, **HB 1577** was advanced.

By unanimous consent, upon request of Senator Rozell, **HB 1577** was placed on third reading and final passage.

THIRD READING

HB 1577 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson, York and Young.—41.

Excused: Crow, Howell, Lane, Martin, Taliaferro, Terrill and Wolfe.—7.

The bill and emergency passed.

HB 1577 was ordered withheld pursuant to Rule 19(f).

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 388**; **SB 414**, as coauthored by Manar.

The above numbered Bills were referred for enrollment.

Advising adoption of and returning Engrossed **SCR 48**.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

HB 1841 by Davis (Frank) and Henry of the House and Clifton, Green and Cain of the Senate was read and considered.

Senator Smith moved to amend **HB 1841**, Page 2, Line 12, by adding after "Title 68.", the following: "However the interest paid shall not be considered a prior debt of the estate.", which amendment was declared adopted.

Upon motion of Senator Clifton, **HB 1841**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1841**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1841 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, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson, York and Young.—42.

Excused: Howell, Johnston, Lane, Taliaferro, Terrill and Wolfe.—6.

The bill passed.

HB 1841 was referred for engrossment.

Senator Luton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 618 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration

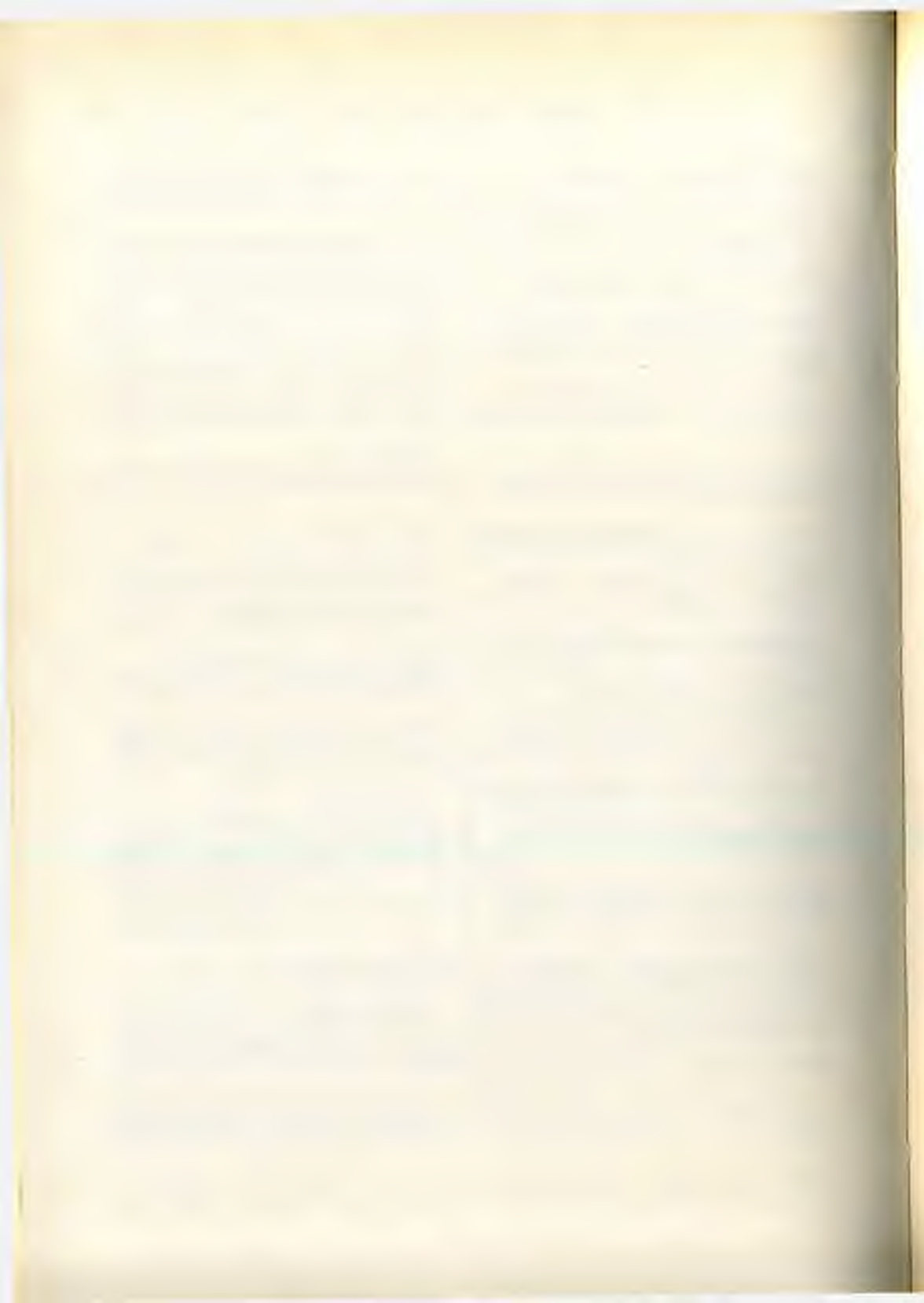
Senator Boatner presiding.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 18, 1980, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1577, 1580 and 1715 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Luton, the Senate adjourned at 3:30 p.m. to meet Tuesday, March 18, 1980, at 1:30 p.m.



Forty-first Legislative Day

Tuesday, March 18, 1980

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, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howell, Nickles, Porter and Terrill.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Mr. Morris Thurman, and incorporated into the Journal upon request of Senator Watson.

Jehovah God, our creator and sustainer, Supreme Being of the universe, we come to You as finite men grateful that we can address You in prayer. We are thankful for Jesus the Christ, our sin offering and our mediator.

We are thankful for life and strength, for the bounty of the earth which makes them possible, and for the promise of life that is ours through the renewal of the earth as Spring approaches.

Father, as we praise You for our freedom we are made aware again of those not so fortunate. We pray for our fellow-citizens held hostage in Iran. We pray for the leaders of nations that through Your guidance they may accomplish accord and promote peace.

We pray now for these men of the Oklahoma Senate that, as a body and individually, they may be led by conviction rather than convenience, may demonstrate wisdom more than wit, and may seek the commonwealth instead of being satisfied with the commonplace. Grant them power of intellect, the gift of insight, and devotion to integrity in their work today.

We praise, thank and petition You through Your glorious Son, Jesus Christ, Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Wolfe introduced Pam Rollins, R.N., Tulsa, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS:

HB 1539 — Oil, Gas and Energy.

HB 1594 — Judiciary.

HB 1603 — Rules (removing Boatner as Senate author and from the Bill, and substituting Martin, Principal Senate author).

HB 1723 — Oil, Gas and Energy, and be referred to Committee on Revenue and Taxation by previous order.

HB 1725 — Judiciary, coauthored by Wolfe (Principal) of the Senate.

HB 1733 — Oil, Gas and Energy, coauthored by Crutcher (Principal) of the Senate.

HB 1782 — Education, Higher.

HB 1851 — Judiciary.

HB 1931 — Judiciary.

HB 1932 — Social Welfare.

HB 1933 — Social Welfare.

HJR 1050 — Rules.

SECOND READING

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

HB 1533 — County, State and Federal Government.

HB 1642 — Appropriations and Budget.

HB 1647 — Appropriations and Budget.

HB 1719 — Appropriations and Budget.

HB 1764 — Oil, Gas and Energy.

HB 1772 — County, State and Federal Government and then to Oil, Gas and Energy.

HB 1784 — Judiciary.

HB 1787 — Public and Mental Health and then to Judiciary.

HB 1821 — Revenue and Taxation.

HB 1823 — Appropriations and Budget.

HB 1836 — Public and Mental Health and then to Criminal Jurisprudence.

HB 1887 — Aging.

HB 1911 — Social Welfare.

HB 1920 — Revenue and Taxation.

HB 1922 — Judiciary.

HB 1923 — Insurance and then to Judiciary.

HB 1924 — Judiciary.

HB 1926 — Revenue and Taxation and then to Business, Industry and Labor Relations.

HB 1947 — County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1334, 1522, 1535, 1559, 1598, 1606, 1701, 1789, 1805, 1814, 1828, 1829, 1830, 1859, 1860, 1879, 1880, 1891, 1897, 1908, 1909, 1914, 1916, 1930, 1935, 1936, 1942 and 1948.**

HB 1334 — By Holt of the House and Nickles of the Senate.

An Act relating to schools; amending Section 1, Chapter 216, O.S.L. 1972, as amended by Section 1, Chapter 225, O.S.L. 1979 (70 O.S. Supp. 1979, Section 5-107A); providing for school board elections in certain school districts and the procedures and dates thereof; providing a method to determine boundaries of school board election districts; providing terms of office; requiring certain qualifications for candidacy and voting in certain school board elections; providing procedures and elections for nine member school board; and declaring an emergency.

HB 1522 — By Shurden and Murphy.

An Act relating to motor vehicle insurance; prohibiting certain insurance carriers from cancelling, refusing to renew policies or increasing premiums for certain reasons; providing exceptions; providing penalty;

directing codification; and providing an effective date.

HB 1535 — By Poulos, Baughman, Ford, Anderson, Trent and Thompson (Mick) of the House and Wolfe of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 396, as amended by Section 1, Chapter 96, O.S.L. 1978 (59 O.S. Supp. 1979, Section 396); recreating the Oklahoma State Board of Embalmers and Funeral Directors in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership appointments, terms and qualifications; and declaring an emergency.

HB 1559 — By Brunton of the House and Wolfe of the Senate.

(Criminal Procedure — Reimbursement of Costs — Repealing 22 O.S. 1971, Section 983 — Effective Date).

HB 1598 — By Winn.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 5102 and 5104, as amended by Section 2, Chapter 120, O.S.L. 1978 (68 O.S. Supp. 1979, Section 5104); providing for exceptions to payment of the documentary stamp tax; expanding such exceptions; providing and accounting for the design and distribution of documentary stamps; distributing income; and providing an effective date.

HB 1606 — By Draper.

(Insurance — Amending 36 O.S. Supp. 1979, Section 6125 — Prepaid Funeral Contracts — Emergency).

HB 1701 — By Winn of the House and Randle of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Section 5-114; providing for treasurers of school districts; providing for assistant treasurers in certain school districts; delineating new requirements regarding payment of costs by school districts; and providing an effective date.

HB 1789 — By Gray, Fried, Riggs, Atkins, Briscoe, Dunn, Fair, Hargrave, Harper, Henry, Hobson, Holt, Hooper, Joiner, Kerr, Lancaster, Manar, McCorkell, Mentzer, Monks, Morgan, Rogers, Shepard, Shurden, Steward, Talley, Taylor, Townsend, Duckett, Denman, Duke and Cleveland of the House and Combs of the Senate.

An Act relating to state officers and employees; declaring a moratorium on state government forms; providing intent; defining terms; creating evaluating committee; providing procedures; providing sunset provision; requiring agency reports; providing exceptions; directing codification; and providing an effective date.

HB 1805 — By Arnold of the House and Wolfe of the Senate.

An Act relating to professions and occupations; providing for short title; establishing an act for nurse-midwifery; defining certain terms; providing qualifications and licensure under the purview of the Oklahoma Board of Nurse Registration and Nursing Education; providing for a certain advisory committee; allowing exceptions to the act; directing codification; and providing an effective date.

HB 1814 — By Monks, Draper and Davis (Don).

(State Officers and Employees — Amending 74 O.S. Supp. 1979, Section 292.1 — Emergency).

HB 1828 — By Brunton of the House and Wolfe of the Senate.

An Act relating to cities and towns; amending Sections 27-119 and 28-102, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Sections 27-119 and 28-102); providing jury trials in certain circumstances; raising the minimum fine required to have a jury trial; stating qualifications for jurors; and providing an effective date.

HB 1829 — By Brunton of the House and Wolfe of the Senate.

An Act relating to cities and towns; amending Section 28-122, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Section 28-122); requiring municipal criminal courts of record to observe certain holidays; providing for trial dockets; and providing an effective date.

HB 1830 — By Brunton of the House and Wolfe of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 11-902, as amended by Section 1, Chapter 108, O.S.L. 1978 (47 O.S. Supp. 1979, Section 11-902); providing for persons driving under the influence of intoxicating liquor or of drugs or of both; providing penalties; and providing an effective date.

HB 1859 — By Wiseman.

An Act relating to public utilities; prohibiting discontinuance of service under certain circumstances; allowing for liens; directing codification; and providing an effective date.

HB 1860 — By Wiseman of the House and Smith of the Senate.

An Act relating to the commercial code; amending 12A O.S. 1971, Section 9-404; providing for a termination statement for secured obligations; stating procedures for termination statements; incurring new requirements for secured parties; and providing an effective date.

HB 1879 — By Winn, Kennedy and Johnson (Don) of the House and Dahl of the Senate.

An Act relating to roads, bridges and ferries; providing for title by prescription to an easement for road purposes; providing for filing with county clerk; providing for notice; directing codification; and providing an effective date.

HB 1880 — By Craighead of the House and Tinsley of the Senate.

An Act relating to motor vehicles; enact-

ing the Oklahoma Ridesharing Act; defining terms; providing nonapplication of common carrier laws; providing nonliability of employer; providing that ridesharing payments not constitute income; providing that motor vehicle in ridesharing arrangement not be deemed a motor bus or taxicab; providing that driver in a ridesharing arrangement not be deemed a chauffeur; directing codification; and providing an effective date.

HB 1891 — By Duke.

(Children — Amending Sections in Title 10 — Effective Date).

HB 1897 — By Steward and Henry of the House and Kilpatrick of the Senate.

An Act relating to civil procedure; amending Section 1, Chapter 78, O.S.L. 1978 (12 O.S. Supp. 1979, Section 832); providing right of contribution for tort-feasors under certain circumstances; providing certain exceptions; permitting the continuance of right of indemnity under certain circumstances; limiting the applicability of the act; providing that certain agreements will not discharge certain tort-feasors, but will discharge certain other tort-feasors; and providing an effective date.

HB 1908 — By Twidwell.

An Act relating to prisons and reformatories; extending limits of place of confinement; authorizing time away from correctional facility under certain conditions; defining relative; providing for certain offenders to be accompanied by an officer or employee of the department; providing failure to return to facility be deemed an escape; directing codification; and declaring an emergency.

HB 1909 — By Duckett of the House and Capps of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Sections 2-101, as last amended by Section 1, Chapter 274, O.S.L. 1974 (70 O.S. Supp. 1979, Section 2-101) and 2-106; providing for school elections; providing

procedures for elections; transferring certain responsibilities to the State Election Board; regulating such elections; providing for payment of certain expenses; changing time of withdrawal for candidates; providing for watchers; repealing 70 O.S. 1971, Section 2-103; providing an effective date; and declaring an emergency.

HB 1914 — By Brunton and Denman.
(Criminal Procedure — Victim Indemnity Revolving Fund).

HB 1916 — By Kane and Wilson.

An Act relating to schools; authorizing school boards certain powers related to traffic regulations; providing for enforcement; directing codification; and providing an effective date.

HB 1930 — By Cleveland of the House and Howard of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2357, as last amended by Section 1, Chapter 214, O.S.L. 1978 (68 O.S. Supp. 1979, Section 2357); providing certain credits against state income taxes and adding thereto; and making provisions applicable to certain taxable years.

HB 1935 — By Morgan, Cotner and Bengtson of the House and Johnston of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 2-405; prohibiting use of certain controlled dangerous substances; prohibiting possession of certain objects; expanding prohibited objects; providing exceptions; providing penalty; and providing an effective date.

HB 1936 — By Atkins.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 567.3; defining terms in the Nursing Practice Act; adding definition of nurse practitioner; providing scope and providing an effective date.

HB 1942 — By Steward of the House and Smith of the Senate.

An Act relating to civil procedure; amending Section 503, Chapter 285, O.S.L. 1978 (12 O.S. Supp. 1979, Section 2503); defining terms; providing patient privilege from disclosure of physical, mental or emotional medical diagnosis and treatment; providing persons included and claiming privilege; providing exceptions; authorizing statutory discovery by adverse party; and providing an effective date.

HB 1948 — By Steward.

An Act relating to crimes and punishments; declaring it unlawful to commit certain indecent acts upon or with certain persons; providing penalty; directing codification; and providing an effective date.

The above numbered HBs were read for the first time.

PENDING SENATE ACTION — RESOLUTION

SR 92, introduced on Page 453, was called up for consideration.

SR 92 was read at length as follows:

SR 92 — By Keating.

A Resolution urging the study of rail passenger service between Oklahoma City and St. Louis; and directing distribution.

WHEREAS, in this day of severe fuel and energy shortages, energy-efficient transportation is one national development to combat excessive fuel consumption; and

WHEREAS, the passenger railroad, which only recently seemed doomed to extinction, is now undergoing a vigorous revival, due to the high cost of other forms of transportation; and

WHEREAS, rail passenger service between Oklahoma City and St. Louis would

enable Oklahomans to travel efficiently to the East, would benefit both communities, and communities served along the corridor and would prove popular.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate urges the Board of Directors of the National Railroad Passengers Association to conduct a feasibility study regarding the establishment of Oklahoma City to St. Louis passenger railway service by Amtrak. The Board is requested to send a copy of the study to the Oklahoma Senate, if such a study is conducted.

SECTION 2. Copies of this Resolution shall be dispatched to the Board of Directors of the National Railroad Passengers Association.

SR 92 was adopted upon motion of Senator Keating and ordered referred for enrollment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that the following changes be made on committee assignments:

HB 1539 — Rescind second committee assignment to County, State and Federal Government.

HB 1652 — Withdraw from County, State and Federal Government and assign to Appropriations and Budget.

HB 1735 — Withdraw from Judiciary and assign to Criminal Jurisprudence.

HB 1813 — Add second committee assignment to Business, Industry and Labor Relations.

HB 1839 — Add second committee assignment to Criminal Jurisprudence.

HB 1870 — Add second committee

assignment to Insurance.

HJR 1057 — Add second committee assignment to Aging.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SB 147**, as amended and co-authored.

HOUSE AMENDMENTS

HAs to SB 147 were read as follows and concurred in upon motion of Senator Lane.

Authors: Add the following coauthors: Cotner and Harper of the House.

Amendment No. 1. Amend Page 1, Line 15½, by inserting a new "SECTION 1" to read as follows:

"SECTION 1. 60 O.S. 1971, Section 176, as amended by Section 1, Chapter 222, O.S.L. 1976 (60 O.S. Supp. 1979, Section 176), is amended to read as follows:

Section 176. (a) Express trusts may be created to issue obligations and to provide funds for the furtherance and accomplishment of any authorized and proper public function or purpose of the state or of any county or municipality in real or personal property, or either or both, or in any estate or interest in either or both, with the state, or any county or municipality as the beneficiary thereof by the: (1) express approval of the Legislature and the Governor if the State of Oklahoma is the beneficiary; (2) express approval of two-thirds ($\frac{2}{3}$) of the membership of the governing body of the beneficiary if a county is the beneficiary; (3) express approval of two-thirds ($\frac{2}{3}$) of the membership of the governing body of the beneficiary if a municipality is the beneficiary. Provided, that no funds of said beneficiary derived from sources other than the trust property, or the operation thereof, shall be charged with or expended for the execution

of said trust, except by express action of the legislative authority of the beneficiary prior to the charging or expending of the funds. The officers or any other governmental agencies or authorities having the custody, management or control of any property, real or personal or both, of the beneficiary of such trust, or of such a proposed trust, which property shall be needful for the execution of the trust purposes, are authorized and empowered to lease such property for said purposes, after the acceptance of the beneficial interest therein by the beneficiary as hereinafter provided.

(b) The trustees of a public trust having the State of Oklahoma as beneficiary shall make and adopt bylaws for the due and orderly administration and regulation of the affairs of the public trust. All bylaws of a public trust having the State of Oklahoma as beneficiary shall be submitted in writing to the Governor of the State of Oklahoma. The Governor must approve the proposed bylaws before they take effect.

(c) No public trust in which the State of Oklahoma is the beneficiary may be amended without a two-thirds ($\frac{2}{3}$) vote of approval of the trustees of such trust. Provided, that any such amendment is subject to the approval of the Governor of the State of Oklahoma. Such amendments shall be sent to the Governor within fifteen (15) days of their adoption.

(d) No trust in which a county or municipality is the beneficiary shall hereafter create an indebtedness or obligation until such indebtedness or obligation has been approved by a two-thirds ($\frac{2}{3}$) vote of the governing body of said beneficiary.

(e) All bonds described in subsection (d) of this section, after the effective date of this act, except bonds sold to the federal government or any agency thereof or to any agency of the State of Oklahoma, shall be awarded to the lowest and best bidder based upon

open competitive public offering, advertised at least once a week for two (2) successive weeks in a newspaper of general circulation in the county where the principal office of the trust is located prior to the date on which bids are received and opened, except, on bond issues with the approval of three-fourths ($\frac{3}{4}$) of the trustees, and a three-fourths ($\frac{3}{4}$) vote of the governing body of the beneficiary, competitive bidding may be waived. No bonds shall be sold for less than par value, except upon approval of three-fourths ($\frac{3}{4}$) of the trustees. Provided, however, in no event shall any bonds issued by any public trust for any purpose be sold at a discount in excess of four percent (4%) which shall include any fees, discounts and any other remuneration received directly or indirectly by the purchaser; and further provided, that the AVERAGE COUPON rate thereon shall in no event exceed **[ten] FOURTEEN percent [(10%)]** (14%) per annum. Bonds, notes or other evidences of indebtedness issued by any public trust shall be eligible for purchase by any state banking association or corporation subject to such limitations as to investment quality as may be imposed by regulations, rules or rulings of the State Banking Commissioner.

(f) Contracts for construction, labor, equipment, material or repairs in excess of Two Thousand Dollars (\$2,000.00) shall be awarded by public trusts to the lowest and best competitive bidder, pursuant to public invitation to bid, which shall be published in the manner provided in the preceding section hereof; such advertisements shall appear in the county where the work, or the major part of it, is to be done, or the equipment or materials are to be delivered, or the services are to be rendered. Provided, however, should the trustee or the trustees find that an immediate emergency exists, which findings shall be entered in the journal of the trust proceedings, by reason of which an immediate outlay of trust funds in an amount exceeding Two Thousand Dollars (\$2,000.00) is necessary in order to avoid

loss of life, substantial damage to property, or damage to the public peace or safety, then such contracts may be made and entered into without public notice or competitive bids; provided that the provisions of this subsection shall not apply to contracts of industrial and cultural trusts.

(g) Provisions of this act shall not apply to entities created under Sections 1324.1 through 1324.26, Title 82 of the Oklahoma Statutes."

, and amend Page 1, Line 16, by renumbering the present "SECTION 1" to read "SECTION 2".

Amendment No. 2. Amend Page 2, Lines 3 through 13, by deleting all language and substituting in lieu thereof the following language:

"A PUBLIC TRUST WITH A CITY, COUNTY, OR STATE AS THE BENEFICIARY THEREOF MAY ISSUE ITS EVIDENCES OF INDEBTEDNESS FOR THE PURPOSE OF FINANCING HOUSING OR HOUSING PROGRAMS AS SAME REPRESENT AN AUTHORIZED AND PROPER PUBLIC FUNCTION FOR PUBLIC TRUSTS."

Amendment No. 3. Amend Page 1, Line 26, by striking before the word "Services" the words "Institutions, Social and Rehabilitative" and inserting in lieu thereof the word "HUMAN".

Amendment No. 4. Amend Page 2, Line 13½, 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."

Amendment No. 5. Amend Page 1, by striking Lines 9 and 9½, and restoring the Title to read as follows:

"An Act relating to property; amending 60 O.S. 1971, Section 176, as amended by Section 1, Chapter 222, O.S.L. 1976 and Section 13, Chapter 222, O.S.L. 1976 (60 O.S. Supp. 1979, Sections 176 and 178.6); stating purposes for creations of public trusts; providing administrative procedures for trusts; authorizing bonds; altering maximum interest rate; requiring certain bidding procedures; exempting certain entities; exempting certain public trusts from the operation of certain statutes; authorizing issuance of indebtedness for certain purposes; and declaring an emergency."

HAs to SB 147 were called up for consideration.

Senator Cummins asked to be named a coauthor of **SB 147**, which was the order.

SB 147, 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, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howard, Johnston, Keating, Lamb, Lane, Leonard, Luton, Martin, Miller, Pierce, Randle, Rozell, Smith, Stipe, Tinsley, Vann, Watson, Wolfe, York and Young.—34.

Nay: Combs, Johnson, Keller, Kilpatrick, Landis, McCune, McDaniel, Schuelein and Taliaferro.—9.

Excused: Howell, Murphy, Nickles, Porter and Terrill.—5.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

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

Senator Watson presiding.

GENERAL ORDER

HB 1795 by Draper of the House and Howard of the Senate was read and considered.

Senator Berrong moved to amend **HB 1795**, Page 11, Line 13, by restoring after the word "Section", and before the word "a", the stricken language on Lines 13 and 14, which amendment was declared adopted.

Upon motion of Senator Howard, **HB 1795**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1795**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1795 was read for the third time at length.

On the question of passage of the bill 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, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—42.

Nay: Landis.—1.

Excused: Howell, Keller, Porter, Terrill and York.—5.

The bill and emergency passed.

HB 1795 was referred for engrossment.

PENDING SENATE ACTION — RESOLUTION

SR 84, introduced on Page 305, was called up for consideration.

SR 84 was read at length as follows:

SR 84 — By Cate.

A Resolution praising Tom Steed; and directing distribution.

WHEREAS, exemplary dedication to public service is esteemed by the people of Oklahoma; and

WHEREAS, an expression of gratitude and pride is an appropriate manner of acknowledging the accomplishments of a great Oklahoman; and

WHEREAS, Representative Tom Steed is retiring after 32 years of prestigious, honorable and dedicated service in the United States House of Representatives; and

WHEREAS, during this tenure, Tom Steed has been an influential and respected member of the House of Representatives and has represented this state with exceptional judgment and ability; and

WHEREAS, as Chairman of the Treasury, Postal Service and General Government Subcommittee of the House Appropriations Committee, Tom Steed has successfully promoted not only the interests of his district, but those of the entire state; and

WHEREAS, Tom Steed has a record of service of which this state is justly proud; and

WHEREAS, through the efforts of Tom Steed, great military installations in the state have thrived; and

WHEREAS, Tom Steed has been a vital force in furthering the state's industrial growth and economic stability; and

WHEREAS, Tom Steed has worked diligently to acquire for the state federal aid to assist in conservation projects and the development of our natural resources; and

WHEREAS, Tom Steed has won numerous awards and commendations for his years of public service; 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 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises and expresses gratitude for the outstanding accomplishments and contributions made by Tom Steed.

SECTION 2. Copies of this Resolution shall be dispatched to Representative Tom Steed, the family of Tom Steed, and the Oklahoma Congressional Delegation.

Senator Cate asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 84**.

SR 84, as coauthored, was adopted upon motion of Senator Cate and ordered referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 171, 429, 475, 476, 521, 524, 527, 582, 588, 607 and 628; SJRs 25 and 29;

SCRs 50 and 51 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1017, 1466, 1626, 1630 and 1841 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 147, 388 and 414 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 48 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1438** was called up for consideration.

The **CCR** on **HB 1438** was adopted upon motion of Senator Lamb.

HB 1438, 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, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Vann, Watson, Wolfe and Young.—43.

Excused: Howell, Porter, Terrill, Tinsley and York.—5.

The bill passed.

HB 1438, together with the Conference Committee Report thereon, was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1601 by Davis (Frank) and Arnold of the House and Lamb of the Senate was read and considered.

Upon motion of Senator Lamb, **HB 1601** was advanced.

By unanimous consent, upon request of Senator Lamb, **HB 1601** was placed on third reading and final passage.

THIRD READING

HB 1601 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, Giles, Green, Howard, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Nickles, Pierce, Randle, Rozell, Stipe, Tinsley, Vann, Watson, Wolfe and Young.—36.

Nay: Boatner, Crow, Johnson, McDaniel, Murphy, Schuelein, Smith and Taliaferro.—8.

Excused: Howell, Porter, Terrill and York.—4.

The bill passed.

HB 1601 was ordered withheld pursuant to Rule 19(f).

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

GENERAL ORDER

HB 1714 by Davis (Frank) of the House and Clifton of the Senate was read and considered.

Senator Boatner moved to amend **HB 1714**, Page 2, Line 5, by adding after the word "a", and before the word "rubber", the words "embossed seal or", which amendment was declared adopted.

Upon motion of Senator Clifton, **HB 1714**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1714**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1714 was read for the third time at length.

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

Aye: Boatner, Cain, Cate, Clifton, Green, Howard, Johnston, Landis, McCune, Martin, Nickles, Pierce, York and Young.—14.

Nay: Berrong, Birdsong, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McDaniel, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Watson and Wolfe.—30.

Excused: Howell, Stipe, Terrill and Vann.—4.

The bill failed.

GENERAL ORDER

HB 1218 by Steward, et al, of the House and Keating and Kilpatrick of the Senate was read and considered.

Senator Combs asked to be named a co-author of **HB 1218**, which was the order.

Senator Keating moved to amend **HB 1218**, Page 3, Line 2, by adding after the

word "property." and before the word "You" the following language: "You may make payment individually to each person performing labor or furnishing material for the work on your property.", which amendment was declared adopted.

Senator Boatner moved to return **HB 1218** to the Committee on Business, Industry and Labor Relations, which motion was declared adopted upon a division of the question.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1713**, as amended.

Advising passage of and returning Engrossed **SB 361**, Showing Davis (Guy) as principal House author and coauthored by Trent and Rogers; **SB 385**; **SB 386**; **SB 469** and **SB 536**; and **SJR 58**, Coauthored by Feddersen (principal House author), then Hopkins, Combs, Rieger, Hill, Harbin, Kennedy, Duckett, Stephenson, Bradley, Baughman and Hooper.

The above numbered Bills and Resolution were referred for enrollment.

GENERAL ORDER

HB 1768 by Camp, Winn and Wilson of the House and Lane and Crutcher of the Senate was read and considered.

Senator Lane moved to amend **HB 1768**, Page 1, by crippling the title, which amendment was declared adopted.

Upon motion of Senator Lane, **HB 1768**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **HB 1768**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1768 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, Johnston, Keating, Keller, Lamb, Landis, Lane, Leonard, Luton, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Watson, Wolfe, York and Young.—40.

Nay: Johnson, Kilpatrick, McCune and McDaniel.—4.

Excused: Howell, Murphy, Terrill and Vann.—4.

The bill passed.

HB 1768 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 147, 388** and **414**.

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled **SCR 48**.

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 resolved itself into Executive Session.

MESSAGE

Advising approval by Acting Governor Spencer Bernard, March 18, 1980, of Enrolled **SB 147**.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand

adjourned to meet Wednesday, March 19, 1980, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1438, together with the CCR thereon, and **1601** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:10 p.m. to meet Wednesday, March 19, 1980, at 1:30 p.m.

Forty-second Legislative Day

Wednesday, March 19, 1980

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

Senator Cate presiding.

Roll call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wolfe, York and Young.—46.

Excused: Howell and Watson.—2.

Senator Cate declared a quorum present.

The following prayer was offered by Mr. Morris Thurman, and incorporated into the Journal upon request of Senator Watson.

Senator Crow presiding.

Our Father in heaven, All Wise and All Powerful God of heaven and earth, we extol

Your name, Jehovah. We thank You for this day of life, with all its attendant blessings.

We are grateful to be citizens of this great state and this great nation. Help us to exercise our responsibilities wisely to contribute to continued greatness for both. Be with leaders at all levels of government. Help each to act responsibly and wisely, that Your purpose may be fulfilled and men's welfare may be served.

Gracious God, help this august group of men to realize how vital their actions are, how far reaching their example, and how influential their judgment for the future well-being of our state of Oklahoma. May they never take lightly their accountability for the quality of life they demonstrate.

As this Senate convenes today give each Senator a determination for impartiality, a desire for improvement and a perception of the important. May Your care and blessing rest upon us, we pray, through the King of kings, and Lord of lords, Christ Jesus. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Keating introduced Manuel J. A. Hinds, M.D., Broken Arrow, as the Doctor of the Day.

Senator Combs introduced Richard Wawro, R.N., Oklahoma City, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS:

HB 1613 — Appropriations and Budget.

HB 1620 — Appropriations and Budget.

HB 1690 — Criminal Jurisprudence, and be referred to Committee on County, State and Federal Government by previous order.

HB 1705 — County, State and Federal Government, coauthored by Pierce (Principal Senate author).

HB 1730 — County, State and Federal Government.

HB 1765 — County, State and Federal Government, coauthored by McCune (Principal Senate author).

HB 1770 — Criminal Jurisprudence.

HB 1779 — County, State and Federal Government.

HB 1846 — Judiciary, coauthored by Clifton (Principal Senate author), and be referred to Committee on Retirement and Administration by previous order.

HB 1849 — Judiciary.

HB 1869 — Criminal Jurisprudence, coauthored by Clifton (Principal Senate author).

HB 1872 — Public and Mental Health.

HJR 1041 — County, State and Federal Government, and be referred to Com-

mittee on Appropriations and Budget by previous order.

HJR 1045 — Judiciary, and be referred to Committee on Constitutional Revision and Regulatory Services by previous order.

DO PASS, as amended:

HB 1536 — County, State and Federal Government, coauthored by Crutcher, and be referred to Committee on Appropriations and Budget by previous order.

CS for HB 1538 — County, State and Federal Government, and be referred to Committee on Appropriations and Budget by previous order.

HB 1576 — Elections and Privileges.

HB 1596 — Elections and Privileges, and be referred to Committee on Appropriations and Budget by previous order.

HB 1612 — Appropriations and Budget.

HB 1743 — Judiciary.

HB 1855 — County, State and Federal Government, and be referred to Committee on Rules by previous order.

HB 1910 — Public and Mental Health, and be referred to Committee on County, State and Federal Government by previous order.

HJR 1068 — Public and Mental Health, and be referred to Committee on Aging by previous order.

SECOND READING

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

HB 1334 — Education, Common and then to Elections and Privileges.

HB 1522 — Insurance.

HB 1535 — Business, Industry and Labor Relations.

HB 1559 — Criminal Jurisprudence.

HB 1598 — Revenue and Taxation and then to Appropriations and Budget.

HB 1606 — Insurance.

HB 1701 — Education, Common.

- HB 1789** — Rules.
- HB 1805** — Public and Mental Health.
- HB 1814** — Appropriations and Budget.
- HB 1828** — Municipal Government.
- HB 1829** — Municipal Government.
- HB 1830** — Criminal Jurisprudence.
- HB 1859** — Social Welfare.
- HB 1860** — Business, Industry and Labor Relations.
- HB 1879** — Roads and Highways.
- HB 1880** — Public Safety and Penal Affairs.
- HB 1891** — Social Welfare and then to Public Safety and Penal Affairs.
- HB 1897** — Judiciary.
- HB 1908** — Public Safety and Penal Affairs.
- HB 1909** — Education, Common and then to Elections and Privileges.
- HB 1914** — Public Safety and Penal Affairs and then to Criminal Jurisprudence.
- HB 1916** — Education, Common.
- HB 1930** — Revenue and Taxation.
- HB 1935** — Public and Mental Health.
- HB 1936** — Public and Mental Health.
- HB 1942** — Judiciary.
- HB 1948** — Criminal Jurisprudence.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1917**, **HB 1921** and **HJR 1051**, the Special Election Section having received the constitutional two-thirds majority of votes of Members elected to and constituting the House of Representatives.

HB 1917 — By Steward of the House and Howard of the Senate.
(Torts — Effective Date).

HB 1921 — By Twidwell and Elder.

An Act relating to prisons and reformatories; adopting the Interstate Corrections Compact; providing short title; providing form of compact; providing for cooperation to provide facilities and programs with party states and the federal government; defining

terms; providing for certain contracts; providing for confinement or transfer of inmate; providing for jurisdiction; providing for reports, treatment, hearings, release and benefits; providing for certain persons to exercise certain rights; providing for conclusiveness of decision; providing for escape from institution; providing for acceptance of federal aid; providing force and effect; providing for withdrawal; providing for non-impairment of certain agreements; providing severability; and liberal construction; directing codification; and providing an effective date.

HJR 1051 — By Monks and Hill of the House and Randle of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma by adding a new section to Article X thereof to be designated as Article X, Section 9D; authorizing certain county commissioners or certain voters to provide for, organize, maintain, operate and dissolve hospital districts by way of an election; providing election procedures; providing for expansion of districts; providing for appointment, manner of appointment, duties and powers of the trustees; providing for certain controls by the legislature and authorizing certain legislation; providing for certain charges and audits; providing for special annual recurring ad valorem taxes and issuance of bonds upon approval at an election for such purposes; providing for interest, selling procedures and refunding of bonds; providing for cancellation of the millage levy under certain circumstances; providing for legal status of board, authorizing collection of fees; providing city or town be authorized to form districts; providing ballot title; directing filing; and ordering a special election.

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 1049**.

HCR 1049 — By Elder, Davis (Frank), Atkins, Townsend, Harbin, Davis (Don), Caldwell, Reimer, Morgan, Cotner, Lancaster, Murphy, Abbott, Kamas, Hobson, Conaghan, Wilson, Cole and Hastings of the House and Howell of the Senate.

A Concurrent Resolution expressing support for the return of rail passenger service to the State of Oklahoma; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

SPECIAL INTRODUCTION

Senator Cate introduced Miss Tammy Jean Carle, to the members and asked unanimous consent, which was granted, that Miss Carle be allowed privileges of the floor. Senator Cate announced that Miss Carle is the reigning "Miss Rodeo Oklahoma" and a finalist for "Miss Rodeo America".

President Pro Tempore Howard presented Miss Carle with a Citation on behalf of the Oklahoma Senate.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent that the second committee assignment for **HB 1839** to the Committee on Criminal Jurisprudence be rescinded, which was the order.

GENERAL ORDER

HJR 1047 — By Townsend, et al, of the House and Clifton of the Senate was read and considered.

Upon motion of Senator Clifton, **HJR 1047** was advanced.

By unanimous consent, upon request of Senator Clifton, **HJR 1047** was placed on third reading and final passage.

THIRD READING

HJR 1047 was read for the third time at length, as follows:

HJR 1047 — By Townsend, et al, of the

House and Clifton of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution by adding a new Section to Article X thereof, to be designated as Article X, Section 27B; authorizing certain municipalities and counties to pledge revenues for public transportation systems; requiring elections; authorizing joint ventures; allowing bonds with certain limitations or additional taxation; authorizing enactment of ordinances or resolutions; declaring section independent and cumulative; authorizing joint operation and ownership; providing an exception; providing ballot title; and directing filing.

Be it resolved by the House of Representatives and the Senate of the 2nd 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. Article X of the Constitution of the State of Oklahoma is hereby amended by the addition of Section 27B:

Section 27B. Any incorporated municipality or county in Oklahoma may individually or jointly, after approval of the proposition by a majority of the qualified electors voting in an election in each said municipality or county, contract and pledge revenues for a term of years with other municipalities or counties, the State of Oklahoma, other states, the United States of America, or any other governmental subdivision or agency of any of them, for the purpose of supporting a Regional Transportation District responsible for (1) supplying public transportation, constructing, acquiring, or operating public transportation facilities or (2) contracting with private or public agencies, corporations, associations or companies. Any one or more municipalities or counties in Oklahoma may, after approval of the proposition by a majority of the qualified electors voting in an election in each said municipality or county,

issue bonds payable over a period not to exceed thirty(30) years and secured by revenues derived from the sale of public transportation services or said municipalities or counties may levy and dedicate additional taxes, as authorized by the Legislature, for the joint construction, acquisition, repair, extension or improvement of said transportation facilities and services; and thereafter enact ordinances and resolutions giving effect to the provisions of this section. This section shall be independent and shall not be limited by or limit other existing provisions of the Constitution relating to municipal or county financing, nor shall it be exclusive as to other agencies of the State of Oklahoma authorized by law to incur indebtedness. In addition to the other powers enumerated by this Constitution, municipalities and counties and Regional Transportation Districts are hereby authorized to jointly exercise all such powers necessary to create, operate and own public transportation facilities and the state is hereby authorized to provide federal, state, local or private funds for public transportation facilities and services directly or through local or regional public or private agencies, corporations, associations or companies as provided by law. Nothing in this section shall authorize the construction or maintenance of municipal, county or state streets, roads or highways.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this Resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No.____
State Question No.____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Article X of the Constitution

of the State of Oklahoma by the addition of a new Section 27B, which will authorize municipalities and counties, if approved at an election, to enter into Regional Transportation Districts, which shall have the power to contract, pledge revenues, and issue bonds if approved at an election or levy taxes as authorized by the Legislature for public transportation services and facilities, and shall be authorized to enter into joint efforts with other governmental bodies and authorizes joint operation and ownership of transportation facilities by municipalities and counties and Regional Transportation Districts

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES, FOR THE AMENDMENT

☐ NO, AGAINST THE AMENDMENT

SECTION 3. The Chief Clerk of the House of Representatives shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

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

Aye: Berrong, Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Howard, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Murphy, Pierce, Porter, Randle, Taliaferro, Terrill, Vann, Wolfe and York.—31.

Nay: Boatner, Capps, Dahl, Giles, Johnson, Leonard, McDaniel, Miller, Nickles, Rozell, Schuelein, Smith, Stipe and Young.—14.

Excused: Howell, Tinsley and Watson.—3.

The Resolution was declared passed.

HJR 1047 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1603 by Abbott, et al, of the House and Martin of the Senate was read and considered.

Senator McDaniel asked to be named a coauthor of **HB 1603**, which was the order.

Senator Martin moved to amend **HB 1603**, by crippling the title, which amendment was declared adopted.

Upon motion of Senator Martin, **HB 1603**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1603**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1603 was 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, Culison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Wolfe and York.—38.

Nay: Berrong, Giles, Landis, McCune, Nickles and Young.—6.

Excused: Howell, Luton, Tinsley and Watson.—4.

The bill and emergency passed.

HB 1603 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1768 and 1795 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 361, 385, 386, 469, 536 and **SJR 58** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 84 and 92 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HJR 1050 by Atkins and Monks of the House and Martin and Johnston of the Senate was read and considered.

Upon motion of Senator Martin, **HJR 1050** was advanced.

By unanimous consent, upon request of Senator Martin, **HJR 1050** was placed on third reading and final passage.

THIRD READING

HJR 1050 was read 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, Crow, Crutcher, Cullison, Cummins, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Wolfe, York and Young.—42.

Nay: Cate and Stipe.—2.

Excused: Dahl, Howell, Luton and Watson.—4.

The bill and emergency passed.

HJR 1050 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1605 by Draper, Hobson and Wilson of the House and Cate of the Senate was read and considered.

Upon motion of Senator Cate, **HB 1605** was advanced.

By unanimous consent, upon request of Senator Cate, **HB 1605** was placed on third reading and final passage.

THIRD READING

HB 1605 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Giles, Green, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Wolfe, York and Young.—35.

Nay: Boatner, Keating, Leonard, Nickles and Pierce.—5.

Excused: Berrong, Clifton, Dahl, Howard, Howell, Martin, Terrill and Watson.—8.

The Chair advised the Senate that Senators Berrong, Dahl and Clifton, having been present in the Chamber at the time the vote was taken on **HB 1605**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 35. Nay: 8. Excused: 5.

The bill passed.

HB 1605 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1932 by Elder, Camp and Fair of the House and Murphy of the Senate was read and considered.

Senator Cain asked to be named a co-author of **HB 1932**, which was the order.

Upon motion of Senator Murphy, **HB 1932** was advanced.

By unanimous consent, upon request of Senator Murphy, **HB 1932** was placed on third reading and final passage.

THIRD READING

HB 1932 was read 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, Johnson, Johnston, Keating, Keller,

Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wolfe, York and Young.—45.

Excused: Howard, Howell and Watson.—3.

The bill and emergency passed.

HB 1932 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1438, 1577, 1580, 1601, 1713, 1715 and 1806.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1933 by Elder, et al, of the House and Murphy of the Senate was read and considered.

Senators Cain and Combs asked to be named coauthors of **HB 1933**, which was the order.

Senator Keating moved to amend **HB 1933**, Page 2, Line 6, by adding after the first word "or" and before the word "adoptive", the word "guardian", which amendment was declared adopted.

Upon motion of Senator Murphy, **HB 1933**, as coauthored and amended, was advanced to engrossment.

Senator Murphy asked unanimous consent that **HB 1933**, as coauthored and amended, be considered engrossed and placed on third

reading and final passage, to which objection was heard.

Senator Stipe moved that **HB 1933** be referred to the Committee from whence it came with instruction that it be rewritten to provide for an interim study.

Senator Murphy moved to table the Stipe motion to rerefer, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Schuelein, Taliaferro, Terrill, Tinsley and York.—35.

Nay: Crow, Lane, Randle, Smith, Stipe, Vann, Wolfe and Young.—8.

Excused: Clifton, Howell, Luton, Rozell and Watson.—5.

Senator Murphy asked unanimous consent that **HB 1933**, as coauthored and amended, be considered engrossed and placed on third reading and final passage, which was the order.

Senator Kilpatrick presiding.

THIRD READING

Senator Murphy asked unanimous consent that further consideration of **HB 1933** be deferred for this legislative day, to which request objection was heard.

Senator Murphy moved that **HB 1933** be deferred for this legislative day, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 345**, as coauthored by Manar and Wilson of the House; **SB 520**, as coauthored by Reimer, Rogers, Wilson, Cunningham and Glover of the House; **SB 639** and **SJR 43**.

The above numbered Engrossed Bills and Resolution were referred for enrollment.

Advising concurrence in **SAs** to and passage of Engrossed **HB 1403** and **HB 1492**, as amended.

GENERAL ORDER

HB 1740 by Lancaster, et al, of the House and Terrill, York and Stipe of the Senate was read and considered.

Upon motion of Senator Terrill, **HB 1740** was advanced.

By unanimous consent, upon request of Senator Terrill, **HB 1740** was placed on third reading and final passage.

THIRD READING

HB 1740 was read for the third time at length.

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

Aye: Berrong, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wolfe, York and Young.—41.

Nay: Boatner, Combs and Johnson.—3.

Excused: Birdsong, Howell, Luton and Watson.—4.

The bill and emergency passed.

HB 1740 was ordered withheld pursuant to Rule 19(f).

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 361, 385, 386, 469** and **536**.

The above-numbered enrolled bills were referred to the Governor.

Advising fourth reading of and returning Enrolled **SJR 58**.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 382, 387, 392, 394, 395, 410, 411, 421** and **422**, each as amended and **SB 409**, as amended and coauthored.

HOUSE AMENDMENTS

HAs to **SB 382** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 2, Line 3½, by adding a new "SECTION 3" to read as follows:

"SECTION 3. There is hereby appropriated to the State Department of Health, 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 One Hundred Thousand Dollars (\$100,000.00) or so much thereof as may be necessary for Child Guidance Services."

Amendment No. 2. Amend Page 2, Line 4, by renumbering the present "SECTION 3" to read "SECTION 4", and by renumbering succeeding sections accordingly.

Amendment No. 3. Amend Page 2, Line 7, the renumbered SECTION 5, by deleting all language after the word "The" and before the word "to" and substituting in lieu thereof the following language: "appropriations made by Section 1 except for the Expansion of PCB Monitoring and by Section 3 of this act are".

Amendment No. 4. Amend Page 2, Line 11, the renumbered SECTION 5, by deleting after the word "The" and before the word "by" the language "appropriation made" and substituting in lieu thereof the following language: "appropriations made by Section 1 for Expansion of PCB Monitoring and".

HOUSE AMENDMENTS

HAs to SB 387 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 20 through 22, by deleting all language after the word "of" on Line 20 and substituting in lieu thereof the following: "Ten Thousand Nine Hundred Twenty Dollars (\$10,920.00), or so much thereof as may be necessary for the following purposes:

Operating Expenses (make up for previous Computer feasibility study)	\$ 1,920.00
--	-------------

To obtain financial records from financial institutions	<u>9,000.00</u>
TOTAL	\$10,920.00"

HOUSE AMENDMENTS

HAs to SB 392 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 Office of the Attorney General; making appropriations

thereto; stating the purposes; authorizing transfer of appropriation to a special account; 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 dates; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Lines 23 and 24, by deleting the words and figures "One Million Three Hundred Fifty-four Thousand Eighty-nine Dollars (\$1,354,089.00)" and substituting in lieu thereof the words and figures "One Million Three Hundred Seventy-three Thousand Two Hundred Eighty-five Dollars (\$1,373,285.00)".

Amendment No. 3. Amend Page 2, Line 22, by deleting the words and figures "One Million Thirty Thousand Dollars (\$1,030,000.00)" and substituting in lieu thereof the words and figures "One Million One Hundred Thirty-two Thousand Three Hundred Dollars (\$1,132,300.00)".

HOUSE AMENDMENTS

HAs to HB 394 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 9 and 10, and restoring the Title to read as follows:

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

HOUSE AMENDMENTS

HAs to SB 395 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 34, by deleting the figures "132,601.00"

and substituting in lieu thereof the figures "133,873.00".

Amendment No. 2. Amend Page 1, Line 34½, by inserting the following:

"Matching funds for
federal grant (LEAA) 1,250.00"

Amendment No. 3. Amend Page 1, Line 35, by deleting the figures "54,752.00" and substituting in lieu thereof the figures "54,872.00".

Amendment No. 4. Amend Page 1, Line 36, by deleting the figures "\$3,538,295.00" and substituting in lieu thereof the figures "\$3,540,937.00".

Amendment No. 5. Amend Page 2, Line 10, by deleting after the word "an" and before the word "to" the language "additional employee space" and substituting in lieu thereof the language "Assistant Coordinator".

Amendment No. 6. Amend Page 2, Line 11, by adding after the word "funds" and before the word "that" the following language: "plus cash match funds".

Amendment No. 7. Amend Page 2, Lines 17 and 18, by deleting the words and figures "One Hundred Twenty-seven Thousand Four Hundred Dollars (\$127,400.00)" and substituting in lieu thereof the words and figures "One Hundred Thirty-four Thousand Six Hundred Seventy Dollars (\$134,670.00)".

HOUSE AMENDMENTS

HAs to SB 409 were read as follows and consideration deferred.

Authors: Add the following coauthors: Vaughn, Duckett and Kennedy of the House.

Amendment No. 1. Amend Page 1, by striking Lines 12 and 13, and restoring the Title to read as follows:

"An Act relating to the Oklahoma Public Employees Retirement System; making an appropriation thereto; 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."

Amendment No. 2. Amend Page 1, Lines 23 and 24, by deleting the words and figures "Forty-eight Thousand One Hundred Seventy-three Dollars (\$48,173.00)" and substituting in lieu thereof the words and figures "Forty-eight Thousand Five Hundred Seventy-two Dollars (\$48,572.00)".

Amendment No. 3. Amend Page 1, Lines 29 and 30, by deleting the words and figures "Thirty-one Thousand Four Hundred Thirty Dollars (\$31,430.00)" and substituting in lieu thereof the words and figures "Thirty-two Thousand Ten Dollars (\$32,010.00)".

Amendment No. 4. Amend Page 1, Line 34, by deleting the words and figures "thirty-six (36)" and substituting in lieu thereof the words and figures "thirty-seven (37)".

Amendment No. 5. Amend Page 2, Lines 3 and 4, by deleting the words and figures "Five Hundred Thousand Six Hundred Seventy Dollars (\$500,670.00)" and substituting in lieu thereof the words and figures "Five Hundred Twenty Thousand Six Hundred Fifty Dollars (\$520,650.00)".

HOUSE AMENDMENTS

HAs to SB 410 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 9 and 10, and restoring the Title to read as follows:

“An Act relating to the Oklahoma Human Rights Commission; 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.”

Amendment No. 2. Amend Page 1, Lines 22 and 23, by deleting the words and figures “Two Hundred Seventy-eight Thousand Three Hundred Seventy-nine Dollars (\$278,379.00)” and substituting in lieu thereof the words and figures “Three Hundred Twenty Thousand Forty-nine Dollars (\$320,049.00)”.

Amendment No. 3. Amend Page 1, Lines 30 and 31, by deleting the words and figures “Twenty-one Thousand Forty Dollars (\$21,040.00)” and substituting in lieu thereof the words and figures “Twenty-five Thousand Dollars (\$25,000.00)”.

Amendment No. 4. Amend Page 1, Line 34, by deleting the words and figures “twenty-four (24)” and substituting in lieu thereof the words and figures “twenty-six (26)”.

Amendment No. 5. Amend Page 2, Lines 3 and 4, by deleting the words and figures “Two Hundred Eighty Thousand Eight Hundred Seventy Dollars (\$280,870.00)” and substituting in lieu thereof the words and figures “Three Hundred Twenty-one Thousand Five Hundred Seventy Dollars (\$321,570.00)”.

HOUSE AMENDMENTS

HAS to SB 411 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 Fifty Thousand One Dollars (\$150,001.00)” and substituting in lieu thereof the words and figures “One Hundred Eighty-seven Thousand Seven Hundred Thirty Dollars (\$187,730.00)”.

Amendment No. 2. Amend Page 1, Lines 30 and 31, by deleting the words and figures “Twenty-one Thousand Forty Dollars (\$21,040.00)” and substituting in lieu thereof the words and figures “Twenty-five Thousand Dollars (\$25,000.00)”.

Amendment No. 3. Amend Page 2, Lines 6 and 7, by deleting the words and figures “Two Hundred Twenty-two Thousand One Hundred Thirty Dollars (\$222,130.00)” and substituting in lieu thereof the words and figures “Two Hundred Twenty-seven Thousand Dollars (\$227,000.00)”.

HOUSE AMENDMENTS

HAS to SB 421 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 14 and 15, and restoring the Title to read as follows:

“An Act relating to the Office of the Liquefied Petroleum Gas Board; 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.”

Amendment No. 2. Amend Page 1, Line 20, by striking the Enacting Clause.

Amendment No. 3. Amend Page 1, Lines 31 and 32, by deleting the words and figures

“Seventeen Thousand Five Hundred Dollars (\$17,500.00)” and substituting in lieu thereof the words and figures “Fifteen Thousand Eight Hundred Eighteen Dollars (\$15,818.00)”.

Amendment No. 4. Amend Page 2, Line 4, by deleting the words and figures “One Hundred Nine Thousand Seven Hundred Dollars (\$109,700.00)” and substituting in lieu thereof the words and figures “One Hundred Eleven Thousand Eight Hundred Seventy Dollars (\$111,870.00)”.

HOUSE AMENDMENTS

HAS to **SB 422** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 10½ and 11½, and restoring the Title to read as follows:

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

RESOLUTION

Senator Terrill introduced **SR 93**, which was read at length as follows:

SR 93 — By Terrill.

A Resolution memorializing the Congress of the United States to take immediate action to continue regulation of the motor transportation system of Oklahoma and the nation; and directing distribution.

WHEREAS, Oklahoma is confronted with the continued erosion of its rail transportation system with recent abandonment of an additional one thousand miles of railroad in Oklahoma; and

WHEREAS, truck transportation carries three out of every four tons of freight and is now the lifeline transportation system for the

nine hundred ten cities, towns and communities in Oklahoma; and

WHEREAS, five hundred fifteen of these communities are completely dependent on trucks for freight service; and

WHEREAS, under present law, motor transport service must be rendered uniformly and rates for such service must be nonprejudicial, reasonable and nondiscriminatory; and

WHEREAS, Oklahoma's regulatory system guarantees the continuation of a stable motor transportation service to meet the public need intrastate; and

WHEREAS, legislation is being contemplated by the United States Congress whereby similar federal regulation would be abolished; and

WHEREAS, discontinuance of federal regulation in this area would devastate our nation's ability to ensure adequate interstate transportation service; and

WHEREAS, if there is no common carrier obligation to provide uniform transportation of goods, drastic deterioration in service to small towns and a precipitous rise in rates will quickly come about; and

WHEREAS, the preservation of service is absolutely imperative to the economic well-being of our state and nation.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of Oklahoma does hereby memorialize the Oklahoma Congressional delegation and the Congress of the United States to take immediate and decisive action to continue regulation of this country's motor transportation system in

order to avert a transportation crisis of the highest magnitude in Oklahoma and the nation.

SECTION 2. Copies of this Resolution shall be dispatched to the President of the United States, the Oklahoma Congressional delegation; to the Chairman, Subcommittee Chairmen and each member of the United States Senate Commerce Committee; to the Chairman, Subcommittee Chairmen and each member of the Public Works Committee of the United States House of Representatives; to each Governor of every state in the Union, and to each President Pro Tempore of the Senate and Speaker of the House of Representatives of the Legislatures of every state in the Union which have such offices.

SR 93 was adopted upon motion of Senator Terrill and ordered referred for enrollment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, to withdraw **HB 1923** from the Committee on Insurance and refer said bill to the Committee on Judiciary, the original second assignment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 20, 1980, at 12:00 p.m., which motion prevailed.

BILLS RELEASED

HBs 1605, 1740 and 1932 and HJRs 1047 and 1050 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:10 p.m. to meet Thursday, March 20, 1980, at 12:00 p.m.

Forty-third Legislative Day

Thursday, March 20, 1980

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, Giles, Green, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—38.

Excused: Birdsong, Howard, Howell, Keating, Keller, Luton, McDaniel, Nickles, Watson and Wolfe.—10.

Senator Boatner declared a quorum present.

The prayer was offered by Mr. Morris Thurman, the guest of Senator Watson.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Berrong introduced James Rymer, M.D., Clinton, as the Doctor of the Day.

COMMITTEE REPORTS

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

DO PASS:

HB 1751 — Education, Common, and be referred to Committee on Retirement and Administration by previous order.

HB 1772 — County, State and Federal Government, and be referred to Committee on Oil, Gas and Energy by previous order.

HB 1788 — Education, Common, co-authored by Randle (Principal) of the Senate, and be referred to Committee on County, State and Federal Government by previous order.

HB 1790 — Education, Common.

HB 1900 — County, State and Federal Government, and be referred to Committee on Appropriations and Budget by previous order.

HB 1903 — County, State and Federal Government.

HB 1910 — County, State and Federal Government, (amended by Committee on Public and Mental Health).

HJR 1045 — Constitutional Revision and Regulatory Services, coauthored by Pierce and Taliaferro of the Senate.

DO PASS, as amended:

HB 1565 — Insurance, coauthored by Terrill and Taliaferro of the Senate.

CS for HB 1628 — Appropriations and Budget.

HB 1706 — Appropriations and Budget, coauthored by Johnson of the Senate.

CS for HB 1758 — Criminal Jurisprudence, and be referred to Committee on Rules by previous order.

HB 1889 — County, State and Federal Government, coauthored by Tinsley (Principal) of the Senate, and be referred to Committee on Appropriations and Budget by previous order.

HJR 1037 — Constitutional Revision and Regulatory Services, coauthored by Boatner (Principal) of the Senate, and be referred to Committee on Revenue and Taxation by previous order.

SECOND READING

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

HB 1917 — County, State and Federal Government and then to Judiciary.

HB 1921 — Public Safety and Penal Affairs.

HJR 1051 — Public and Mental Health and then to Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1904**.

HB 1904 — By Deatherage and Elder. (Commercial Code — Amending Sections in Title 12A — Effective Date).

The above numbered **HB** was read for the first time.

GENERAL ORDER

HB 1683 by Weichel of the House and Dahl of the Senate was read and considered.

Upon motion of Senator Dahl, **HB 1683** was advanced.

By unanimous consent, upon request of Senator Dahl, **HB 1683** was placed on third reading and final passage.

THIRD READING

HB 1683 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, Culison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, York and Young.—36.

Excused: Birdsong, Howard, Howell, Keating, Keller, Luton, McDaniel, Miller, Nickles, Tinsley, Watson and Wolfe.—12.

The bill passed.

HB 1683 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1403, 1492, 1605, 1740 and 1932** and **HJR 1047 and 1050**.

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 1603 was correctly engrossed and, together with Engrossed **SAs**, properly

signed and ordered returned to the Honorable House.

SBs 345, 520, 639 and **SJR 43** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 93 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SB 540**, showing Hopkins as principal House author; and **SB 572**, as co-authored by Rieger, Harbin, Stephenson, Glover, Reimer and Manar.

The above numbered Bills were referred for enrollment.

GENERAL ORDER

HB 1685 by Weichel and Wilson of the House and Dahl of the Senate was read and considered.

Senator Taliaferro asked to be named a coauthor of **HB 1685**, which was the order.

Upon motion of Senator Dahl, **HB 1685** was advanced.

By unanimous consent, upon request of Senator Dahl, **HB 1685** was placed on third reading and final passage.

THIRD READING

HB 1685 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-

lison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—37.

Excused: Birdsong, Howard, Howell, Keating, Keller, Luton, McDaniel, Nickles, Porter, Watson and Wolfe.—11.

The bill and emergency passed.

HB 1685 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SBs 179** and **412**, each as amended and coauthored; and **SBs 384, 390, 404** and **424**, each as amended.

HOUSE AMENDMENTS

HAs to **SB 179** were read as follows and consideration deferred.

Authors: Add the following coauthors: Kerr, Sanders, Bradley, Craighead, Holaday, Steward, Briscoe, Davis (Guy) and Alexander of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and the Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, **HAs** to **SB 179** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to **SB 384** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 29, by adding after the period “.” the following language: “The State Board of Public Affairs shall have the authority to maintain and repair roadway to the egress and ingress of the state-owned Special Service Center at Ada, Oklahoma.”

HOUSE AMENDMENTS

HAs to SB 390 were read as follows and consideration deferred.

Amendment No. 1. Amend the Title, Page 1, Line 11½, by inserting after the word and semicolon “PURPOSES;” and before the word “AMENDING” the following language: “MAKING CERTAIN ALLOCATIONS;”.

Amendment No. 2. Amend Page 1, Line 21, by deleting the words and figures “Three Million Dollars (\$3,000,000.00)” and substituting in lieu thereof the words and figures “Two Million Seven Hundred Thousand Dollars (\$2,700,000.00)”.

Amendment No. 3. Amend Page 1, Line 29½, by adding new “SECTIONS 3, 4 and 5” to read as follows:

“SECTION 3. There is hereby appropriated to the State Board of Education, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1979, not otherwise appropriated, the sum of Four Thousand Dollars (\$4,000.00), to support the services provided by the Eastern Oklahoma Schools Advisory Council.

SECTION 4. From the funds appropriated in Section 1 of this act, the sum of Thirty-five Thousand Dollars (\$35,000.00) shall be allocated to C-48, Commanche County for the operation and maintenance of school for 1979-80.

SECTION 5. From the funds appropriated in Section 1 of this act, the sum of Eight Thousand Dollars (\$8,000.00) shall be allocated to C-21, Choctaw County for the operation and maintenance of school for 1979-80.”

Amendment No. 4. Amend Page 1, Line 30, by renumbering the present “SECTION 3” to read “SECTION 6”, and by renumbering succeeding section accordingly.

HOUSE AMENDMENTS

HAs to SB 404 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 12 through 13½, and restoring the Title to read as follows:

“An Act relating to the Oklahoma Educational Television Authority; making appropriations thereto; stating the purposes; authorizing public radio services on a statewide basis; providing for appointment, duties and compensation of employees; providing for maximum salary for the Director; limiting number of employees; limiting expenditures for salaries and wages; providing lapse dates; directing codification; providing severability; and declaring an emergency.”

Amendment No. 2. Amend Page 1, Line 18, by striking the Enacting Clause.

Amendment No. 3. Amend Page 2, Lines 6 through 11, by deleting all language in SECTION 4 and by renumbering succeeding sections accordingly.

Amendment No. 4. Amend Page 2, Lines 24 and 25, the renumbered SECTION 5, by deleting the words and figures “Twenty-eight Thousand Six Hundred Twenty Dollars (\$28,620.00)” and substituting in lieu thereof the words and figures “Thirty Thousand Dollars (\$30,000.00)”.

Amendment No. 5. Amend Page 2, Lines 34 and 35, the renumbered SECTION 5, by deleting the words and figures "Seven Hundred Twenty-seven Thousand Two Hundred Fifty Dollars (\$727,250.00)" and substituting in lieu thereof the words and figures "Seven Hundred Forty-one Thousand Two Hundred Fifty Dollars (\$741,250.00)".

HOUSE AMENDMENTS

HAs to SB 412 were read as follows and consideration deferred.

Authors: Add the following coauthor: Hobson of the House.

Amendment No. 1. Amend Page 1, by striking Lines 8½ through 10½, and restoring the Title to read as follows:

"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; specifying Merit System grades for certain positions; providing lapse date; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Lines 23 and 24, by deleting the words and figures "Eight Hundred Six Thousand Two Hundred Twenty-one Dollars (\$806,221.00)" and substituting in lieu thereof the words and figures "Eight Hundred Forty-eight Thousand Seventy-six Dollars (\$848,076.00)".

Amendment No. 3. Amend Page 1, Lines 31 and 32, by deleting the words and figures "Twenty-eight Thousand Six Hundred Ninety Dollars (\$28,690.00)" and substituting in lieu thereof the words and figures "Thirty Thousand One Hundred Seventy-six Dollars (\$30,176.00)".

Amendment No. 4. Amend Page 2, Lines 4 and 5, by deleting the words and figures "Six Hundred Thirteen Thousand One Hundred Ten Dollars (\$613,110.00)" and substituting in lieu thereof the words and figures "Six Hundred Fifty-two Thousand Seven Hundred Fifty-five Dollars (\$652,755.00)".

Amendment No. 5. Amend Page 2, Line 6½, by adding a new SECTION 3 to read as follows:

"SECTION 3. The Merit System of Personnel Administration grades for the following named job classifications at the Cerebral Palsy Center, Norman, Oklahoma, shall conform to the following schedule:

Job Classification	Grade
Administrative Director	38
Occupational Therapist I	28
Occupational Therapist II	30
Physical Therapist I	28
Physical Therapist II	30
Speech Pathologist I	31
Registered Nurse II	30
Registered Nurse IV	34
Licensed Practical Nurse I	21
Typist Clerk I	17
Typist Clerk II	18
Gardener II	19
Custodial Worker I	14
Custodial Worker II	15
Administrative Technician II	24
Nursing Aide I	14
Nursing Aide II	15
Cook I	17
Dietician I	28
Maintenance Repair Technician III	27"

, and by renumbering succeeding sections accordingly.

HOUSE AMENDMENTS

HAs to SB 424 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 14 through 16, and restoring the Title to read as follows:

"An Act relating to the State Board for Property and Casualty Rates; making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees; designating maximum salaries of board members; limiting number of employees; limiting expenditures for salaries and wages; amending Section 5, Chapter 45, O.S.L. 1978 (36 O.S. Supp. 1979, Section 331.1), modifying secretary-member and member additional duties; providing for transfer of unappropriated funds to the General Revenue Fund with exception; providing lapse date; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Line 22, by striking the Enacting Clause.

Amendment No. 3. Amend Page 1, Lines 27 and 28, by deleting the words and figures "Two Hundred Sixty-three Thousand Five Hundred Forty Dollars (\$263,540.00)" and substituting in lieu thereof the words and figures "Two Hundred Fifty-six Thousand Six Hundred Forty Dollars (\$256,640.00)".

Amendment No. 4. Amend Page 2, Line 6, by deleting the words and figures "Twenty-four Thousand Dollars (\$24,000.00)" and substituting in lieu thereof the words and figures "Twenty Thousand Three Hundred Fifty Dollars (\$20,350.00)".

Amendment No. 5. Amend Page 2, Lines 8 and 9, by deleting the words and figures "Twenty-two Thousand Five Hundred Dollars (\$22,500.00)" and substituting in lieu thereof the words and figures "Nineteen Thousand Two Hundred Fifty Dollars (\$19,250.00)".

Amendment No. 6. Amend Page 3, Lines 4 and 5, by deleting the words and figures

"NINE THOUSAND DOLLARS (\$9,000.00)" and substituting in lieu thereof the words and figures "FIVE THOUSAND THREE HUNDRED FIFTY DOLLARS (\$5,350.00)".

Amendment No. 7. Amend Page 3, Line 6, by deleting the words and figures "EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$8,500.00)" and substituting in lieu thereof the words and figures "FIVE THOUSAND TWO HUNDRED FIFTY DOLLARS (\$5,250.00)".

Amendment No. 8. Amend Page 3, Line 10, by deleting the words and figures "TWENTY-FOUR THOUSAND DOLLARS (\$24,000.00)" and substituting in lieu thereof the words and figures "TWENTY THOUSAND THREE HUNDRED FIFTY DOLLARS (\$20,350.00)".

Amendment No. 9. Amend Page 3, Lines 12 and 13, by deleting the words and figures "TWENTY-TWO THOUSAND FIVE HUNDRED DOLLARS (\$22,500.00)" and substituting in lieu thereof the words and figures "NINETEEN THOUSAND TWO HUNDRED FIFTY DOLLARS (\$19,250.00)".

GENERAL ORDER

HB 1686 by Weichel of the House and Dahl of the Senate was read and considered.

Upon motion of Senator Dahl, **HB 1686** was advanced.

By unanimous consent, upon request of Senator Dahl, **HB 1686** was placed on third reading and final passage.

THIRD READING

HB 1686 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—36.

Excused: Berrong, Birdsong, Howard, Howell, Keating, Keller, Luton, McDaniel, Nickles, Porter, Watson and Wolfe.—12.

The Chair advised the Senate that Senator Berrong, having been present in the Chamber at the time the vote was taken on **HB 1686**, would be shown voting “no” in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 36. Nay: 1. Excused: 11.

The bill passed.

HB 1686 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 345, 520 and 639** and **SJR 43**.

The above numbered Enrolled Bills and Resolution 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 Boatner presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of **WANDA BASS**, McAlester, as a member of the State Arts Council of Oklahoma, to serve a 3-year term ending July 1, 1982. Ms. Bass succeeds herself.

The Senate, in executive session, and upon motion of Senator Randle, advised and consented to the confirmation of **FRED C. CORNISH**, Tulsa, as a member of the State Board of Mental Health, to serve an unexpired term ending December 31, 1982. Mr. Cornish succeeds Bert McElroy.

The Senate, in executive session, and upon motion of Senator Crow, advised and consented to the confirmation of **JOSH DRAKE, JR.**, Mangum, as a member of the War Veterans Commission, to serve a 3-year term ending July 1, 1982. Mr. Drake succeeds himself.

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of **WILLIAM J. “BILL” EDWARDS**, McAlester, as a member of the Carl Albert Memorial Commission, to serve an unexpired term ending June 17, 1980. Mr. Edwards succeeds Mrs. Anthony D. Ashmore.

The Senate, in executive session, and upon motion of Senator Johnston, advised and consented to the confirmation of **RAYMOND HARBER**, Seminole, as a member of the Seminole Junior College Board of Regents, to serve a 7-year term ending July 1, 1986. Mr. Harber succeeds himself.

The Senate, in executive session, and upon motion of Senator Leonard, advised and consented to the confirmation of **BOB D. JOHNSON**, Guymon, as a member of the Canadian River Commission, to serve at the pleasure of the Governor. Mr. Johnson succeeds Don Arch King.

The Senate, in executive session, and upon motion of Senator Pierce, advised and consented to the confirmation of ELAINE MOSLEY, Bartlesville, as a member of the Claremore Junior College Board of Regents, to serve a 5-year term ending June 30, 1983. Ms. Mosley succeeds A. E. Lane.

The Senate, in executive session, and upon motion of Senator Johnson, advised and consented to the confirmation of GEORGE OLLIE, JR., Poteau, as a member of the Employment Security Commission, to serve a 6-year term ending July 2, 1985. Mr. Ollie succeeds himself.

The Senate, in executive session, and upon motion of Senator Berrong, advised and consented to the confirmation of DORIS SMITH, Alva, as a member of the State Arts Council of Oklahoma, to serve a 3-year term ending July 1, 1982. Ms. Smith succeeds Ann W. Wise.

The Senate, in executive session, and upon motion of Senator Rozell, advised and consented to the confirmation of HELEN STAUSS, Tahlequah, as a member of the Student Loan Authority, to serve a 5-year term ending April 6, 1984. This is an original appointment.

Senator Lane moved that, when the clerk's desk is clear, the senate stand adjourned to meet Monday, March 24, 1980, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1683, 1685 and 1686 and HJR 1049 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 12:35 p.m. to meet Monday, March 24, 1980, at 1:30 p.m.

Forty-fourth Legislative Day

Monday, March 24, 1980

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: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—41.

Excused: Berrong, Lane, Nickles, Smith, Terrill, Wolfe and York.—7.

Senator Boatner declared a quorum present.

The prayer was offered by Dr. Finley W. Tinnin, Baptist Temple, Oklahoma City, the guest of Senator McCune.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Green introduced Betsy Powers, R.N., Tulsa, as the Nurse of the Day.

Senator McCune introduced Carlos A. Troncasa, M.D., Oklahoma City, as the Doctor of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 24, 1980, of Enrolled SBs **345, 361 385, 386, 388, 414, 469, 536** and SJR **43**.

COMMITTEE REPORTS

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

DO PASS:

HB 1047 — Public Safety and Penal Affairs, coauthored by Kilpatrick (Principal) and Watson of the Senate, and be referred to Committee on Revenue and Taxation by previous order.

HB 1451 — Agriculture.

HB 1519 — Public Safety and Penal Affairs, coauthored by Cullison (Principal)

of the Senate, and be referred to Committee on County, State and Federal Government by previous order.

HB 1736 — Agriculture, coauthored by Taliaferro (Principal) of the Senate.

HB 1756 — Roads and Highways, coauthored by Landis of the Senate.

HB 1822 — Roads and Highways, coauthored by Stipe (Principal) of the Senate.

HB 1879 — Roads and Highways.

HB 1913 — Roads and Highways, and be referred to Committee on Appropriations and Budget by previous order.

HJR 1046 — Roads and Highways, coauthored by Tinsley, Cummins and Miller of the Senate.

HJR 1057 — Environmental and Natural Resources, and be referred to Committee on Aging by previous order.

HJR 1064 — Public Safety and Penal Affairs, coauthored by Stipe of the Senate.

DO PASS, as amended:

HB 1635 — Public Safety and Penal Affairs, and be referred to Committee on Appropriations and Budget by previous order.

CS for HB 1653 — Roads and Highways, and be referred to Committee on Appropriations and Budget by previous order.

HB 1695 — Insurance.

CS for HB 1753 — Judiciary, coauthored by Clifton (Principal) of the Senate.

HB 1839 — Public Safety and Penal Affairs, coauthored by Dahl (Principal) of the Senate.

HB 1865 — Public Safety and Penal Affairs, coauthored by Randle (Principal) of the Senate, and be referred to Committee on County, State and Federal Government by previous order.

HB 1907 — Public Safety and Penal Affairs.

SECOND READING

The following was read the second time and referred to the committee indicated.

HB 1904 — Judiciary and then to Business, Industry and Labor Relations.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives requests that Engrossed House Amendments to and Engrossed Senate Bill **384** be returned to the House of Representatives in order to correct the placement of an amendment and to make a Second Engrossment of the House Amendments.

PENDING SENATE ACTION — RECALL OF HAS TO SB 384

Upon motion of Senator Randle, the request of the Honorable House for the return of **HAs to SB 384** was ordered granted.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 384**, as amended (2nd Engrossment).

HOUSE AMENDMENTS

2nd Engrossed **HAs to SB 384** were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 25, by adding a new SECTION 2 to read as follows:

“SECTION 2. The State Board of Public Affairs shall have the authority to maintain and repair roadway for egress and ingress to the state-owned Social Service Center at Ada, Oklahoma.”

, and by renumbering succeeding sections accordingly and amend the Title on Line 11½, by adding after the word and semicolon “PURPOSES;” the following language: “PROVIDING FOR ROADWAY MAINTENANCE TO SOCIAL SERVICE CENTER AT ADA, OKLAHOMA;”.

GENERAL ORDER

HB 1705 by Holden of the House and Pierce of the Senate was read and considered.

Upon motion of Senator Pierce, **HB 1705** was advanced.

By unanimous consent, upon request of Senator Pierce, **HB 1705** was placed on third reading and final passage.

THIRD READING

HB 1705 was 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Lutton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—40.

Excused: Berrong, Clifton, Lane, Nickles, Smith, Terrill, Wolfe and York.—8.

The bill and emergency passed.

HB 1705 was ordered withheld pursuant to Rule 19(f).

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

GENERAL ORDER

HB 1612 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 1612** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1612** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1612 was 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Lutton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann and Watson.—40.

Excused: Berrong, Cate, Lane, Smith, Terrill, Wolfe, York and Young.—8.

The bill and emergency passed.

HB 1612 was referred for engrossment.

GENERAL ORDER

HB 1613 by Davis (Don), Deatherage and Wilson of the House and Crow and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1613** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1613** was placed on third reading and final passage.

THIRD READING

HB 1613 was 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, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—42.

Excused: Berrong, Lane, Smith, Terrill, Wolfe and York.—6.

The bill and emergency passed.

HB 1613 was ordered withheld pursuant to Rule 19(f).

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

GENERAL ORDER

CS for **HB 1628** 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 1628** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1628** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1628 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy,

Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—40.

Nay: Keating and Nickles.—2.

Excused: Berrong, Clifton, Lane, Smith, Terrill and Wolfe.—6.

The bill and emergency passed.

HB 1628 was referred for engrossment.

GENERAL ORDER

CS for **HB 1637** 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 1637** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1637** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1637 was 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, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Berrong, Lane, Randle, Smith, Terrill and Wolfe.—6.

The bill and emergency passed.

HB 1637 was referred for engrossment.

PENDING SENATE ACTION — RESOLUTION

HCR 1049, introduced on Page 508, was called up for consideration.

HCR 1049 was read at length, adopted upon motion of Senator Howell, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1903 by Hobson and Wilson of the House and Cate of the Senate was read and considered.

Upon motion of Senator Cate, **HB 1903** was advanced.

By unanimous consent, upon request of Senator Cate, **HB 1903** was placed on third reading and final passage.

THIRD READING

HB 1903 was 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, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—37.

Nay: Boatner, Keating, Nickles and Young.—4.

Excused: Berrong, Howard, Lane, Porter, Smith, Terrill and Wolfe.—7.

The bill and emergency passed.

HB 1903 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1542 by Poulos, et al, of the House and Crow of the Senate was read and considered.

Senator Cain asked to be named a co-author of **HB 1542**, which was the order.

Senator Crow moved to amend **HB 1542**, by striking the Title, the Enacting Clause and Sections 1 and 2 and inserting in lieu thereof the attached:

(Senator Crow asked unanimous consent, which was granted, that provisions of Senate Rule 14(b) be suspended and the amendment not be spread in full in the Journal for this legislative day.)

, which amendment was declared adopted.

Upon motion of Senator Crow, **HB 1542**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1542**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1542 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune,

McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Nay: Keating.—1.

Excused: Berrong, Howard, Lane, Smith, Terrill and Wolfe.—6.

The Chair advised the Senate that Senator Howard, having been present in the Chamber during the vote on **HB 1542**, 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.

HB 1542 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1683, 1685, 1686** and **HJR 1049**.

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 540 and **572** 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 — HAS

Upon motion of Senator Crow, the Senate refused to concur in **HAs to SB 382**, requested Conference, and referred same to **GCCA**, when appointed.

PENDING CONSIDERATION OF HAS

HAs to SB 392 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs to SB 392**.

SB 392, 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, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Nay: McDaniel.—1.

Excused: Berrong, Lane, Smith, Terrill and Wolfe.—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 394 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs to SB 394**.

SB 394, 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Berrong, Lane, Smith, Terrill and Wolfe.—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 298 were called up for consideration.

Upon motion of Senator Cullison, the Senate concurred in **HAs to SB 298**.

SB 298, 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, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Berrong, Lane, Smith, Terrill and Wolfe.—5.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

HB 1869 by Henry of the House and Clifton of the Senate was read and considered.

Upon motion of Senator Clifton, **HB 1869** was advanced.

By unanimous consent, upon request of Senator Clifton, **HB 1869** was placed on third reading and final passage.

THIRD READING

HB 1869 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, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Luton, McCune, Miller, Murphy, Nickles, Porter, Randle, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—31.

Nay: Capps, Combs, Giles, Keller, Lamb, Landis, Leonard, McDaniel, Martin, Pierce, Rozell and Schuelein.—12.

Excused: Berrong, Lane, Smith, Terrill and Wolfe.—5.

The bill passed.

HB 1869 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1765 by Briscoe, Morgan, Duckett and Taylor of the House and McCune of the Senate was read and considered.

Upon motion of Senator McCune, **HB 1765** was advanced.

By unanimous consent, upon request of Senator McCune, **HB 1765** was placed on third reading and final passage.

THIRD READING

HB 1765 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Excused: Berrong, Crutcher, Howard, Lane, Smith, Terrill and Wolfe.—7.

The bill and emergency passed.

HB 1765 was ordered withheld pursuant to Rule 19(f).

PENDING CONSIDERATION OF HAS

HAS to **SB 179** were called up for consideration.

Upon motion of Senator York, the Senate concurred in **HAS** to **SB 179**.

SB 179, 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Nay: Crow.—1.

Excused: Berrong, Lane, Smith, Terrill and Wolfe.—5.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

HB 1733 by Taylor and Draper of the House and Crutcher of the Senate was read and considered.

Upon motion of Senator Crutcher, **HB 1733** was advanced.

By unanimous consent, upon request of Senator Crutcher, **HB 1733** was placed on third reading and final passage.

THIRD READING

HB 1733 was 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, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Vann, Watson, York and Young.—41.

Excused: Berrong, Howard, Lane, Smith, Terrill, Tinsley and Wolfe.—7.

The bill and emergency passed.

HB 1733 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1743 by Henry, Sheppard and Peterson of the House and Johnston of the Senate was read and considered.

Upon motion of Senator Johnston, **HB 1743** was advanced to engrossment.

By unanimous consent, upon request of Senator Johnston, **HB 1743** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1743 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, Culison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson and York.—39.

Nay: Howell, Murphy, Stipe and Young.—4.

Excused: Berrong, Lane, Smith, Terrill and Wolfe.—5.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Howell moved that the vote be reconsidered whereby **HB 1743** passed, as provided under Senate Rule 19(b).

GENERAL ORDER

HB 1757 by Thompson (Mick), et al, of the House and Johnson and Landis of the Senate was read and considered.

Senator Crow moved to amend **HB 1757**, Page 2, Line 7, by changing the word and figure "three (3)" to "seven (7)", which amendment was declared adopted.

Senator Johnson moved to amend **HB 1757**, Page 3, Line 10½, by renumbering Section 2 to read Section 3, and by adding a new Section 2 to read:

"SECTION 2. 4 O.S. 1971, Section 85.4, is amended to read as follows:

Section 85.4 Upon taking up an estray animal or animals, and after sending a description to the county sheriff [and the Division], the taker-up shall be entitled to hold the same lawfully until relieved of its custody by [an authorized investigator of the Division] THE SHERIFF. Should a claimant for said animal apply to the taker-up for possession of this animal, the taker-up shall at once notify the [Division] SHERIFF, and should the [Division investigator] SHERIFF be satisfied that said applicant is the rightful owner, he shall issue an order authorizing the taker-up to deliver the estray to the rightful owner[.]. [who] THE OWNER shall be required to pay to the taker-up the actual cost for keeping the estray, together with the actual amount of any damages suffered by the taker-up as a result of the estray being upon his premises[.] AND SUCH COSTS AND DAMAGES SHALL BE APPROVED BY

THE DISTRICT JUDGE AND SHALL BE ENTERED ON THE ORDER BY THE SHERIFF."

, and amending the Title to conform.

Senator Johnson asked unanimous consent, which was granted, that further consideration of **HB 1757**, with amendments attached, be deferred for this legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 60**, which bill, pursuant to Joint Rule 10(h) should be referred to Joint Conference Committee on Retirement Laws.

PENDING SENATE ACTION ON HOUSE REQUEST

Upon motion of Senator Randle, the Senate concurred in the request of the Honorable House and referred **SB 60** to the Joint Conference Committee on Retirement Laws.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1016**, as amended.

Advising rejection of **SAs** to Engrossed **HB 1017**, requesting Conference and naming Conferees as follows: Representatives Peterson, Elder and Steward.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Randle, the Senate granted the request of the Honorable House for Conference on **HB 1017**; President Pro Tempore Howard naming as Senate Conferees the following: Senators Pierce, Randle and Smith.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1603**, requesting Conference and referring same to Joint Conference Committee on Retirement Laws.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Randle, the Senate granted the request of the Honorable House for Conference on **HB 1603**, referring same to Joint Conference Committee on Retirement Laws.

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 Randle 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 Randle, advised and consented to the confirmation of T. OSCAR CHAPPELLE, Tulsa, as a member of the Board of Regents of Tulsa Junior College, to serve a 7-year term ending June 30, 1986. Reverend Chappelle succeeds himself.

The Senate, in executive session, and upon motion of Senator Boatner, advised and consented to the confirmation of J. C. COBB, Tishomingo, as a member of the Board of Nursing Homes, to serve a 3-year term ending July 1, 1982. Mr. Cobb succeeds himself.

The Senate, in executive session, and upon motion of Senator Giles, advised and

consented to the confirmation of LINDA M. JOHNSON, M.D., Chickasha, as a member of the State Board of Health, to serve an unexpired term ending June 30, 1983. Dr. Johnson succeeds Dr. Eugene Owens.

The Senate, in executive session, and upon motion of Senator Giles, advised and consented to the confirmation of OPAL KARDOKAS, Apache, as a member of the Libraries Board, to serve a 6-year term ending July 1, 1985. Ms. Kardokas succeeds Georgia Lamar.

The Senate, in executive session, and upon motion of Senator Howell, advised and consented to the confirmation of MAURICE NICKELL, Midwest City, as a member of the Oscar Rose Junior College Board of Regents, to serve a 7-year term ending July 1, 1986. Dr. Nickell succeeds himself.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of CARL REHN NOLAND, Tulsa, as a member of the Liquefied Petroleum Gas Board, to serve a 4-year term ending June 30, 1983. Mr. Noland succeeds Bobby Hacker.

The Senate, in executive session, and upon motion of Senator Cullison, advised and consented to the confirmation of DR. THAD TAYLOR, JR., as a member of the Tulsa Junior College Board of Regents, to serve a 7-year term ending June 30, 1985. Dr. Taylor succeeds himself.

BILL WITHDRAWN — REFERRED

Senator Randle moved that **HJR 1051** be withdrawn from the Committee on Public and Mental Health and referred to the Committee on Revenue and Taxation, the original second committee assignment, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1607**.

CONFERENCE COMMITTEE REPORT

The following **CCR on HB 1607** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. **1607**, and Engrossed Senate Amendments thereto, by Draper of the House and Terrill of the Senate, entitled:

An Act relating to the Consumer Credit Code; amending 14A O.S. 1971, Sections 3-102 and 3-501; limiting scope of consumer loans; providing that a loan be a consumer loan to come within definition of supervised loan; 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 and offer the following amendments:

Amendment No. 1. Line 22 of the Title following the word "SECTIONS;" strike all language on Line 22 through the word "BONDS;" on Line 24½.

Amendment No. 2. Page 3, Line 28 by striking all of SECTION 4.

Amendment No. 3. Renumber subsequent section.

Respectfully submitted,

FOR THE HOUSE: Barker, Bradley and Fitzgibbon.

FOR THE SENATE: Stipe, Terrill and York.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 594**, as coauthored by Steward; and **SB 605**.

The above numbered Bills were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 540** and **572**.

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and transmitting for signature Enrolled **HCR 1049**.

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

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 382**, and referring same to GCCA.

Senator Randle moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 25, 1980, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1613, 1705, 1733, 1765, 1869 and **1703** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Randle, the Senate adjourned at 3:30 p.m. to meet Tuesday, March 25, 1980, at 1:30 p.m.

Forty-fifth Legislative Day

Tuesday, March 25, 1980

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: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Berrong, Johnston, Lane, Nickles, Smith and Terrill.—6.

Senator Cate declared a quorum present.

The prayer was offered by Dr. Tinnin, the guest of Senator McCune.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Combs introduced Suzette Northcutt, Oklahoma City, and Senator Giles in-

troduced Betty Davis, R.N., Chickasha, as Nurses of the Day.

Senator Lamb introduced Mark D. Holcomb, M.D., Enid, as the Doctor of the Day.

COMMITTEE REPORTS

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

DO PASS:

HB 1094 — Insurance, and be referred to Committee on County, State and Federal Government by previous order.

HB 1240 — Banks and Banking.

HB 1604 — Public Safety and Penal Affairs, and be referred to Committee on Business, Industry and Labor Relations by previous order.

HB 1716 — Insurance.

HB 1737 — Banks and Banking.

HB 1748 — Public Safety and Penal Affairs.

HB 1870 — Public Safety and Penal Affairs, and be referred to Committee on Insurance by previous order.

HB 1894 — Judiciary.

HB 1897 — Judiciary.

HB 1914 — Public Safety and Penal

Affairs, coauthored by Keating (Principal) of the Senate, and be referred to Committee on Criminal Jurisprudence by previous order.

HB 1921 — Public Safety and Penal Affairs, coauthored by Schuelein (Principal) of the Senate.

HB 1922 — Judiciary.

HB 1923 — Judiciary.

HB 1924 — Judiciary, coauthored by Luton (Principal) of the Senate.

DO PASS, as amended:

HB 1080 — Public Safety and Penal Affairs, coauthored by Luton (Principal) of the Senate.

HB 1707 — Judiciary.

HB 1764 — Oil, Gas and Energy, coauthored by Leonard (Principal) of the Senate.

CS for HB 1771 — Roads and Highways, and be referred to Committee on County, State and Federal Government by previous order.

HB 1772 — Oil, Gas and Energy.

HB 1784 — Judiciary.

HB 1796 — Oil, Gas and Energy, coauthored by Landis of the Senate, and be referred to Committee on Revenue and Taxation by previous order.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 1047, 1051 and 1052.**

HCR 1047 — By Shurden and Vaughn.

A Concurrent Resolution condemning the Salt Agreement; memorializing Congress to reject the treaty; and directing distribution.

HCR 1051 — By Smith of the House and Clifton of the Senate.

A Concurrent Resolution stating legislative intent with regard to certain court fees; and directing distribution.

HCR 1052 — By Dunn, Elder, Glover and Stephenson of the House and Vann of the Senate.

A Concurrent Resolution memorializing the Congress of the United States to take immediate action to assure a stable, sound motor transportation system for the movement of grain and other unprocessed agricultural commodities; and directing distribution.

Consideration of the Resolutions were deferred for this Legislative day.

GENERAL ORDER

HJR 1046 by Hopkins, et al, of the House and Stipe, Tinsley, Cummins and Miller of the Senate was read and considered.

Senator Stipe asked unanimous consent, which was granted, that further consideration of **HJR 1046** be deferred for this legislative day.

UNANIMOUS CONSENT REQUEST

Senator Crow asked unanimous consent, which was granted, that provisions of Joint Rule 17(b) 6 be suspended to exempt all measures in the Senate Appropriations and Budget Committee to allow said Committee to hear and report on pending legislation.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1016, 1613, 1705, 1733, 1765, 1869 and 1903.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Boatner presiding.

GENERAL ORDER

HB 1868 by Davis (Frank), Henry, Wilson, Bradley and Sanders of the House and

Clifton, Green and Cain of the Senate was read and considered.

Senator Landis asked to be named a co-author of **HB 1868**, which was the order.

Upon motion of Senator Clifton, **HB 1868**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1868**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1868 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, Giles, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Berrong, Johnston, Lane, Nickles, Smith and Terrill.—6.

The bill passed.

HB 1868 was referred for engrossment.

GENERAL ORDER

HB 1822 by Johnson (Don) of the House and Stipe of the Senate was read and considered.

Senator Dahl asked to be named a co-author of **HB 1822**, which was the order.

Upon motion of Senator Stipe, **HB 1822**, as coauthored, was advanced.

By unanimous consent, upon request of Senator Stipe, **HB 1822**, as coauthored, was placed on third reading and final passage.

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

THIRD READING

HB 1822 was read for the third time at length.

On the question of the passage of the bill, 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Crow.—1.

Excused: Berrong, Lane, Nickles, Smith and Terrill.—5.

The bill passed.

HB 1822 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1499 by Lawter of the House and Howell of the Senate was read and considered.

Upon motion of Senator Howell, **HB 1499** was advanced.

By unanimous consent, upon request of Senator Howell, **HB 1499** was placed on third reading and final passage.

THIRD READING

HB 1499 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—34.

Nay: Capps, Combs, Johnson, Lamb, Pierce, Porter, Schuelein and Young.—8.

Excused: Berrong, Howard, Lane, Nickles, Smith and Terrill.—6.

The bill passed.

HB 1499 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

CS for HB 1545 by Poulos, et al, of the House and Crow, Cate and Tinsley of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1545** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1545** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1545 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Excused: Berrong, Lane, Nickles, Porter, Smith, Terrill and Wolfe.—7.

The bill and emergency passed.

HB 1545 was referred for engrossment.

GENERAL ORDER

HB 1594 by Graves of the House and Keller of the Senate was read and considered.

Upon motion of Senator Keller, **HB 1594** was advanced.

By unanimous consent, upon request of Senator Keller, **HB 1594** was placed on third reading and final passage.

THIRD READING

HB 1594 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Green, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Stipe, Tinsley, Vann, Watson, Wolfe and York.—33.

Nay: Capps, Crow, Crutcher, Giles, Johnson, Rozell, Schuelein, Taliaferro and Young.—9.

Excused: Berrong, Howard, Lane, Nickles, Smith and Terrill.—6.

The bill passed.

HB 1594 was ordered withheld pursuant to Rule 19(f).

BILL WITHDRAWN — REREFERRED

Senator Keating moved that **HB 1779** be withdrawn from the Calendar and rereferred to the Committee on County, State and Federal Government, which motion was declared adopted.

GENERAL ORDER

CS for **HB 1077** by Peterson of the House and Kilpatrick and Cain of the Senate was read and considered.

Upon motion of Senator Kilpatrick, **HB 1077** was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1077** was considered engrossed and placed on third read and final passage.

THIRD READING

HB 1077 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, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Porter, Randle, Ro-

zell, Schuelein, Stipe, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Nay: Boatner, Crow, Dahl, McDaniel and Taliaferro.—5.

Excused: Berrong, Giles, Lane, Nickles, Smith and Terrill.—6.

The bill passed.

HB 1077 was referred for engrossment.

GENERAL ORDER

HB 1576 by Atkins, et al, of the House and Porter of the Senate was read and considered.

Upon motion of Senator Porter, **HB 1576** was advanced to engrossment.

By unanimous consent, upon request of Senator Porter, **HB 1576** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1576 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Leonard, Luton, Miller, Murphy, Pierce, Porter, Randle, Rozell, Stipe, Tinsley, Vann, Watson, Wolfe and York.—30.

Nay: Boatner, Combs, Crow, Johnson, Keller, Landis, McCune, McDaniel, Martin, Schuelein, Taliaferro and Young.—12.

Excused: Berrong, Giles, Lane, Nickles, Smith and Terrill.—6.

The bill passed.

Senators Landis 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: 10. Excused: 6.

The emergency passed.

HB 1576 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1542, 1612, 1628 and 1637 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 179, 298, 392, 394, 594 and 605 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 1757 by Thompson (Mick), Murphy and Roberts of the House and Johnson and Landis of the Senate was read and considered.

Senators Johnson and Miller moved to amend the Johnson amendment shown on Page 535 of the Journal, Line 9, by striking after the first word "to" the word "deliver" and substituting the words "grant possession of", which amendment was declared adopted.

Upon motion of Senator Johnson, **HB 1757**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, **HB 1757**, as amended,

was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1757 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, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Berrong, Crow, Giles, Lane, Nickles, Smith and Terrill.—7.

The bill passed.

HB 1757 was referred for engrossment.

GENERAL ORDER

HB 1782 by Smith of the House and Wolfe of the Senate was read and considered.

Upon motion of Senator Wolfe, **HB 1782** was advanced.

By unanimous consent, upon request of Senator Wolfe, **HB 1782** was placed on third reading and final passage.

THIRD READING

HB 1782 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, Crow, Cummins, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, Murphy, Pierce, Randle, Schuelein, Watson, Wolfe and York.—24.

Nay: Birdsong, Boatner, Crutcher, Cullison, Dahl, Johnston, Landis, Leonard, McDaniel, Martin, Miller, Porter, Rozell, Stipe, Taliaferro, Tinsley, Vann and Young.—18.

Excused: Berrong, Giles, Lane, Nickles, Smith and Terrill.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Miller moved that the vote be reconsidered whereby **HB 1782** failed of passage, as provided under Senate Rule 19(b).

SPECIAL INTRODUCTION

Senator Luton 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 an appropriate subject, sponsored by the Governor's Committee on Employment of the Handicapped.

Senators Martin, on behalf of Senator Berrong; Capps, Landis, Taliaferro, on behalf of Senator Berrong and Senator Terrill, McCune, McDaniel, Stipe, Watson, Boatner and Lamb presented Citations of Congratulations to the following young persons: Kay Thomas, Fairview, First Place; Chuck Neufeld, Fairview, Second Place; Susan Glasgow, Fairview, Third Place; Don Chamberlain, Fairview, Fourth Place; Richard Moon, Oklahoma City, Fifth Place; Terri Carpenter, Oklahoma City, Sixth Place; Tammy Medley, Fairview, Seventh

Place; Pam Lefler, Stigler, Eighth Place; Ben Shelton, Sand Springs, Ninth Place and Karen Pierce, Wapanucka, Tenth Place. The parents, teachers and principals of the winners were also introduced. A Special Citation of Recognition was presented to Mrs. Geraldine Burns, Fairview, an accomplished teacher of the arts and mentor of five of the ten winners in the contest.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs **179, 298, 392, 394, 594 and 605.**

The above numbered Enrolled Bills were referred to the Governor.

Senator Randle presiding.

GENERAL ORDER

HB 1910 by Sparkman and Draper of the House and Martin of the Senate was read and considered.

Senator Martin moved to amend **HB 1910**, Page 5, Line 16, by removing the period after the word "employees" and adding the following language: "or health care facilities or employees of health care facilities licensed by the State," which amendment was declared adopted.

Upon motion of Senator Martin, **HB 1910**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1910**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1910 was read for the third time at length.

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

Aye: Cain, Clifton, Cullison, Cummins, Howard, Howell, Johnston, Landis, Luton, McCune, McDaniel, Martin, Murphy, Randle, Stipe, Taliaferro, Vann and York.—18.

Nay: Boatner, Capps, Cate, Combs, Crow, Crutcher, Dahl, Green, Johnson, Keating, Keller, Kilpatrick, Lamb, Leonard, Miller, Pierce, Rozell, Schuelein, Tinsley, Watson, Wolfe and Young.—22.

Excused: Berrong, Birdsong, Giles, Lane, Nickles, Porter, Smith and Terrill.—8.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Martin moved that he would move to reconsider the vote whereby **HB 1910** failed of passage, as provided under Senate Rule 19(b).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 512**, as coauthored by Whorton.

The above numbered Bill was referred for enrollment.

GENERAL ORDER

HB 1770 by Hopkins, Elder and Davis (Don) of the House and Clifton of the Senate was read and considered.

Upon motion of Senator Clifton, **HB 1770** was advanced.

By unanimous consent, upon request of Senator Clifton, **HB 1770** was placed on third reading and final passage.

THIRD READING

HB 1770 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, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Pierce, Randle, Stipe, Taliaferro, Watson, Wolfe, York and Young.—31.

Nay: Capps, Crow, Landis, Miller, Rozell, Schuelein, Tinsley and Vann.—8.

Excused: Berrong, Birdsong, Giles, Lane, Murphy, Nickles, Porter, Smith and Terrill.—9.

The Chair advised the Senate that Senator Murphy, having been present in the Chamber at the time the vote was taken on **HB 1770**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 31. Nay: 8. Excused: 9.

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: 32. Nay: 8. Excused: 8.

The emergency passed.

HB 1770 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1795**, as amended.

Advising rejection of **SAs** to Engrossed **HBs**, requesting Conference and naming Conferees: **HB 1768** — Camp, Winn and Wilson; **HB 1841** — Davis (Frank), Henry and Graves.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCES

Upon motion of Senator Luton, the request of the Honorable House for Conference on **HB 1768** was ordered granted, President Pro Tempore Howard naming as Senate Conferees the following: Senators Lane, Luton and Cummins.

Upon motion of Senator Luton, the request of the Honorable House for Conference on **HB 1841** was ordered granted, President Pro Tempore Howard naming as Senate Conferees the following: Senators Clifton, Cate and Murphy.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 346, 403 and 525**, each as amended and coauthored; **SBs 407, 417, 418, 425 and 460**, each as amended.

HOUSE AMENDMENTS

HAs to SB 346 were read as follows and consideration deferred.

Authors: Add the following coauthor: Conaghan of the House.

Amendment No. 1. Amend Page 1, Line 24, by inserting after the word "sale" and before the word "to" the following language: "THROUGH AN AUCTION OR".

Amendment No. 2. Amend Page 1, Line 24, by striking after the word "the" and before the word "purchaser" the word "final" and inserting the word "FIRST".

Amendment No. 3. Amend Page 1, Lines 30 through 34, by striking all language after the word and period "thereof." on Line 30 and before the word "in" on Line 34.

Amendment No. 4. Amend Page 1, Line 35, by striking before the word "purchaser" the word "final" and inserting the word "FIRST".

Amendment No. 5. Amend Page 1, Line 36 and Page 2, Lines 1 through 4, by striking all language after the word and period "Commission." on Page 1, Line 36, and before the word "No" on Page 2, Line 4.

HOUSE AMENDMENTS

HAs to SB 403 were read as follows and consideration deferred.

Authors: Add the following coauthors: Wilson and Manar of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and the Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, **HAs to SB 403** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 407 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 9 through 10, and restoring the Title to read as follows:

"An Act relating to the Commission on Fire Protection Personnel Standards and Education; making appropriations thereto; stating the purposes and manner of expendi-

tures; 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 32 and 33, by deleting the language "unappropriated cash on hand in the Oklahoma Capital Improvement Fund of the State Treasury" and substituting in lieu thereof the language "General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1979".

HOUSE AMENDMENTS

HAs to SB 417 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 10 through 11, and restoring the Title to read as follows:

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

Amendment No. 2. Amend Page 1, Lines 23 and 24, by deleting the words and figures "Three Hundred Eighty-three Thousand Nine Hundred Nine Dollars (\$383,909.00)" and substituting in lieu thereof the words and figures "Three Hundred Eighty-eight Thousand Eight Hundred Thirty-one Dollars (\$388,831.00)".

Amendment No. 3. Amend Page 1, Lines 34 and 35, by deleting the words and figures "Thirty-one Thousand Two Hundred Ten Dollars (\$31,210.00)" and substituting in lieu thereof the words and figures "Thirty-one Thousand Seven Hundred Ninety Dollars (\$31,790.00)".

Amendment No. 4. Amend Page 2, Lines 7 and 8, by deleting the words and figures "Three Hundred Eight Thousand Six Hundred Ten Dollars (\$308,610.00)" and substituting in lieu thereof the words and figures "Three Hundred Fifteen Thousand Nine Hundred Dollars (\$315,900.00)".

HOUSE AMENDMENTS

HAs to SB 418 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 418** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 425 were read as follows and consideration deferred.

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 Office of the Securities Commission; making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; designating administrator's maximum salary; limiting number of employees; designating certain unclassified positions; limiting expenditures for salaries and wages; prohibiting other employment by full-time-professional employees; defining professional employees; authorizing lease/purchase of certain data processing equipment; providing lapse date; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Lines 23 and 24, by deleting the words and figures "Five Hundred Fifty-six Thousand Three Hundred Twenty-five Dollars (\$556,325.00)" and substituting in lieu thereof the words and figures "Five Hundred Fifty-eight Thousand Six Hundred Fifty-two Dollars (\$558,652.00)".

Amendment No. 3. Amend Page 1, Lines 31 and 32, by deleting the words and figures "Twenty-nine Thousand Four Hundred Dollars (\$29,400.00)" and substituting in lieu thereof the words and figures "Twenty-nine Thousand Nine Hundred Forty Dollars (\$29,940.00)".

Amendment No. 4. Amend Page 2, Lines 9 and 10, by deleting the words and figures "Four Hundred Sixty-three Thousand Eight Hundred Fifty Dollars (\$463,850.00)" and substituting in lieu thereof the words and figures "Four Hundred Seventy-three Thousand Eight Hundred Thirty Dollars (\$473,830.00)".

HOUSE AMENDMENTS

HAs to SB 460 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 24, by inserting after the word "CHIEF" and before the period "." the following language: "WHO SHALL NOT SERVE AS FIRE CHIEF AND POLICE CHIEF".

HOUSE AMENDMENTS

HAs to SB 525 were read as follows and consideration deferred.

Authors: Add the following coauthors: Hobson, Wiseman, Manar 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 525** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

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 Randle presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Vann, advised and consented to the confirmation of TOM McCURDY, Purcell, as a member of the Board of Regents of the University of Oklahoma, to serve a 7-year term ending March 21, 1987. Mr. McCurdy succeeds K.D. Bailey.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of JOHN O. MOFFITT, Fort Gibson, as a member of the Arkansas-Oklahoma River Compact Commission to serve a 4-year term ending January 1, 1984. Mr. Moffitt succeeds himself.

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of GARY REED, Ada, as a member of the State Board of Nursing Homes, to serve a 3-year term ending July 1, 1982. Mr. Reed succeeds himself.

RESOLUTION

Senator Stipe introduced the following Resolution, consideration of which was deferred for this legislative day.

SCR 52 — By Stipe of the Senate and Hopkins of the House.

A Concurrent Resolution requesting the United States Congress to allocate to each of the state highway departments any increase of the federal motor fuels tax to aid such departments in solving state and local highway problems; and directing distribution.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 26, 1980, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1499, 1594, 1770 and 1822 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Luton, the Senate adjourned at 4:15 p.m. to meet Wednesday, March 26, 1980, at 1:30 p.m.

Forty-sixth Legislative Day

Wednesday, March 26, 1980

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, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wolfe, York and Young.—43.

Excused: Berrong, Crutcher, Giles, Keating and Watson.—5.

Senator Luton declared a quorum present.

The prayer was offered by Dr. Tinnin, the guest of Senator McCune.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Boatner asked unanimous consent, which was granted, that his son, Alton, and his daughter, Rhonda, be granted privileges of the floor and named honorary pages for this legislative day.

Senator Martin introduced Marjorie Likes, R.N., and Linda Likes, R.N., Chickasha, as Nurses of the Day.

Senator Schuelein introduced Dennis E. Deakins, M.D., Grove, as the Doctor of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 26, 1980, of Enrolled SBs 520 and 639.

COMMITTEE REPORTS

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

DO PASS:

HB 1024 — County, State and Federal Government, coauthored by Clifton (Principal Senate author).

HB 1046 — Business, Industry and Labor Relations, coauthored by Terrill (Principal Senate author) and Dahl.

HB 1079 — Retirement and Administration (amended by Education, Common).

HB 1394 — Judiciary (amended by Business, Industry and Labor Relations).

HB 1519 — County, State and Federal Government.

HB 1532 — Business, Industry and Labor Relations, and be referred to Committee on County, State and Federal Government by previous order.

HB 1532 — County, State and Federal Government, coauthored by Cate and York.

HB 1535 — Business, Industry and Labor Relations.

HB 1540 — County, State and Federal Government.

HB 1543 — County, State and Federal Government, coauthored by Cullison (Principal Senate author).

HB 1544 — County, State and Federal Government.

HB 1546 — Public and Mental Health, and be referred to Committee on Appropriations and Budget by previous order.

HB 1547 — County, State and Federal Government.

HB 1604 — Business, Industry and Labor Relations.

HB 1608 — Education, Common, coauthored by McDaniel and Nickles and be referred to Committee on County, State and Federal Government by previous order.

HB 1643 — Appropriations and Budget.

HB 1690 — County, State and Federal Government.

HB 1710 — Municipal Government, and be referred to Committee on County, State and Federal Government.

HB 1771 — County, State and Federal Government (amended by Roads and Highways).

HB 1780 — Business, Industry and Labor Relations, coauthored by McCune (Principal Senate author).

HB 1783 — County, State and Federal Government.

HB 1789 — Rules.

HB 1831 — Business, Industry and Labor Relations, coauthored by Wolfe (Principal Senate author).

HB 1836 — Criminal Jurisprudence (amended by Public and Mental Health).

HB 1837 — Public and Mental Health, coauthored by Cain (Principal) Randle and Combs of the Senate.

HB 1840 — Public and Mental Health, coauthored by Martin and Terrill.

HB 1873 — County, State and Federal Government.

HB 1904 — Judiciary, coauthored by Smith (Principal Senate author) and be referred to Committee on Business, Industry and Labor Relations by previous order.

HB 1906 — Public and Mental Health.

HB 1909 — Education, Common, and be referred to Committee on Elections and Privileges by previous order.

HB 1909 — Elections and Privileges.

HB 1934 — Judiciary.

HB 1942 — Judiciary, coauthored by Keating and Green.

DO PASS, as amended:

HB 1075 — Social Welfare, coauthored by Porter (Principal) of the Senate.

CS for HB 1334 — Education, Common, and be referred to Committee on Elections and Privileges by previous order.

CS for HB 1394 — Business, Industry and Labor Relations, coauthored by York of the Senate, and be referred to Committee on Judiciary by previous order.

HB 1407 — Business, Industry and Labor Relations.

HB 1481 — Business, Industry and Labor Relations.

CS for HB 1523 — Education, Higher, coauthored by Rozell (Principal) of the Senate.

HB 1530 — Retirement and Administration.

CS for HB 1533 — County, State and

Federal Government.

HB 1534 — Business, Industry and Labor Relations, coauthored by Birdsong, and be referred to Committee on County, State and Federal Government by previous order.

HB 1567 — Business, Industry and Labor Relations, and be referred to Committee on County, State and Federal Government by previous order.

HB 1609 — Revenue and Taxation.

HB 1723 — Revenue and Taxation.

CS for HB 1741 — Social Welfare.

CS for HB 1744 — Judiciary, coauthored by Murphy (Principal), Clifton, Lamb, Green, Cain and Luton of the Senate.

HB 1787 — Public and Mental Health, and be referred to Committee on Judiciary by previous order.

CS for HB 1794 — Revenue and Taxation.

HB 1798 — Revenue and Taxation, and be referred to Committee on Business, Industry and Labor Relations by previous order.

HB 1798 — Business, Industry and Labor Relations.

CS for HB 1799 — Elections and Privileges.

HB 1811 — Insurance, coauthored by Boatner (Principal) of the Senate.

HB 1829 — Municipal Government.

HB 1836 — Public and Mental Health, and be referred to Committee on Criminal Jurisprudence by previous order.

HB 1860 — Business, Industry and Labor Relations.

CS for HB 1896 — Public and Mental Health.

HB 1936 — Public and Mental Health, coauthored by Watson (Principal) and Crow of the Senate.

GENERAL ORDER

HB 1461 by Stephenson of the House and Howell of the Senate was read and considered.

Upon motion of Senator Howell, **HB 1461** was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **HB 1461** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1461 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wolfe, York and Young.—39.

Nay: Lamb and Landis.—2.

Excused: Berrong, Crutcher, Giles, Keating, Pierce, Porter and Watson.—7.

The bill passed.

HB 1461 was referred for engrossment.

GENERAL ORDER

HB 1907 by Twidwell and Wilson of the House and Johnson of the Senate was read and considered.

Upon motion of Senator Johnson, **HB 1907** was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, **HB 1907** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1907 was 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, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wolfe, York and Young.—41.

Excused: Berrong, Crutcher, Giles, Keating, Pierce, Porter and Watson.—7.

The bill and emergency passed.

HB 1907 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives, by unanimous consent, has exempted Senate Bill **638** from Joint Rule 17(b)6.

Senator Murphy presiding.

GENERAL ORDER

HB 1725 by Brunton of the House and Wolfe of the Senate was read and considered.

Upon motion of Senator Wolfe, **HB 1725** was advanced.

By unanimous consent, upon request of Senator Wolfe, **HB 1725** was placed on third reading and final passage.

THIRD READING

HB 1725 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, Cullison, Cummins, Dahl, Green, Howard, Johnston, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Randle, Schuelein, Stipe, Terrill, Tinsley, Vann, Wolfe, York and Young.—33.

Nay: Boatner, Howell, Johnson, Landis, McDaniel, Rozell, Smith and Taliaferro.—8.

Excused: Berrong, Crutcher, Giles, Keating, Pierce, Porter and Watson.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Smith moved that the vote be reconsidered whereby **HB 1725** passed, as provided in Senate Rule 19(b).

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1077, 1545, 1576, 1757 and 1868 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SB 512 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1499, 1594, 1770, 1795 and 1822**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1706 by Draper, et al, of the House and Howard, Randle, Kilpatrick, York and Johnson of the Senate was read and considered.

Senator Randle asked unanimous consent that Representatives Cleveland, Holaday, Holt and Whorton be named coauthors of **HB 1706**, which was the order, citing Rule 8(d).

Senators Luton and Combs asked to be named coauthors of **HB 1706**, which was the order.

Senator Smith moved to amend **HB 1706**, Page 8, Lines 5 through 14, by striking all language, which amendment was declared adopted upon motion of Senator Randle.

Senators Young and Miller moved to amend **HB 1706**, Page 8, Line 15, by deleting Section 3 and all remaining Sections of the bill.

Senator Randle moved to table the Young-Miller motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lane, Luton, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley and York.—26.

Nay: Boatner, Capps, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Stipe, Vann, Wolfe and Young.—16.

Excused: Berrong, Crutcher, Giles, Keating, Porter and Watson.—6.

Senator Young moved to amend **HB 1706**, Page 10, Line 3, by adding after the word "the" and before the word "com-

mon" the words "free public tax-supported", which amendment was declared adopted.

Senator Young moved to amend **HB 1706**, Page 10, Line 16, by adding after the word "act" and before the period the following: "and all private or Christian or church-supported schools", which amendment was declared adopted.

Senator Smith moved to amend **HB 1706**, Page 12, Line 13, by striking the words "Entry-year teacher" and substitute "certified teacher" and on Page 13, Line 4, insert "permanent certified teacher or permanently certificated teacher" and change accordingly throughout the bill, which amendment was declared adopted.

Senator Rozell moved to amend **HB 1706**, Page 11, by deleting after the word "Education;" on Lines 13 and 14 all remaining language on Pages 11, 12 and 13, and through Line 11, Page 14 and renumbering.

Senator Randle 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, Cate, Clifton, Combs, Crow, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Luton, Murphy, Randle, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Wolfe and York.—24.

Nay: Boatner, Capps, Cullison, Keller, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Martin, Miller, Pierce, Rozell, Stipe, Vann and Young.—17.

Excused: Berrong, Crutcher, Giles, Keating, Nickles, Porter and Watson.—7.

Senator Young moved to amend **HB 1706**, Page 15, Line 11, by adding after the

word "language;" and before the word "and" the words "and mathematics".

Senator Randle moved to table the Young motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Lane, Leonard, Luton, McDaniel, Martin, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann and York.—30.

Nay: Clifton, Howell, Keller, Landis, McCune, Miller, Murphy, Nickles, Pierce, Stipe, Wolfe and Young.—12.

Excused: Berrong, Crutcher, Giles, Keating, Porter and Watson.—6.

Senator Keller moved to amend **HB 1706**, Page 21, Line 10, by adding after the word "Board." a new paragraph 4. to read as follows:

"4. Must be able to speak proficient English that any average student can understand;"

Senator Randle moved to table the Keller motion to amend, which motion to table was declared adopted.

Senator York moved that **HB 1706** be advanced to engrossment.

Senator Stipe moved to table the York motion to advance, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Capps, Clifton, Crow, Cullison, Green, Johnson, Johnston, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Ro-

zell, Stipe, Tinsley, Vann, Wolfe and Young.—24.

Nay: Birdsong, Boatner, Cain, Cate, Combs, Cummins, Dahl, Howard, Howell, Kilpatrick, Lane, Martin, Randle, Schuelein, Smith, Taliaferro, Terrill and York.—18.

Excused: Berrong, Crutcher, Giles, Keating, Porter and Watson.—6.

Senator Keller moved to amend **HB 1706**, Page 21, Line 10, by adding after the word "Board." a new paragraph 4. to read as follows:

"4. Must be an American citizen or intend to become and have filed an application for American citizenship."

Senator Stipe raised a point of order stating that he had a motion in writing on the clerk's desk and asked that it be read at this time.

Senator Stipe moved that the vote be reconsidered whereby the Randle motion to table the Rozell amendment to **HB 1706** was adopted.

The Chair ruled that the Stipe vote on the Randle motion to table the Rozell motion to amend reflected as not being on the prevailing side of the issue, thereby ruling the Stipe point of order out of order.

Senator Keller pressed his motion to adopt his foregoing amendment, which motion to amend was declared failed of adoption, the roll call thereon being as follows:

Aye: Green, Keller, Lamb, Landis, McCune, Martin, Nickles, Pierce and Wolfe.—9.

Nay: Birdsong, Boatner, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Howell, Johnson, Johnston, Kilpat-

rick, Leonard, Luton, McDaniel, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—29.

Excused: Berrong, Cain, Crutcher, Giles, Howard, Keating, Lane, Miller, Porter and Watson.—10.

Senator Crow moved that the vote be reconsidered whereby the Randle motion to table the Rozell motion to amend was declared adopted.

The Chair ruled the Crow motion in order in that the Crow vote on the Randle motion to table the Rozell motion to amend as being on the prevailing side.

Senator Lamb presiding.

Senator Kilpatrick moved to table the Crow motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Cain, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Howard, Howell, Johnston, Kilpatrick, Luton, Martin, Murphy, Randle, Schuelein, Taliaferro, Terrill, Tinsley and York.—22.

Nay: Boatner, Capps, Green, Johnson, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Miller, Nickles, Pierce, Rozell, Stipe, Vann, Wolfe and Young.—18.

Excused: Berrong, Crutcher, Giles, Keating, Keller, Porter, Smith and Watson.—8.

Senator Randle moved that **HB 1706** be advanced to engrossment.

Senator Young moved to table the Randle motion to advance, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Capps, Crow, Green, Johnson, Johnston, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Rozell, Stipe, Vann, Wolfe and Young.—20.

Nay: Birdsong, Cain, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Howard, Howell, Kilpatrick, Lane, Luton, Martin, Randle, Schuelein, Taliaferro, Terrill, Tinsley and York.—20.

Excused: Berrong, Crutcher, Giles, Keating, Keller, Porter, Smith and Watson.—8.

Senator Randle pressed the motion to advance **HB 1706** to engrossment, which motion to advance was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Cain, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Howard, Kilpatrick, Lane, Luton, Martin, Randle, Schuelein, Terrill, Tinsley and York.—18.

Nay: Boatner, Capps, Crow, Green, Howell, Johnson, Johnston, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Rozell, Stipe, Taliaferro, Vann, Wolfe and Young.—22.

Excused: Berrong, Crutcher, Giles, Keating, Keller, Porter, Smith and Watson.—8.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that the following changes be made on committee assignments:

HB 1595 — Rescind second committee assignment to County, State and Federal Government.

HB 1917 — Rescind second committee assignment to Judiciary.

HB 1926 — Rescind second committee assignment to Business, Industry and Labor Relations.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SBs 539** and **634**.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning En-grossed **SCR 50**, as coauthored by Anderson, Brunton, Camp, Cole, Combs, Conaghan, Cotner, Cowan, Cunningham, Davis (Frank), Fair, Ford, Graves, Hastings, Hill, Holaday, Holt, Hopkins, Kamas, Kane, Kennedy, McCaleb, Manar, Manning, Milacek, Monlux, Reimer, Rieger, Rogers, Sheppard, Smith, Talley, Twidwell, Weichel, Whorton and Wilson of the House.

The above-numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SBs 366** and **400**, each as amended and coauthored and **SBs 393, 396, 397, 398** and **515**, each as amended.

HOUSE AMENDMENTS

HAs to SB 366 were read as follows and consideration deferred.

Authors: Add the following coauthor: Lancaster of the House.

Amendment No. 1. Amend the Title, Line 8, by adding after the word "ANY" and before the word "GOVERNMENTAL" the word "STATE".

Amendment No. 2. Amend Page 1, Line 19, by adding after the word "any" and before the word "governmental" the word "state".

Amendment No. 3. Amend Page 1, Lines 22 and 23, by deleting the words and figures "One Thousand Dollars (\$1,000.00)" and substituting in lieu thereof the words and figures "Five Thousand Dollars (\$5,000.00)".

HOUSE AMENDMENTS

HAs to SB 393 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 Office of the Court of Criminal Appeals; making an appropriation thereto; stating the purpose; authorizing cooperation with federal agencies; providing for appointment, duties and compensation of employees; specifying salary of judges; limiting number of employees; limiting expenditures for salaries and wages; authorizing additional employees to be paid only with federal funds; specifying alternate purposes for matching funds; providing lapse date; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Line 29, by deleting the figures "\$418,442.00" and inserting in lieu thereof the figures "\$428,869.00".

Amendment No. 3. Amend Page 1, Line 32, by deleting the figures "\$459,466.00" and inserting in lieu thereof the figures "\$469,893.00".

Amendment No. 4. Amend Page 2, Lines 5 and 6, by deleting the words and figures "Forty-four Thousand Dollars (\$44,000.00)" and inserting in lieu thereof the words and figures "Forty-five Thousand Eight Hundred Dollars (\$45,800.00)".

Amendment No. 5. Amend Page 2, Lines 16 and 17, by deleting the words and figures

“Three Hundred Fifty-one Thousand Eighty-six Dollars (\$351,086.00)” and inserting in lieu thereof the words and figures “Three Hundred Sixty-seven Thousand Seven Hundred Dollars (\$367,700.00)”.

HOUSE AMENDMENTS

HAs to SB 396 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 396** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 397 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 9 through 10, and restoring the Title to read as follows:

“An Act relating to the office of the Workers’ Compensation Court; making appropriations thereto; stating the purposes; providing for the appointment, duties and compensation of employees; specifying salary of judges; 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 24 and 25, by deleting the words and figures “One Million Four Hundred Sixty-four Thousand Seventy-one Dollars (\$1,464,071.00)” and substituting in lieu thereof the words and figures “One Million Four Hundred Seventy-four Thousand Eight

Hundred Twenty-nine Dollars (\$1,474,829.00)”.

Amendment No. 3. Amend Page 1, Lines 33 and 34, by deleting the words and figures “Thirty-seven Thousand Five Hundred Dollars (\$37,500.00)” and substituting in lieu thereof the words and figures “Thirty-eight Thousand One Hundred Seventy Dollars (\$38,170.00)”.

HOUSE AMENDMENTS

HAs to SB 398 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 398** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 400 were read as follows and consideration deferred.

Authors: Add the following coauthor: Atkins of the House.

Amendment No. 1. Amend Page 1, by striking Lines 13 through 15, and restoring 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; 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."

Amendment No. 2. Amend Page 1, Lines 25 and 26, by deleting the words and figures "One Hundred Thousand Two Hundred Sixty-three Dollars (\$100,263.00)" and substituting in lieu thereof the words and figures "One Hundred Eleven Thousand Two Hundred Thirty-seven Dollars (\$111,237.00)".

Amendment No. 3. Amend Page 3, Line 33 through Page 4, Line 6, by deleting all language in "SECTION 10".

Amendment No. 4. Amend Page 4, Line 7, by renumbering the present "SECTION 11" to read "SECTION 10", and renumbering succeeding sections accordingly.

Amendment No. 5. Amend Page 4, Line 17, the renumbered SECTION 11, by deleting the words and figures "Twenty-two Thousand Dollars (\$22,000.00)" and substituting in lieu thereof the words and figures "Twenty-five Thousand Dollars (\$25,000.00)".

Amendment No. 6. Amend Page 4, Lines 26 and 27, the renumbered SECTION 11, by deleting the words and figures "Sixty-one Thousand Seven Hundred Forty Dollars (\$61,740.00)" and substituting in lieu thereof the words and figures "Sixty-five Thousand Eight Hundred Ninety Dollars (\$65,890.00)".

Amendment No. 7. Amend Page 4, Line 34, the renumbered SECTION 12, by deleting after the figure "8" and before the word "of" the following: ", 9 and 10" and substituting in lieu thereof the word and figure "and 9".

HOUSE AMENDMENTS

HAs to SB 515 were read as follows and consideration deferred.

Amendment No. 1. Amend the Entire Bill, by striking the word "Director" wherever it appears and inserting in lieu thereof the word "COMMISSIONER".

Amendment No. 2. Amend Page 1, Line 23, by striking the words "an institution" and inserting in lieu thereof the words "A FACILITY".

Amendment No. 3. Amend Page 1, Line 26, by striking after the words "by the" and before the word "in" the words "Superintendent of the institution" and inserting in lieu thereof the following: "PERSON IN CHARGE OF THE FACILITY".

Amendment No. 4. Amend Page 1, Lines 31 and 32, by striking after the word "under" on Line 31 and before the word "the" on Line 32, the language "Section [55] 54.1 of this title," and inserting in lieu thereof the following: "INVOLUNTARY COURT-ORDERED COMMITMENT PROCEEDINGS".

Amendment No. 5. Amend Page 2, Line 13, by deleting after the word "DEPARTMENT" and before the word "PURSUANT" the following: "OF MENTAL HEALTH".

Amendment No. 6. Amend Page 2, Line 10, by deleting after the word "UNDER" and before the word "THIS" the following: "SECTION 54.1 OF".

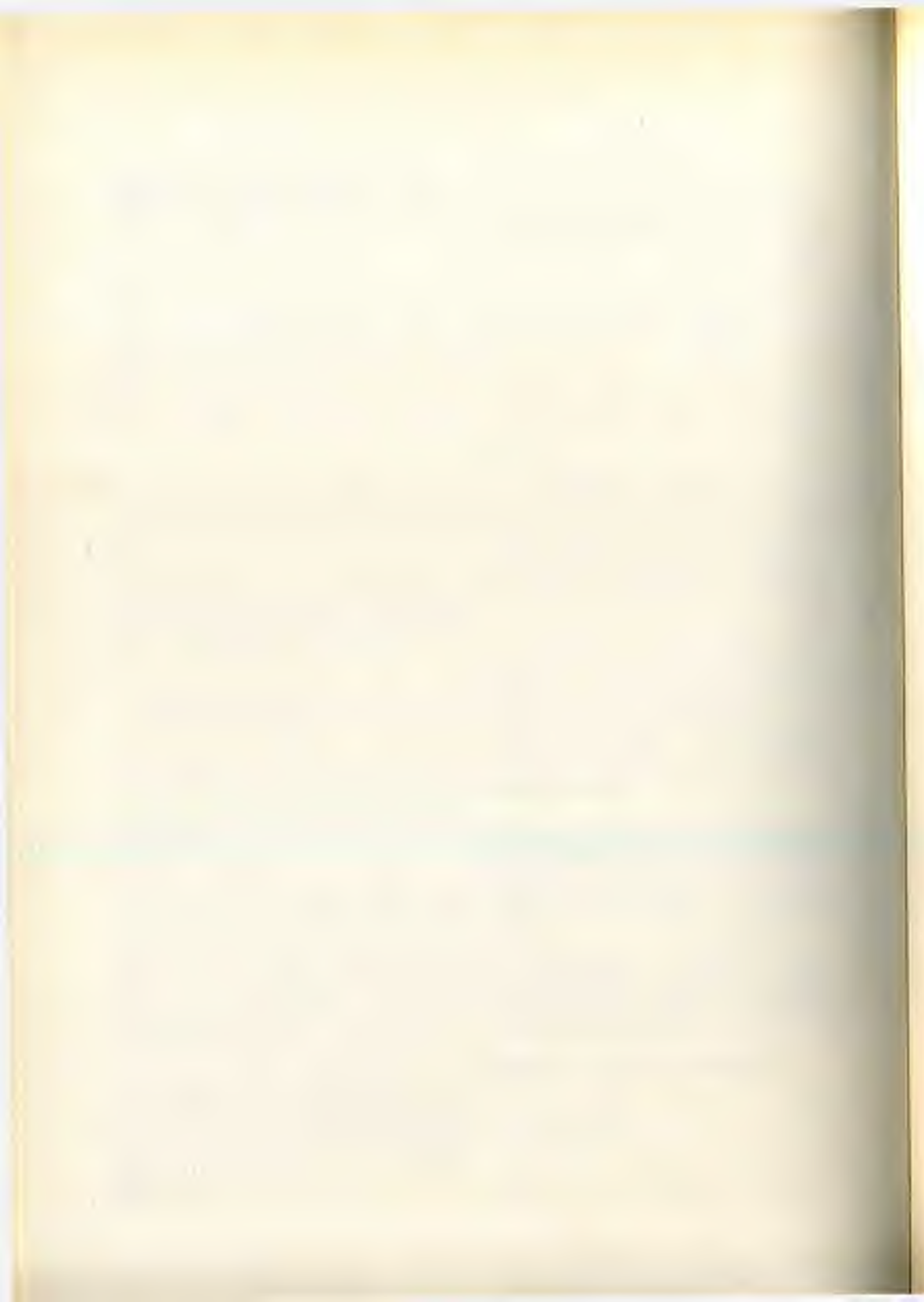
MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 512**.

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 Thursday, March 27, 1980, at 12:00 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:05 p.m. to meet Thursday, March 27, 1980, at 12:00 p.m.



Forty-seventh Legislative Day

Thursday, March 27, 1980

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, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Excused: Berrong, Keating, Keller, Murphy and Wolfe.—5.

Senator Luton declared a quorum present.

The prayer was offered by Dr. Tinnin, the guest of Senator McCune.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Green introduced his son-in-law, Cloyd Childers, and his grandson,

Christopher Todd Childers. Senator Green asked unanimous consent, which was granted, that Christopher be allowed privileges of the floor for this legislative day.

Senator York introduced his daughter, Heather, and Jennifer Davis and asked unanimous consent, which was granted, that they be named honorary Journal Clerk and Reading Clerk, respectively, and be granted privileges of the floor for this legislative day.

Senator Watson introduced H. Jack Brown, M.D., Oklahoma City, as the Doctor of the Day.

Senator Combs introduced Richard Wawro, R.N., Oklahoma City, as the Nurse of the Day.

Senator Taliaferro introduced Corrine Newcombe, Lawton, as Student Nurse and Senator Lamb introduced Mary Lou Simon, Enid and Tammy Rambiaz, Tulsa, as Student Nurses.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 26, 1980, of Enrolled SBs 179, 298, 392, 394, 540, 572, 594 and 605.

COMMITTEE REPORTS

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

DO PASS:

HB 1094 — County, State and Federal Government.

HB 1103 — County, State and Federal Government, coauthored by Kilpatrick (Principal) of the Senate.

HB 1248 — Public Safety and Penal Affairs, coauthored by Crow (Principal) of the Senate.

HB 1334 — Elections and Privileges, (amended by Committee on Education, Common).

HB 1522 — Insurance, coauthored by Miller (Principal) of the Senate.

HB 1531 — Public and Mental Health, coauthored by Cullison (Principal) of the Senate.

HB 1534 — County, State and Federal Government, (amended by Committee on Business, Industry and Labor Relations).

HB 1562 — County, State and Federal Government, coauthored by McDaniel (Principal) of the Senate.

HB 1567 — County, State and Federal Government, (amended by Committee on Business, Industry and Labor Relations).

HB 1582 — Public Safety and Penal Affairs, coauthored by Watson of the Senate.

HB 1688 — County, State and Federal Government.

HB 1701 — Education, Common.

HB 1710 — County, State and Federal Government.

HB 1717 — County, State and Federal Government.

HB 1735 — Criminal Jurisprudence, coauthored by Taliaferro (Principal) of the Senate.

HB 1747 — Insurance.

HB 1786 — County, State and Federal Government.

HB 1787 — Judiciary, (amended by Committee on Public and Mental Health).

HB 1834 — County, State and Federal Government, coauthored by Lane (Principal) of the Senate.

HB 1846 — Retirement and Administration.

HB 1859 — Social Welfare, coauthored by Terrill (Principal) of the Senate.

HB 1865 — County, State and Federal Government, (amended by Committee on Public Safety and Penal Affairs).

HB 1870 — Insurance.

HB 1900 — Appropriations and Budget.

HB 1904 — Business, Industry and Labor Relations.

HB 1908 — Public Safety and Penal Affairs, coauthored by Johnston (Principal) of the Senate.

HB 1917 — County, State and Federal Government.

HJR 1028 — Education, Common, coauthored by Terrill and Lutton, (amended by Committee on Constitutional Revision and Regulatory Services).

HJR 1063 — Rules.

DO PASS, as amended:

CS for HB 1218 — Business, Industry and Labor Relations.

HB 1559 — Criminal Jurisprudence, coauthored by Keating of the Senate.

HB 1581 — Business, Industry and Labor Relations.

CS for HB 1584 — Public Safety and Penal Affairs.

CS for HB 1606 — Insurance, coauthored by York (Principal) of the Senate.

HB 1622 — Appropriations and Budget.

HB 1719 — Appropriations and Budget.

HB 1720 — Public and Mental Health, coauthored by Cullison (Principal) of the Senate.

CS for HB 1746 — Insurance.

HB 1778 — Insurance, coauthored by

Crutcher (Principal) of the Senate.

HB 1805 — Public and Mental Health.

HB 1816 — Education, Common, co-authored by Cleveland.

HB 1862 — Public and Mental Health.

HB 1880 — Public Safety and Penal Affairs.

HB 1881 — County, State and Federal Government.

CS for HB 1915 — County, State and Federal Government.

CS for HB 1929 — Judiciary, coauthored by Clifton (Principal) of the Senate.

HB 1947 — County, State and Federal Government.

RESOLUTION

Senator Boatner introduced **SR 87**, which was read at length as follows:

SR 87 — By Boatner, Howard, Stipe and Dahl.

A Resolution praising Reba McEntire; and directing distribution.

WHEREAS, Country Western Music is an enjoyable and wholesome style of music, uniquely American in its origins; and

WHEREAS, Country Western Music is extremely popular in this state; and

WHEREAS, Reba McEntire is a distinguished artist in this field; and

WHEREAS, Reba McEntire, because of her talent, beauty and graciousness, is a credit to this state; and

WHEREAS, Reba McEntire projects an image of which this state can be proud; and

WHEREAS, outstanding artists are to be commended not only for their talent but for the pleasure this talent gives to the public.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND

SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the life and artistic accomplishments of this exceptional young woman.

SECTION 2. A copy of this Resolution shall be dispatched to Reba McEntire.

Senator Boatner asked unanimous consent that all other members of the Senate be named coauthors of **SR 87**, which was the order.

SR 87, as coauthored, was adopted upon motion of Senator Boatner and ordered referred for enrollment.

SPECIAL INTRODUCTION

Senator Boatner introduced Mrs. Reba McEntire and her husband, Charlie Battles, and asked unanimous consent, which was granted, that they be allowed privileges of the floor.

Senators Boatner, Dahl and Stipe each delivered appropriate remarks in the presentation of Citations and a copy of Enrolled **SR 87** to Ms. McEntire, who responded by asking all to join her as she sang the National Anthem.

Senator Boatner moved that the Senate stand recessed for twenty minutes to attend a brief reception in the Senate Roy E. Grantham Lounge to honor Ms. McEntire, which motion was declared adopted.

The Senate reassembled at the appointed time with Senator Crow presiding.

A quorum was questioned, the roll called, following which a quorum was declared present.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1461 and 1907 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 539 and 634 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 50 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives has, by unanimous consent, exempted all measures pending in the Senate Appropriations and Budget Committee, from cutoff dates, pursuant to Joint Rule 17(b)6.

GENERAL ORDER

HB 1936 by Atkins of the House and Watson and Crow of the Senate was read and considered.

Upon motion of Senator Watson, **HB 1936** was advanced to engrossment.

By unanimous consent, upon request of Senator Watson, **HB 1936** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1936 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, Cullison, Cummins, Dahl, Green, Howell, Johnston, Kilpatrick, Landis, Lane, Luton, McCune, McDaniel, Miller, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—30.

Nay: Capps, Crutcher, Giles, Johnson, Lamb, Leonard, Martin, Nickles, Pierce, Porter, Schuelein and Young.—12.

Excused: Berrong, Howard, Keating, Keller, Murphy and Wolfe.—6.

The bill passed.

HB 1936 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that the second committee assignment for **HB 1786** to the Committee on Business, Industry and Labor Relations be rescinded; said bill assigned only to the Committee on County, State and Federal Government.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1545**, as amended.

Advising rejection of **SAs** to Engrossed **HB 1576**, requesting Conference and naming Conferees as follows: Atkins, McIntyre and Johnson (Don).

PENDING SENATE ACTION — HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on **HB 1576** was ordered granted, President Pro

Tempore Howard naming Conferees as follows: Senators Porter, Lane and Cate.

GENERAL ORDER

HB 1730 by Vaughn and Whorton of the House and Schuelein of the Senate was read and considered.

Senator Schuelein moved to amend **HB 1730**, Page 3, Line 6, by adding the following: "Purchases or acquisitions for repairs of equipment and machinery in emergencies, or of livestock through a market agency, dealer, commission house or livestock auction market bonded or licensed under federal or State law, or of laboratory supplies, medical supplies, pharmaceuticals, and human organs for the Oklahoma Children's Memorial Hospital or Oklahoma Memorial Hospital, shall not be subject to the competitive bid requirements of this section or any other provisions of the Oklahoma Central Purchasing Act.", which amendment was declared adopted.

Upon motion of Senator Schuelein, **HB 1730**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, **HB 1730**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1730 was read for the third time at length.

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

Aye: Birdsong, Boatner, Clifton, Cullison, Dahl, Giles, Kilpatrick, Lamb, Martin, Randle, Schuelein, Stipe and York.—13.

Nay: Cain, Capps, Cate, Combs, Crow, Crutcher, Cummins, Green, Howell, John-

son, Johnston, Landis, Lane, Leonard, Luton, McCune, McDaniel, Miller, Nickles, Pierce, Porter, Rozell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—29.

Excused: Berrong, Howard, Keating, Keller, Murphy and Wolfe.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Schuelein moved that the vote be reconsidered whereby **HB 1730** failed of passage as provided under Senate Rule 19(b).

PENDING SENATE ACTION — RESOLUTION

HCR 1052, introduced on Page 540, was called up for consideration, and read at length as follows:

HCR 1052 — By Dunn, Elder, Glover and Stephenson of the House and Vann of the Senate.

A Concurrent Resolution memorializing the Congress of the United States to take immediate action to assure a stable, sound motor transportation system for the movement of grain and other unprocessed agricultural commodities; and directing distribution.

WHEREAS, American grain producers are confronted with an inability to move grain and other unprocessed agricultural commodities from farm to market due to the absence of a viable motor transport system dedicated to these commodities; and

WHEREAS, ICC regulations do not apply to entry, rates and service with respect to truck movements of such agricultural commodities; and a need exists to provide a stable motor transport system that assures

adequate equipment necessary to move those commodities at legal weight limits in compliance with state and federal law; and

WHEREAS, such transportation should assure a rate structure compensatory to the carrier, fair to the shipper and nonprejudicial to all parties; and

WHEREAS, such could be accomplished by the federal adoption of a system of regulation for unprocessed agricultural commodities and grain similar to that recently adopted by Oklahoma for use by transporters of sand, gravel, rock, crushed stone and aggregate.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The Legislature of Oklahoma does hereby memorialize the Oklahoma Congressional delegation and the Congress of the United States to take immediate and decisive action necessary to avert an agricultural transportation crisis of the highest magnitude.

SECTION 2. Copies of this Resolution shall be distributed to the President of the United States; the Oklahoma Congressional delegation; the Chairman, Subcommittee Chairmen and each member of the Public Works Committee of the United States House of Representatives; to the Chairman, Subcommittee Chairmen and each member of the United States Senate Commerce Committee; to each Governor of every state in the Union; and to each President Pro Tempore of the Senate and Speaker of the House of Representatives of the Legislatures of every state in the Union which have such offices.

Senators Howard, Stipe, Luton, Crow, Lane, Birdsong, Murphy, Rozell, Dahl, Martin, Landis, Tinsley and Taliaferro asked to be named coauthors of **HCR 1052**, which

was the order.

HCR 1052, as coauthored, was adopted upon motion of Senator Vann, properly signed and ordered returned to the Honorable House.

SCR 52, introduced on Page 550, was called up for consideration, and read at length as follows:

SCR 52 — By Stipe of the Senate and Hopkins of the House.

A Concurrent Resolution requesting the United States Congress to allocate to each of the state highway departments any increase of the federal motor fuels tax to aid such departments in solving state and local highway problems; and directing distribution.

WHEREAS, the United States Congress has been provided with data to show that an increase in the motor fuels tax would aid in energy conservation; and

WHEREAS, the United States Congress is reviewing the necessity for an increase as part of the national energy policy; and

WHEREAS, an increase in the federal motor fuels tax would be for conservation purposes rather than generation of revenue; and

WHEREAS, state transportation departments are unable to maintain their roads in sufficiently good condition to insure the safe and expedient movement of goods and people; and

WHEREAS, neither the United States Congress nor the Federal Highway Administration has implemented an adequate program to aid the states with road maintenance problems.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The United States Congress should designate that the increase in the federal motor fuels tax be allocated to each of the state highway departments to aid the state highway departments in solving state and local road and highway problems using procedures in compliance with the constitutional laws of each individual state.

SECTION 2. A copy of this Resolution shall be transmitted to the United States Congressional Delegation, the Federal Highway Administration, the Governor of the State of Oklahoma and the Secretary of the Department of Transportation.

SCR 52 was adopted upon motion of Senator Stipe and ordered referred for engrossment.

HCR 1051, introduced on Page 540, was called up for consideration.

HCR 1051 was adopted upon motion of Senator Clifton, properly signed and ordered returned to the Honorable House.

SCR 38, introduced on Page 46, was called up for consideration.

SCR 38 was read at length, adopted upon motion of Senator Landis and ordered referred for engrossment.

SCR 49, introduced on Page 426, was called up for consideration.

Senator Cain asked to be named a co-author of **SCR 49**, which was the order.

Senator Howard moved to amend **SCR 49**, Page 2, Line 31, after the word "should" and before the word "all" on Line 32, by changing the word "supervise" to "review", which amendment was declared adopted.

SCR 49, as coauthored and amended, was adopted upon motion of Senator Howard and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 293, 350, 363 and 391** each as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 293 were read as follows and consideration deferred.

Authors: Add the following coauthors: Fried, Stewart, Monks and Arnold of the House.

Amendment No. 1. Amend Page 36, Line 6, by deleting after the word and comma "number," and before the word "and" the word "restrooms" and substituting in lieu thereof the words "a restroom".

Amendment No. 2. Amend Page 37, Line 35, by deleting before the word "engaged" the word "primarily".

Amendment No. 3. Amend Page 44, Lines 15 through 18, by deleting all language in **SECTION 25** and substituting in lieu thereof the following:

"**SECTION 25.** The effective date of this act shall be January 1, 1981."

, and amend Title, Lines 26½ and 27, by deleting the language "**DECLARING AN EMERGENCY**" and substituting in lieu thereof the language "**PROVIDING AN EFFECTIVE DATE**".

HOUSE AMENDMENTS

HAs to SB 350 were read as follows and consideration deferred.

Authors: Add the following coauthors: Barker, Bengtson, Glover, Harbin, Lancaster, Manar, Monks, Peterson, Rieger, Sanders, Shurden, Thompson (Mick), Townsend, Kelly, Whorton and Caldwell 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 350** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 363 were read as follows and consideration deferred.

REQUEST: Pursuant to Rule 10, Subsection (h), of the Joint Rules of the House of Representatives and the Senate of the 37th Oklahoma Legislature, request is made that this bill be referred to the Joint Conference Committee on Retirement Laws.

Authors: Add the following coauthors: Cotner, Craighead, Duke, Glover, Harbin, Briscoe, Sanders, Monks, Elder, Cole, Holden, Vaughn and Duckett of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, **HAs to SB 363** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

Pursuant to the afore-mentioned request by the Honorable House, the Senate, in compliance with Joint Rule 10(h), referred **SB 363**, with amendment attached, to the Joint Conference Committee on Retirement Laws.

HOUSE AMENDMENTS

HAs to SB 391 were read as follows and consideration deferred.

Authors: Add the following coauthors: Harbin, Elder and Barker of the House.

Amendment No. 1. Amend Page 2, Lines 7 through 14, by deleting all language in SECTION 3 and substituting in lieu thereof the following language:

"SECTION 3. There is hereby appropriated to the State Department of Agriculture, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1979, not otherwise appropriated, the sum of Four Hundred Thousand Dollars (\$400,000.00) for the purpose of obtaining architectural plans and preparations."

Amendment No. 2. Amend Page 2, Line 18, by inserting after the word "by" and before the word "this" the following language: "Section 1 of".

Amendment No. 3. Amend Page 2, Line 21, by adding after the word and period "year." the following language: "The appropriation made by Section 3 of this act shall not be subject to fiscal year limitations and shall be available for encumbrance and expenditure purposes for a period of thirty (30) months from the date this act is approved."

GENERAL ORDER

HB 1706, coauthored and amended on Page 555-557, was considered further.

Senator Young moved to amend **HB 1706**, Page 12, Line 12, by inserting after the word "teacher." the following language: "Provided that all members of the committee will receive the same compensation for said work on serving on the committee."

Senator Howard moved to table the Young motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Cain, Cate, Clifton, Combs, Crow, Cummins, Dahl, Green, Howard, Johnston, Lane, Luton, Martin, Nickles, Porter, Randle, Schuelein, Smith, Terrill, Tinsley, Vann, Watson and York.—24.

Nay: Boatner, Capps, Crutcher, Cullison, Giles, Howell, Johnson, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Pierce, Rozell, Taliaferro and Young.—17.

Excused: Berrong, Keating, Keller, Kilpatrick, Murphy, Stipe and Wolfe.—7.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber during the vote on the Howard motion to table the Young motion to amend, would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 24. Nay: 18. Excused: 6.

Senator Howard moved that **HB 1706** be advanced to engrossment and all adopted amendments, plus the ones remaining on the clerk's desk, be referred to the conference committee along with the measure once the Senate has acted on third reading and final passage, which motion was declared adopted.

Senator Howard asked unanimous consent that **HB 1706** be considered engrossed and placed on third reading and final passage, which was the order.

THIRD READING

Senator Lane moved the previous question be now put, which motion was declared adopted.

Senator Cate presiding.

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

The Presiding Officer ruled the provisions of Senate Rule 14(n) were now in order to allow the friends and opponents of the measure to debate the question.

HB 1706 was read for the third time at length.

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

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

Nay: McCune.—1.

Excused: Berrong, Keating, Keller, Kilpatrick and Wolfe.—5.

The bill and emergency passed.

HB 1706 was referred for engrossment.

RESOLUTION REFERRED

Senator Lane moved that **HCR 1047**, introduced on Page 540, be referred to the Committee on Rules, which motion was declared adopted.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that the second committee assignment for **HB 1834** to the Committee on Business, Industry and Labor Relations be rescinded.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 539 and 634.

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled **SCR 50**.

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

PENDING SENATE ACTION — CCR

Upon motion of Senator Terrill, the **CCR** on **HB 1607** was rejected and further conference requested, President Pro Tempore Howard naming same Senate conferees.

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 resolved itself into Executive Session.

The Senate reassembled in open session with Senator Cate presiding.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1607**, and naming same Conferees as follows: Barker, Bradley and Fitzgibbon.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 31, 1980, as 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1743 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 2:55 p.m. to meet Monday, March 31, 1980, at 1:30 p.m.

Forty-eighth Legislative Day

Monday, March 31, 1980

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: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—39.

Excused: Berrong, Keating, Keller, Lane, Porter, Smith, Stipe, Terrill and York.—9.

Senator Crow declared a quorum present.

The following prayer was offered by Dr. Hayes Wicker, Emmanuel Baptist Church, Enid, and incorporated into the Journal upon request of Senator Lamb.

Our Heavenly Father, we come before You not as those who are important but as needy sinners, relying solely on Your grace and mercy. We worship You and thank You for this beautiful day. We praise You as the God who is worthy of our praise.

In this troubled time we continue to pray for the hostages in Iran. We pray for wisdom for our leaders in high places and particularly for our president. We ask all of this in the name of our Lord Jesus Christ, Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

Senator Luton presiding.

INTRODUCTIONS

On behalf of Senator Lane, Senator Luton introduced Jane Kendrick, M.D., Idabel, as the Doctor of the Day.

Senator Rozell introduced Ann Randle as the Student Doctor.

Senator Luton introduced Wanda Mumfart, R.N., McAlester and Wilma Ray, R.N., Oklahoma City, as the Nurses of the Day.

COMMITTEE REPORTS

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

DO PASS:

HB 1047 — Revenue and Taxation, co-authored by Giles of the Senate.

HB 1538 — Appropriations and Budget, (amended by Committee on County, State and Federal Government).

HB 1608 — County, State and Federal Government.

HB 1796 — Revenue and Taxation, (amended by Oil, Gas and Energy).

HB 1887 — Aging.

HB 1920 — Revenue and Taxation.

HJR 1057 — Aging.

DO PASS, as amended:

HB 1329 — Revenue and Taxation, (recorded vote on Amendment No. 3).

HB 1479 — Revenue and Taxation, co-authored by Green of the Senate.

HB 1536 — Appropriations and Budget.

HB 1623 — Appropriations and Budget.

HB 1627 — Appropriations and Budget.

HB 1631 — Appropriations and Budget.

HB 1634 — Appropriations and Budget, coauthored by Cleveland of the House.

CS for HB 1635 — Appropriations and Budget.

CS for HB 1694 — Revenue and Taxation, coauthored by Combs, Cummins, Green and Smith of the Senate.

HB 1852 — Aging.

HB 1853 — Aging, coauthored by Capps, Clifton, Combs, Cullison, Cummins, Keating, Keller, Lamb, Landis, McCune, Murphy, Randle, Taliaferro, Tinsley, Vann and Watson of the Senate.

CS for HB 1905 — Education, Common, coauthored by McDaniel (Principal) and Murphy of the Senate.

HB 1926 — Revenue and Taxation, coauthored by Clifton and Cummins of the Senate, (recorded vote on the measure).

HJR 1068 — Aging.

GENERAL ORDER

HB 1921 by Twidwell and Elder of the House and Schuelein of the Senate was read and considered.

Senator Landis asked to be named a co-author of **HB 1921**, which was the order.

Upon motion of Senator Schuelein, **HB 1921**, as coauthored, was advanced.

By unanimous consent, upon request of Senator Schuelein, **HB 1921**, as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1921 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, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—39.

Excused: Berrong, Keating, Keller, Lane, Porter, Smith, Stipe, Terrill and York.—9.

The bill passed.

HB 1921 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1710 by Kelly, Davis (Guy) and Johnson (Don) of the House and Murphy of the Senate was read and considered.

Upon motion of Senator Murphy, **HB 1710** was advanced.

By unanimous consent, upon request of Senator Murphy, **HB 1710** was placed on third reading and final passage.

THIRD READING

HB 1710 was 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, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—39.

Excused: Berrong, Keating, Keller, Lane, Porter, Smith, Stipe, Terrill and York.—9.

The bill and emergency passed.

HB 1710 was ordered withheld pursuant to Rule 19(f).

MOTION TO RECONSIDER VOTE

Senator Martin moved the vote be reconsidered whereby **HB 1910** failed of passage.

Senator Young moved to table the Martin motion to reconsider, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Combs, Howell, Johnson, Pierce and Young.—6.

Nay: Birdsong, Cain, Capps, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Kilpat-

rick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson and Wolfe.—32.

Excused: Berrong, Cate, Keating, Keller, Lane, Porter, Smith, Stipe, Terrill and York.—10.

Senator Martin pressed his motion to reconsider, which motion was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Kilpatrick, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson and Wolfe.—32.

Nay: Crow, Howell, Johnson, Lamb, Murphy, Pierce and Young.—7.

Excused: Berrong, Keating, Keller, Lane, Porter, Smith, Stipe, Terrill and York.—9.

Senators Keller, Keating and Porter asked to be shown present, which was the order.

THIRD READING

HB 1910 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, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson and Wolfe.—33.

Nay: Boatner, Crow, Kilpatrick, Lamb, Murphy, Nickles, Pierce and Young.—8.

Excused: Berrong, Howell, Lane, Smith, Stipe, Terrill and York.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Young moved that the vote be reconsidered whereby **HB 1910** passed, as provided under Senate Rule 19(b).

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1545**.

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 1051 and 1052**.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 38, 49 and 52 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1706, 1743 and 1936 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SR 87 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MOTION TO RECONSIDER VOTE

Senator Miller moved the vote be reconsidered whereby **HB 1782** failed of passage.

Senator McDaniel moved to table the Miller motion, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Dahl, Johnston, Kilpatrick, Lamb, Landis, McDaniel, Martin, Miller, Rozell, Taliaferro, Tinsley and Young.—13.

Nay: Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Giles, Green, Howard, Johnson, Keating, Keller, Leonard, Luton, McCune, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Vann, Watson and Wolfe.—27.

Excused: Berrong, Boatner, Howell, Lane, Smith, Stipe, Terrill and York.—8.

Senator Miller pressed his motion to reconsider, which motion was declared adopted, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Howard, Johnson, Keating, Keller, Lamb, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Vann, Watson and Wolfe.—26.

Nay: Birdsong, Boatner, Capps, Dahl, Giles, Johnston, Kilpatrick, Landis, Leonard, McDaniel, Miller, Rozell, Taliaferro, Tinsley and Young.—15.

Excused: Berrong, Howell, Lane, Smith, Stipe, Terrill and York.—7.

THIRD READING

HB 1782 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, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Watson and Wolfe.—26.

Nay: Birdsong, Boatner, Capps, Dahl, Giles, Howell, Johnston, Landis, Leonard, McDaniel, Miller, Rozell, Taliaferro, Tinsley, Vann and Young.—16.

Excused: Berrong, Lane, Smith, Stipe, Terrill and York.—6.

The bill passed.

Senators Landis, Leonard, Taliaferro, Young, Howell, Capps and Giles desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 9. Excused: 6.

The emergency passed.

HB 1782 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SB 456**, coauthored by Monks (Principal), Wilson and Taylor; **SB 535**; **SB 576**, as coauthored by Elder; **SB 610**, as coauthored by Twidwell, Wilson, Bengtson and Elder.

The above numbered Bills were referred for enrollment.

GENERAL ORDER

HB 1248 by Cotner, Elder, Lancaster and Harper of the House and Crow of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1248** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1248** was placed on third reading and final passage.

THIRD READING

HB 1248 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, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—40.

Excused: Berrong, Boatner, Keller, Lane, Smith, Stipe, Terrill and York.—8.

The Chair advised the Senate that Senator Keller, having been present in the Chamber at the time the vote was taken on **HB 1248**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 40. Nay: 1. Excused: 7.

The bill passed.

Senator Keller 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.

HB 1248 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HBs 1542** and **1757**, as amended.

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

GENERAL ORDER

HB 1582 by Craighead, et al, of the House and Howell and Watson of the Senate was read and considered.

Senator Martin moved to amend **HB 1582**, Page 2, Line 17, after the word "act.", by adding the following sentence: "Such ordinance shall also authorize the municipality to investigate accidents on private property where the public is invited or on public property.", which amendment was declared adopted.

Upon motion of Senator Howell, **HB 1582**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **HB 1582**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1582 was read for the third time at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Watson and Wolfe.—29.

Nay: Boatner, Cain, Cummins, Dahl, Howard, Keating, Leonard, Miller, Nickles, Pierce, Randle, Vann and Young.—13.

Excused: Berrong, Lane, Porter, Smith, Stipe and York.—6.

The bill passed.

HB 1582 was referred for engrossment.

COMMITTEE REPORT — HJR 1053

Senator Cate raised a point of inquiry, stating the Committee Report on **HJR 1053** from the Committee on Rules had been submitted and was now on the clerk's desk; the Committee having met and reported Do Pass; and further stated, in his opinion, that said Committee's action on **HJR 1053** was in violation of Senate Rule 7(i) in that a quorum was not present.

Senator Cate stated he had submitted a protest with the Rules Committee on said violation.

The Chair recognized Senator Terrill for a clarification on the Committee action.

Senator Terrill reported that the Committee action on **HJR 1053** was properly recorded in the minutes of said meeting; however, as Chairman of the Rules Committee, did not recognize a quorum; the Committee proceeded with business and voted a "Do Pass" on **HJR 1053** with a recorded vote noted thereon. On the basis of that action, Senator Cate filed a formal protest to the Rules Committee challenging "No Quorum" and a violation of Senate Rule 7(i). The Rules Committee met again with 14 members present. Senator Stipe moved that the previous action to accept the report on **HJR 1053** be rescinded; Senator Lamb moved to table the Stipe motion which failed. The vote on the Stipe motion also failed; therefore the roll call votes recorded thereon did not make a decision on the

matter. The Committee moved to adjourn.

The order of business now before the Senate is reading of committee reports.

Senator Johnston raised a point of order stating the provisions of Senate Rule 7(o), in that the committee report on **HJR 1053** had been received, considered accepted and the recommendation thereof adopted unless otherwise ordered by the Senate.

Senator Cate stated that Senate Rule 7(i) had been violated.

The Chair ruled the Committee Report on **HJR 1053** not in order.

Senator Randle moved that Senate Rule 7(i) be suspended.

Senator Johnston raised a point of order in that the provisions of Senate Rule 7(o) preclude any other motions or rulings. The Chair ruled the Johnston point of order not in order.

Senator Young moved as a substitute motion that the previous ruling of the Chair on Senator Johnston's point of order was an inferior motion.

Senator Lamb raised a point of inquiry to the Chair; stating that the Randle motion to suspend the Rules had been put; the Johnston motion to declare the provisions of Senate Rule 7(o) had been ruled out of order.

Senator Johnston moved to table the Randle motion to suspend the Rules, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—35.

Nay: Cain, Cate, Clifton, Green, Howell, Randle and Terrill.—7.

Excused: Berrong, Lane, Porter, Smith, Stipe and York.—6.

Senators Johnston and Young moved to reverse the ruling of the Chair. The Presiding Officer ordered the "ayes" and "nays" taken. The vote occurring on the Johnston-Young motion to appeal the ruling of the chair was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—32.

Nay: Cain, Cate, Clifton, Green, Howard, Howell, Kilpatrick, Luton, Randle and Terrill.—10.

Excused: Berrong, Lane, Porter, Smith, Stipe and York.—6.

The Committee Report on **HJR 1053** was accepted by the Senate.

COMMITTEE REPORT

The following was ordered printed and placed on the Calendar:

DO PASS:

HJR 1053 — Rules. (Recorded vote on bill.)

Senator Murphy presiding.

GENERAL ORDER

CS for **HB 1523** by Joiner and Draper of the House and Rozell of the Senate was read and considered.

Senator Lamb moved to amend **HB 1523**, Page 6, Line 13, by striking the figure "\$862.50" and restore the figure "\$750.00".

Senators Cate and Watson moved as a substitute to the Lamb amendment, an amendment to **HB 1523**, Page 6, Line 13, by deleting after the word "semester" the figure "\$862.50" and insert in lieu thereof the figure "\$825.00", which amendment was declared adopted.

Senator Miller moved to amend **HB 1523**, Page 9, Line 7, by adding after the word "for" the words "all students." and deleting the remainder of Lines 7, 8, and 9, which amendment was declared adopted.

Senator Miller moved to amend **HB 1523**, Page 9, Line 13, by changing after the word "fee" and before the word "per" the figure "\$33.00" to "\$18.00", and deleting after the word "hour" on Line 14, the remainder of Line 14 and all of Lines 15 and 16, which amendment was declared adopted.

Senator Cate moved to amend **HB 1523**, Page 12, Line 18, by deleting all language after the word "Regents" and through the word "Education" on Page 13, Line 1, and placing the word "and" before the word "Board" and after the word "Administration", which amendment was declared adopted.

Upon motion of Senator Rozell, **HB 1523**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **HB 1523**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1523 was read for the third time at length.

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

Aye: Birdsong, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Giles, Green, Howell, Johnston, Keating, Keller, Kilpatrick, Leonard, Miller, Nickles, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson and Wolfe.—27.

Nay: Boatner, Combs, Cummins, Dahl, Johnson, Lamb, Landis, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter and Young.—15.

Excused: Berrong, Howard, Lane, Smith, Stipe and York.—6.

The bill passed.

Senators Lamb, Cummins, Landis, McDaniel, Dahl, Martin and Murphy desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 8. Excused: 6.

The emergency passed.

HB 1523 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 413 and 416, each as amended.

HOUSE AMENDMENTS

HAs to **SB 413** 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 413** were not printed in full in the Journal. Multilith copies are avail-

able in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 416 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 416** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

GENERAL ORDER

HB 1562 by Abbott of the House and McDaniel of the Senate was read and considered.

Upon motion of Senator McDaniel, **HB 1562** was advanced.

By unanimous consent, upon request of Senator McDaniel, **HB 1562** was placed on third reading and final passage.

THIRD READING

HB 1562 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—38.

Nay: Keating and Keller.—2.

Excused: Berrong, Crutcher, Howell, Lane, Porter, Smith, Stipe and York.—8

The bill passed.

HB 1562 was ordered withheld pursuant to Rule 19(f).

Senator Cate moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, April 1, 1980, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1248, 1562, 1710, 1782 and 1921 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Cate, the Senate adjourned at 4:15 p.m. to meet Tuesday, April 1, 1980, at 1:30 p.m.



Forty-ninth Legislative Day

Tuesday, April 1, 1980

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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Crow, Keller, Nickles, Smith and Stipe.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Wicker, and incorporated into the Journal upon request of Senator Lamb.

Our Heavenly Father, we thank You for this beautiful day. It's beautiful because You made it and You're here with us.

In this Easter season we thank You that a new day began when Jesus Christ died for

our sins and rose from the dead three days later. Lord, I thank You that a new day began in my life when I met Jesus' resurrection power.

We beseech Your direction for these proceedings today and ask for Your wisdom. In Jesus' name. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Howell introduced his son, David, along with his government class from Midwest City High School and their teacher, Mr. Ralph Thurman.

Senator Porter introduced Bishop A. L. Ponder, House Chaplain for the week, and his daughter, Deborah.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 1, 1980, of Enrolled SBs 512 and 539.

COMMITTEE REPORTS

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

DO PASS, as amended:

HB 1642 — Appropriations and Budget.

GENERAL ORDER

HB 1079 by Bengtson and Duckett of the House and Boatner of the Senate was read and considered.

Upon motion of Senator Boatner, **HB 1079** was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **HB 1079** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1079 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Crow, Keller, Nickles, Smith and Stipe.—5.

The bill passed.

Senator Crow asked to be shown present, which was the order, and desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 44. Excused: 4.

The emergency passed.

HB 1079 was referred for engrossment.

GENERAL ORDER

HB 1565 by Manar of the House and Terrill and Taliaferro of the Senate was read and considered.

Senator Terrill moved to amend **HB 1565**, Page 2, Line 13, by deleting after the word "dealer." the period, and adding the following language: "which loan occurs without financial remuneration in the form of a fee or lease charge.", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1565**, Page 2, Line 1, after the word "coverage" and before the word "with" a comma, which amendment was declared adopted.

Upon motion of Senator Terrill, **HB 1565**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1565**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1565 was read for the third time at length.

On the question of passage of the bill, 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, Leonard, Luton, McCune, McDaniel,

Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Martin, Porter and Young.—3.

Excused: Keller, Nickles, Smith and Stipe.—4.

The bill passed.

HB 1565 was referred for engrossment.

Senator Watson presiding.

GENERAL ORDER

HB 1532 by Poulos, Baughman and Ford of the House and Wolfe, Cate and York of the Senate was read and considered.

Senator Wolfe moved to amend **HB 1532**, Page 5, Line 2½, by adding a new Section 3, providing for an emergency clause, which amendment was declared adopted.

Upon motion of Senator Wolfe, **HB 1532**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **HB 1532**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1532 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Ro-

zell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Howard, Keller, Nickles, Smith and Stipe.—5.

The bill and emergency passed.

HB 1532 was referred for engrossment.

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

GENERAL ORDER

HB 1894 by Graves of the House and Howell of the Senate was read and considered.

Upon motion of Senator Howell, **HB 1894** was advanced.

By unanimous consent, upon request of Senator Howell, **HB 1894** was placed on third reading and final passage.

THIRD READING

HB 1894 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Landis.—1.

Excused: Howard, Nickles, Smith, Stipe and Taliaferro.—5.

The bill passed.

HB 1894 was ordered withheld pursuant to Rule 19(f).

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1523 and 1582 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 456, 535, 576 and 610 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 1747 by Conaghan, Johnson (Don) and Elder of the House and Dahl of the Senate was read and considered.

Senator Berrong moved to amend **HB 1747**, Page 5, Line 13, by adding after the word "fund," and before the word "such", the following: " , if said State Insurance Fund is the lowest bid, after taking into account the premium tax being paid by any other bidder." , which amendment was declared adopted.

Upon motion of Senator Dahl, **HB 1747**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **HB 1747**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1747 was read for the third time at length.

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

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

Excused: Howard, Nickles, Smith, Stipe, Tinsley and York.—6.

The bill and emergency passed.

HB 1747 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1248, 1542, 1562, 1710, 1757, 1782 and 1921**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1622 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 1622** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1622** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1622 was read 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, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann, Watson and Wolfe.—38.

Nay: Giles, Leonard, Pierce and Young.—4.

Excused: Howard, Nickles, Smith, Stipe, Tinsley and York.—6.

The bill and emergency passed.

HB 1622 was referred for engrossment.

GENERAL ORDER

HB 1623 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 1623** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1623** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1623 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Talia-

ferro, Terrill, Vann, Watson, Wolfe, York and Young.—40.

Nay: Keating and Pierce.—2.

Excused: Howard, Nickles, Porter, Smith, Stipe and Tinsley.—6.

The bill and emergency passed.

HB 1623 was referred for engrossment.

GENERAL ORDER

HB 1643 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 1643**, Page 1, by crippling the Title, which amendment was declared adopted.

Upon motion of Senator crow, **HB 1643**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1643**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1643 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Howard, Nickles, Porter, Smith, Stipe and Terrill.—6.

The bill and emergency passed.

HB 1643 was referred for engrossment.

GENERAL ORDER

HB 1839 by Twidwell and Thompson (Mick) of the House and Dahl of the Senate was read and considered.

Upon motion of Senator Dahl, **HB 1839** was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **HB 1839** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1839 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howard, Nickles, Smith and Stipe.—4.

The bill and emergency passed.

HB 1839 was referred for engrossment.

Senator Luton presiding.

GENERAL ORDER

HB 1748 by Twidwell of the House and Schuelein of the Senate was read and considered.

Senator Schuelein moved to amend **HB 1748**, Page 2, Lines 15, 16 and 17 by striking after the word "vehicle" on Line 15, and through the word "Commission" on Line 17, all language, which amendment was declared adopted.

Senator Watson presiding.

Senator Landis moved to amend **HB 1748**, Page 3, Line 18, by striking after the word "Fund," all language and adding "of the County in which the vehicle was stored," which amendment was declared adopted.

Senator Pierce moved to amend **HB 1748**, Page 2, Lines 14 through 18, by striking the new language and restoring the old language, which amendment was withdrawn.

Upon motion of Senator Schuelein, **HB 1748**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, **HB 1748**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1748 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller,

Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—42.

Excused: Birdsong, Howard, Nickles, Smith, Stipe and York.—6.

The bill and emergency passed.

HB 1748 was referred for engrossment.

GENERAL ORDER

HB 1024 by Peterson of the House and Clifton of the Senate was read and considered.

Senator Howell asked to be named a co-author of **HB 1024**, which was the order.

Upon motion of Senator Clifton, **HB 1024**, as coauthored, was advanced.

By unanimous consent, upon request of Senator Clifton, **HB 1024**, as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1024 was read for the third time at length.

On the question of passage of 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howard, Nickles, Smith and Stipe.—4.

The bill and emergency passed.

HB 1024 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1909 by Duckett of the House and Capps of the Senate was read and considered.

Upon motion of Senator Capps, **HB 1909** was advanced.

By unanimous consent, upon request of Senator Capps, **HB 1909** was placed on third reading and final passage.

THIRD READING

HB 1909 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howard, Nickles, Smith and Stipe.—4.

The bill and emergency passed.

HB 1909 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1879 by Winn, et al, of the House and Dahl of the Senate was read and considered.

Senator Luton moved to commit **HB 1879** to the Committee on Judiciary, which motion was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Clifton, Crow, Crutcher, Howell, Keating, Keller, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Rozell, Vann, Watson, Wolfe and Young.—22.

Nay: Berrong, Birdsong, Boatner, Cate, Combs, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Kilpatrick, Landis, Pierce, Porter, Randle, Schuelein, Taliaferro, Tinsley and York.—21.

Excused: Howard, Nickles, Smith, Stipe and Terrill.—5.

MOTION TO RECONSIDER VOTE

Senator Luton moved to reconsider the vote whereby **HB 1879** was referred to the Committee on Judiciary.

Senator Lane raised a point of order stating the Senate had voted to commit **HB 1879** and a motion to reconsider not in order.

The Chair favorably ruled on the Lane point of order.

Senator Luton moved to appeal the ruling of the Chair, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Cain, Cate, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Kilpatrick, Landis, Luton, McDaniel, Miller, Porter, Randle, Schuelein, Taliaferro, Tinsley, Vann and York.—24.

Nay: Boatner, Capps, Clifton, Combs, Crow, Giles, Keating, Keller, Lamb, Lane, Leonard, McCune, Martin, Murphy, Pierce, Rozell, Terrill, Watson, Wolfe and Young.—20.

Excused: Howard, Nickles, Smith and Stipe.—4.

Senator Luton pressed the motion to reconsider the vote whereby **HB 1879** was referred to the Committee on Judiciary, which motion was declared adopted.

HB 1879 was considered further on General Order.

Senator Dahl moved that **HB 1879** be advanced, which motion was declared adopted.

By unanimous consent, upon request of Senator Dahl, **HB 1879** was placed on third reading and final passage.

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

THIRD READING

HB 1879 was read for the third time at length.

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

Aye: Terrill and Vann.—2.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Watson, Wolfe, York and Young.—42.

Excused: Howard, Murphy, Smith and Stipe.—4.

The bill failed.

GENERAL ORDER

HB 1846 by Peterson, et al, of the House and Clifton of the Senate was read and considered.

Senator Clifton moved that **HB 1846** be advanced.

By unanimous consent, upon request of Senator Clifton, **HB 1846** was placed on third reading and final passage.

THIRD READING

Senator Clifton asked unanimous consent that further consideration of **HB 1846** be deferred for this legislative day, which was the order.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, to move the deadline for third reading and final passage of House bills and/or Joint Resolutions for one week, to April 10, 1980. (Joint Rule 17(b)7.

GENERAL ORDER

HB 1849 by Davis (Frank) of the House and Clifton of the Senate was read and considered.

Upon motion of Senator Clifton, **HB 1849** was advanced.

By unanimous consent, upon request of Senator Clifton, **HB 1849** was placed on third reading and final passage.

THIRD READING

HB 1849 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe and York.—38.

Nay: Boatner, Crutcher, Giles, Miller, Taliaferro and Young.—6.

Excused: Howard, Murphy, Smith and Stipe.—4.

The bill passed.

HB 1849 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1746 by Conaghan, et al, of the House and Capps of the Senate was read and considered.

Senator Young moved to amend **HB 1746**, Page 9, Line 6, as follows: after the word "accident", and before the letter "C", by deleting sub-section (C).

Senator Capps moved to table the Young motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Dahl, Giles, Green, Howell, Johnson, Keating, Keller, Lamb, Lane, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Watson and Wolfe.—28.

Nay: Birdsong, Boatner, Cain, Combs, Cummins, Johnston, Kilpatrick, Landis, Luton, Terrill, Tinsley, Vann, York and Young.—14.

Excused: Howard, Murphy, Porter, Smith, Stipe and Taliaferro.—6.

Senator Cate moved to amend **HB 1746**, Page 31, Line 5½, by adding a new Section 1, to read as follows:

“The provisions of this chapter, requiring deposit of security, filing of proof of financial responsibility, and suspensions for failure to deposit security or file proof of financial responsibility, subject to certain exemptions, shall apply to the driver and owner of any vehicle of a type subject to registration under the motor vehicle laws of this state which is in any manner involved in an accident upon the highways of this state, which accident has resulted in bodily injury to or death of any person or damage to the property of any one person in excess of [**One Hundred Dollars (\$100.00)**] **THREE HUNDRED DOLLARS (\$300.00).**”

, which amendment was declared adopted.

Senator Keating moved to amend **HB 1746**, Page 21, Line 17½, by adding a new Section 10 and renumbering:

SECTION 10. “Suspension of license and registration. — Every owner of a motor vehicle registered in this state who operates the vehicle or permits it to be operated in this state when he knows or should have known that he has failed to maintain security as required under Section 1 of this act shall be subject to suspension of license and registrations in accordance with the provisions of Section 7-206 of this title and such suspension shall remain in effect until the requirements of Section 7-212 of this title have been met. **SUSPENSION UNDER THIS ACT SHALL BE IMMEDIATE FOLLOWING NOTICE TO THE OWNER PROVIDED BY THE DEPARTMENT WITHIN THIRTY (30) DAYS OF THE DEPARTMENT’S RECEIPT OF EVIDENCE OF FAILURE TO MAINTAIN SECURITY.**”

, and renumber subsequent sections and amend the title, which amendment was declared adopted.

Senator Keller moved to amend **HB 1746**, Page 31, Line 6, by deleting all of Section 13, which amendment was declared adopted.

Senator Berrong moved to amend **HB 1746**, Page 9, Line 6, by striking after the word “is”, and before the word “between”, the word “writing” and adding the following language: “in a separate written endorsement”, which amendment was declared adopted.

Senator Wolfe moved to amend **HB 1746**, by adding a new Section 2 as follows:

“**SECTION 2.** 47 O.S. 1971, Section 7-202, is amended to read as follows:

Section 7-202. (a) The Department, not less than twenty (20) days after receipt of a report of an accident as described in the preceding section, shall determine the amount of security which shall be sufficient in its judgment to satisfy any judgment or judgments for damages resulting from such accident as may be recovered against each driver or owner. Such determination shall not be made with respect to drivers or owners who are exempt under succeeding sections of this chapter from the requirements as to security and suspension.

(b) The Department shall determine the amount of security deposit required of any person upon the basis of the reports or other information submitted. In the event a person involved in an accident as described in this chapter fails to make a report or submit information indicating the extent of his injuries or the damage to his property within fifty (50) days after the accident and the Department does not have sufficient information on which to base an evaluation of such injuries or damage, then the Depart-

ment after reasonable notice to such person, if it is possible to give such notice, otherwise without such notice, shall not require any deposit of security for the benefit or protection of such person.

(c) The Department not less than fifty (50) days after receipt of report of any accident referred to herein and upon determining the amount of security to be required of any person involved in such accident or to be required of the owner of any vehicle involved in such accident shall give written notice by **[registered mail or certified mail, postage prepaid, mailed to the last known address taken from the records on file,]** MAIL BY RETURN RECEIPT REQUESTED AND TO BE SIGNED FOR BY THE ADDRESSEE OR HIS AGENT AT SUCH ADDRESS, OR BY PERSONAL SERVICE, to every such person of the amount of security required to be deposited by him and that an order of suspension will be made to become effective upon the expiration of ten (10) days after the **[sending]** RECEIPT of such notice unless within said time security be deposited as required by said notice."

, and renumbering, which amendment was tabled upon motion of Senator Capps.

On motion of Senator Capps, **HB 1746** was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, **HB 1746**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1746 was read for the third time at length.

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

Aye: Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles,

Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe and York.—36.

Nay: Boatner, Landis and Young.—3.

Excused: Birdsong, Howard, Murphy, Porter, Smith, Stipe and Taliaferro.—7.

*Not voting: Berrong and Crutcher.—2.

*Senators Berrong and Crutcher asked to be shown "not voting" on **HB 1746** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill passed.

HB 1746 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1461, 1614, 1619, 1624, 1632, 1640, 1650 and 1936, as amended.

Advising rejection of SAs to Engrossed HBs 1615, 1621, 1626, 1628, 1629, 1630, 1638, 1641, 1649 and 1651, 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 conferences was ordered granted on the following: **HBs 1615, 1621, 1626, 1628, 1629, 1630, 1638, 1641, 1649 and 1651**; said bills to be referred to GCCA, when appointed.

PENDING CONSIDERATION OF HAS

HAs to **SB 384** were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs to SB 384**.

SB 384, 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, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—39.

Excused: Birdsong, Howard, Landis, Murphy, Porter, Smith, Stipe, Taliaferro and York.—9.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 527**, coauthored by Elder (Principal), Hobson, Duckett, Hastings and Vaughn of the House.

The above numbered Bill was referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 456, 535, 576 and 610**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF HAS

HAs to SB 387 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs to SB 387**.

SB 387, 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, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Nickles, Randle, Rozell, Schuelein, Tinsley, Vann, Watson, Wolfe and Young.—36.

Nay: Pierce.—1.

Excused: Birdsong, Howard, Landis, Miller, Murphy, Porter, Smith, Stipe, Taliaferro, Terrill and York.—11.

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 390 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs to SB 390**.

SB 390, 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard,

Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Birdsong, Landis, Murphy, Porter, Smith, Stipe and Taliaferro.—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 passage of and returning Engrossed SBs 171, 383, 423 and 470 each as amended and SBs 439, 491, 590 and 591 each as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 171 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 171** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 383 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 383** were not printed in

full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 423 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 423** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 439 were read as follows and consideration deferred.

Authors: Add the following coauthors: Davis (Guy), Harbin, Conaghan, Reimer, Hill, Milacek, Anderson, Harper and Manar 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 439** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 470 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 20 through Page 2, Line 31, by deleting all language in "SECTION 1".

Amendment No. 2. Amend Page 2, Line 32, by renumbering the present "SECTION 2" to read "SECTION 1", and by renumbering succeeding sections accordingly.

Amendment No. 3. Amend Title, Lines 10 and 10½, after the word "SECTIONS", by deleting the language "2458, AS LAST AMENDED BY SECTION 1, CHAPTER 77, O.S.L. 1978," and Lines 11 through 12½, by deleting the language "(68 O.S. SUPP. 1979, SECTION 2458); PROVIDING FOR DUTIES, POWERS, AUTHORITY AND MEMBERSHIP FOR BOARD OF EQUALIZATION AND EXCISE BOARDS; PROVIDING COMPENSATION".

HOUSE AMENDMENTS

HAs to SB 491 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 the Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, **HAs to SB 491** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 590 were read as follows and consideration deferred.

Authors: Add the following coauthors: Showing Thompson (Mick) as Principal

author and show Johnson (Don), Vaughn and Holden of the House as coauthors.

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 590** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 591 were read as follows and consideration deferred.

Authors: Add the following coauthor: Kelly of the House.

Amendment No. 1. Amend Page 2, Line 31½, by adding a new subsection C to read as follows:

"C. A veterinarian shall not be required to hire a licensed animal technician."

PENDING CONSIDERATION OF HAS

HAs to SB 400 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs to SB 400**.

SB 400, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard,

Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Birdsong, Landis, Murphy, Porter, Smith, Stipe and Taliaferro.—7.

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 417 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAS to SB 417**.

SB 417, 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, Cul-lison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: McCune.—1.

Excused: Birdsong, Landis, Murphy, Porter, Smith, Stipe and Taliaferro.—7.

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 422 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAS to SB 422**.

SB 422, 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, Cul-lison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Birdsong, Landis, Murphy, Porter, Smith, Stipe and Taliaferro.—7.

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 425 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAS to SB 425**.

SB 425 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, Cul-

lison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann, Wolfe, York and Young.—39.

Nay: Pierce and Watson.—2.

Excused: Birdsong, Landis, Murphy, Porter, Smith, Stipe and Taliaferro.—7.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Watson presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of AMZI G. GOSSARD, Oklahoma City, as a member of the State Mining Board, to serve an unexpired term ending April 19, 1983. Ms. Gossard succeeds Paul Scroggins.

The Senate, in executive session, and upon motion of Senator Leonard, advised and consented to the confirmation of FRANK ALVIN GRUVER, Guymon, as a member of the Liquefied Petroleum Gas Board, to serve an unexpired term ending June 30, 1980. Mr. Gruver succeeds Gene Sabin.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of GAYLE JONES, Oklahoma City, as a member of the State Textbook Committee, to serve a 3-year term ending July 1, 1982. Ms. Jones succeeds Betsy Doenges.

The Senate, in executive session, and upon motion of Senator Randle, advised and consented to the confirmation of CHARLES M. NOBLES, Tulsa, as a member of the Oklahoma Employment Security Commission, to serve a 6-year term ending July 2, 1985. Mr. Nobles succeeds Bill Shields.

The Senate, in executive session, and upon motion of Senator Berrong, advised and consented to the confirmation of W. H. REDMAN, Goltry, as a member of the Oklahoma Industrial Finance Authority, to serve a 6-year term ending October 11, 1985. Mr. Redman succeeds Thomas S. Sisson.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to the following Engrossed HBs, requesting Conference and naming Conferees: **HB 1612** — Davis (Don), Draper and Deatherage; **HB 1637** — Davis (Don), Weichel and Dunn.

COMMUNICATION

The following communication from the Joint Legislative Ethics Committee was received and ordered printed in the Journal for this legislative day upon request of Senator Dahl, Chairman:

Lobbyists registrations received March 1, 1980 through March 31, 1980: (Including organizations represented)

Dixon, Walter T., Service Corporation International; Hahn/Cook Funeral Home, Inc.; Resthaven Memory Gardens of Oklahoma City Trust.

Howell, Peter B. Jr., American Airlines, Inc.

Hunt, David D., Resthaven Memory Gardens of Oklahoma City Trust.

Lobbyists registration has been terminated upon request of the following:

Durbin, Deborah, National Association of Social Workers, as of 12-1-79.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand

adjourned to meet Wednesday, April 2, 1980, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1024, 1725, 1849, 1894 and 1909 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 5:45 p.m. to meet Wednesday, April 2, 1980, at 1:30 p.m.

Fiftieth Legislative Day

Wednesday, April 2, 1980

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, Giles, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Howard, Howell, Kilpatrick, Lane, Terrill and Wolfe.—6.

Senator Boatner declared a quorum present.

The following prayer was offered by Dr. Wicker, and incorporated into the Journal upon request of Senator Lamb.

Holy Father, Your will.
Blessed Jesus, Your way.
Holy Spirit, Your work.

Nothing more, nothing less, nothing else,
in Jesus' name, Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Rozell introduced his wife, Carol, his daughter-in-law, Sonja and his daughter, Rene.

Senator Pierce introduced the Nurse of the Day, Dorothy Sellmeyer, R.N., Vinita.

Senator McCune introduced Hannah Soadah, M.D., Oklahoma City, as the Doctor of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 2, 1980, of Enrolled SB 634.

GENERAL ORDER

HB 1075 by Peterson of the House and Porter of the Senate was read and considered.

Upon motion of Senator Porter, **HB 1075** was advanced to engrossment.

By unanimous consent, upon request of Senator Porter, **HB 1075** was considered en-

grossed and placed on third reading and final passage.

THIRD READING

HB 1075 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, Giles, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—40.

Nay: Dahl.—1.

Excused: Howard, Howell, Kilpatrick, Lane, Leonard, Terrill and Wolfe.—7.

The bill passed.

HB 1075 was referred for engrossment.

DECLARATION OF VOTE

Senator Berrong asked that the record reflect had he been present at the time of third reading and final passage of **HBs 1077, 1499, 1542, 1597, 1612, 1613, 1628, 1637, 1705, 1733, 1757, 1765, 1770, 1779, 1822, 1868, 1869, 1903 and 1907** when the votes were taken he would have voted "Aye", and on **HBs 1461, 1545, 1576, and 1706** he would have voted "No", and on fourth reading and final passage on **SBs 298, 392 and 394** he would have voted "Aye", which was the order.

Senators Howard and Howell asked to be shown present, which was the order.

GENERAL ORDER

HB 1756 by Bradley, et al, of the House and York and Landis of the Senate was read and considered.

Senator Giles asked to be named a co-author of **HB 1756**, which was the order.

Senators Taliaferro, Giles and Capps moved to amend **HB 1756**, Page 4, Line 9½, by inserting a new Section 2, to read as follows and by renumbering subsequent sections and conform the Title thereto:

"SECTION 2. Section 1, Chapter 56, O.S.L. 1972, as amended by Section 5, Chapter 55, O.S.L. 1977 (47 O.S. Supp. 1979, Section 14-118), is amended to read as follows:

Section 14-118. (a) Pursuant to such rules and regulations as may be prescribed by Oklahoma regulatory agencies of jurisdiction, Oklahoma motor carriers may engage in any activity in which carriers subject to the jurisdiction of the federal government may be authorized by federal legislation to engage. Provided further, the Transportation Commission shall formulate, for the State Trunk Highway System, including the National System of Interstate and Defense Highways, and for all other highways or portions thereof, rules and regulations governing the movement of vehicles or loads which exceed the size or weight limitations specified by the provisions of Chapter 14 of this title. Such rules and regulations shall be the basis for the development of a system by the Commissioner of Public Safety for the issuance of permits for the movement of oversize or overweight vehicles or loads and shall include, but not be limited to, provisions for duration, seasonal factors, hours of the day or days when valid, special requirements as to flags, flagmen and warning or safety devices, and other such items as may be consistent with the intent of this section. The permit system shall include provisions

for a monthly account payment method and for required bonding by applicants using said monthly procedure as well as for the issuance of said permits by telephone as well as by telegram and may include provisions for the sale of permits in book form or such other methods of issuance as may be deemed feasible. It is the purpose of this section to permit the movement of necessary overweight and oversize vehicles or loads consistent with the following obligations:

1. Protection of motoring public from potential traffic hazards;
2. Protection of highway surfaces, structures, and private property; and
3. Provision for normal flow of traffic with a minimum of interference.

(b) The Transportation Commission shall prepare and publish a map of the State of Oklahoma showing by appropriate symbols the various highway structures and bridges in terms of maximum size and weight restrictions. This map shall be titled "Oklahoma Load Limit Map" and shall be revised periodically to maintain a reasonably current status and in no event shall a period of two (2) years lapse between revisions and publication of same.

(c) The Commissioner of Public Safety, or his authorized representative, shall have the authority, within the limitations formulated under provisions of Chapter 14 of this title, to issue, withhold or revoke special permits for the operation of vehicles or combinations of vehicles or loads which exceed the size or weight limitations of Chapter 14 of this title. Every such permit shall be carried in the vehicle or combination of vehicles to which it refers and shall be open to inspection by any police officer or authorized agent of any authority granting such permit, and no person shall violate any of the terms or conditions of such special permit.

(d) It shall be permissible in the transportation of empty trucks on any road or high-

way to tow by use of saddle mounts, i.e., mounting the front wheels of one vehicle on the bed of another leaving the rear wheels only of such towed vehicle in contact with the roadway. One or more vehicles may be full mounted on the towing or towed vehicles engaged in any driveway or towaway operation. No more than three saddle mounts may be permitted in such combinations. The towed vehicles shall be securely fastened and operated under the applicable safety requirements of the United States Department of Transportation and such combinations shall not exceed an overall length of sixty-five (65) feet.

(e) The Commissioner of Public Safety, upon application of any person engaged in the transportation of forest products in the raw state, which is defined to be tree length logs moving from the forest directly to the mill, or upon application of any person engaged in the transportation of overwidth or overheight equipment used in soil conservation work as described in Section 22.5-1 of this title, OR UPON APPLICATION OF ANY PERSON ENGAGED IN THE HAULING OF ROUND BALED HAY WITH A TOTAL OUTSIDE WIDTH OF LESS THAN ELEVEN (11) FEET, shall issue an annual permit, upon payment of a fee of Twenty-five Dollars (\$25.00) each year, authorizing the operation by such persons of such motor vehicle load lengths AND WIDTHS upon the highways of this state except on the National System of Interstate and Defense Highways.

(f) Farm equipment shall be exempted from the requirement for special permits due to size. However, such equipment shall not move on any highway during the hours of darkness and shall be subject to limitations formulated under other provisions of Chapter 14 of this title.

(g) Any rubber-tired road construction vehicle including rubber-tired truck cranes and special mobilized machinery either self-pro-

pelled or drawn carrying no load other than its own weight, but which is overweight by any provisions of this chapter, shall be permitted to move on the highways of the State of Oklahoma, except on the Federal Interstate System of Highways. The weight of any such vehicle shall not exceed six hundred fifty (650) pounds multiplied by the nominal width of the tire. Such vehicle shall be required to carry the safety equipment adjudged necessary for the health and welfare of the driving public. If any such vehicle travels and does not come under the other limitations of the present laws, it shall be deemed that the same shall travel only between the hours of sunrise and sunset. Said vehicles, except special mobilized machinery, shall be exempt from the laws of Oklahoma relating to motor vehicle registration, licensing or other in lieu of ad valorem fees."

, which amendment was declared adopted.

Upon motion of Senator York, **HB 1756**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1756**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1756 was read 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, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe,

Taliaferro, Tinsley, Vann, Watson, York and Young.—44.

Excused: Kilpatrick, Lane, Terrill and Wolfe.—4.

The bill and emergency passed.

HB 1756 was referred for engrossment.

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

GENERAL ORDER

HB 1872 by Hastings, Kane and Manar of the House and Martin of the Senate was read and considered.

Upon motion of Senator Martin, **HB 1872** was advanced.

By unanimous consent, upon request of Senator Martin, **HB 1872** was placed on third reading and final passage.

THIRD READING

HB 1872 was read for the third time at length.

On 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, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Kilpatrick, Lane, Stipe, Terrill and Wolfe.—5.

The bill and emergency passed.

HB 1872 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1790 by Fried and Duckett of the House and York of the Senate was read and considered.

Upon motion of Senator York, **HB 1790** was advanced.

By unanimous consent, upon request of Senator York, **HB 1790** was placed on third reading and final passage.

THIRD READING

HB 1790 was read for the third time at length.

On the question of passage of the bill 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, Lamb, Landis, Leonard, Luton, McCune, McDaniell, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—43.

Nay: Rozell.—1.

Excused: Kilpatrick, Lane, Wolfe and Young.—4.

The bill and emergency passed.

HB 1790 was ordered withheld pursuant to Rule 19(f).

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1079, 1532, 1565, 1622, 1623, 1643, 1746, 1747, 1748 and 1839 were each

correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 384, 387, 390, 400, 417, 422, 425, and 527 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 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	Murphy
Denman	Stephenson
Dunn	Steward
Elder	Weichel
Fitzgibbon	Whorton
Fried	Willis
Hopkins	

Alternates:

Abbott	Duke
Atkins	Johnson (Don)
Caldwell	

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	Smith
Dahl	Stipe
Schuelein	Terrill

Kilpatrick	Tinsley
Martin	Vann
Randle	Watson
Rozell	

Alternates:

Johnson	Luton
Lamb	York
Lane	

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 51**, coauthored by Atkins (Principal) and Glover of the House and **SCR 52**.

The above numbered Resolutions were referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1024, 1461, 1614, 1619, 1624, 1632, 1640, 1650, 1725, 1849, 1894, 1909 and 1936**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1853 by McCorkell, et al, of the House and Cain, Porter, Stipe, Capps, Clifton, Combs, Cullison, Cummins, Keating, Keller, Lamb, Landis, McCune, Murphy, Randle, Taliaferro, Tinsley, Vann and Watson of the Senate was read and considered.

Senators Crutcher, Luton, Howell, York and Miller asked to be named coauthors of **HB 1853**, which was the order.

Senator Cain moved to amend **HB 1853**, Page 2, Line 3, by inserting after the word "person", and before the word "in", "licensed by the State of Oklahoma", which amendment was declared adopted.

Senator Smith moved to amend **HB 1853**, Page 4, Line 26, by adding after the word "facility" and before the semicolon, the following: "unless they are appointed by the court", which amendment was declared adopted.

Senator Smith moved to amend **HB 1853**, Page 6, Line 13, by inserting after the word "facility", and before the word "is", the following: "other than a Room and Board Home.", which amendment was declared adopted.

Senator Smith moved to amend **HB 1853**, Page 36, Lines 20 through 25, by deleting all language, and relettering subsequent paragraphs of Section 39, which amendment was declared adopted.

Upon motion of Senator Cain, **HB 1853**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cain, **HB 1853**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1853 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Nay: Boatner.—1.

Excused: Kilpatrick, Lane and Wolfe.—3.

The bill passed.

HB 1853 was referred for engrossment.

GENERAL ORDER

HB 1080 by Bengtson, et al, of the House and Luton of the Senate was read and considered.

Senator Luton moved to amend **HB 1080**, Page 2, Line 2, by adding a new Section 2 and renumber succeeding sections:

“Section 2. Liability for injury, disability, death or tortious acts of such officer while so employed in an ‘off-duty’ capacity, shall be borne by that employing, non-governmental entity.”

Senator Luton asked unanimous consent, which was granted, that further consideration of **HB 1080**, with amendment attached, be deferred temporarily.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 364** and **445** each as amended and **SB 471**, as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 364 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 32, by inserting after the word and comma “ADMINISTRATOR,” and before the word “THE” the following language: “UPON APPLICATION TO AND APPROVAL BY THE COURT,”.

HOUSE AMENDMENTS

HAs to SB 445 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 9½ through 17½, and substituting in lieu thereof the following:

“(Criminal Procedure — Amending 22 O.S. 1971, Section 1111 — Effective Date)”.

HOUSE AMENDMENTS

HAs to SB 471 were read as follows and consideration deferred.

Authors: Add the following coauthors: Manar and Wilson of the House.

Amendment No. 1. Amend Page 1, Line 20, by adding after the word and period “municipality.” the following language: “Such utility deposits shall earn interest at a rate of eight percent (8%) per annum.”

GENERAL ORDER

HB 1695 by Holden, et al, of the House and Crutcher of the Senate was read and considered.

Upon motion of Senator Crutcher, **HB 1695** was advanced to engrossment.

By unanimous consent, upon request of Senator Crutcher, **HB 1695** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Smith moved the vote be reconsidered whereby **HB 1695** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Smith moved the vote be reconsidered whereby **HB 1695** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Boatner presiding.

Senator York moved to amend **HB 1695**, Page 44, Line 7, by deleting paragraph 4 and renumbering subsequent paragraphs, which amendment failed of adoption upon a division of the question.

Senator Crutcher moved to amend **HB 1695**, Page 1, by restoring the Title, which amendment was declared adopted.

Senator Crutcher moved to amend **HB 1695**, Page 15, Line 1, Section 4.D. by adding the word "or" after the comma following the word "agent", which amendment was declared adopted.

Senator Crow presiding.

Senator Smith moved to amend **HB 1695**, Page 15, Line 3, Section 4.D. by changing the comma to a semicolon after the word "agent" and striking the following language on Lines 3, 4, 5 and 6: "OR TO A FINANCIAL INSTITUTION LICENSED AND REGULATED BY THE OKLAHOMA BANKING DEPARTMENT OF WHICH HE IS AN OFFICER, EMPLOYEE OR AGENT;" and on Page 15, Line 9, Section 4.D., change the period to a semicolon after the word "section" and adding the following language: "and provided further that any person duly licensed as a limited insurance representative engaged only in the sale of credit or mortgage life insurance or credit or mortgage accident and health insurance in connection with a credit transaction by which satisfaction of a debt in whole or in part is a provided benefit, may pay his commissions or assign his commissions or direct that his commissions be paid to a financial institution or supervised lender licensed and regulated under the laws of the State of Oklahoma or of any state or of the United States.", which amendment was declared adopted.

Upon motion of Senator Crutcher, **HB 1695**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crutcher, **HB 1695**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1695 was read for the third time at length.

On the question of passage of the bill 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, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Kilpatrick, Lane, Pierce and Wolfe.—4.

The bill and emergency passed.

HB 1695 was referred for engrossment.

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

GENERAL ORDER

HB 1926 by Wiseman, et al, of the House and Crow, Stipe, Clifton and Cummins of the Senate was read and considered.

Senators Green and Combs asked to be named coauthors of **HB 1926**, which was the order.

Senator Martin moved to amend **HB 1926**, Page 2, Line 4, by adding after the word "directly", and before the word "results", the words "or indirectly", which amendment was declared adopted.

Senator Keating moved to amend **HB 1926**, Page 2, Line 9, by adding after the word "thereto" and before the word "placed", the words "including energy savings devices", which amendment was declared adopted.

Senator Cate moved to amend **HB 1926**, Page 3, Line 10, by adding after the word "be" the following: "multiplied by", which amendment was declared adopted.

Senators Kilpatrick and Howell moved to amend **HB 1926**, Page 4, Line 4½, by adding a new paragraph D as follows and renumbering subsequent paragraphs:

"D. The credit authorized in subsection A. shall not be allowed to any person, firm, corporation or other legal entity, which utilizes or engages in its activity or function any assets of a trust created pursuant to Section 176 et seq. of Title 60 of the Oklahoma Statutes and such assets are determined to be exempt from ad valorem taxation in this state."

, which amendment was declared adopted.

Senator Cain moved to amend **HB 1926**, Page 4, Line 9, by adding after the word "period.", a new Section 3 as follows and renumbering:

"Section 3. This tax credit and the provisions of this bill shall be terminated as of January 1, 1983."

Senator Pierce moved to table the Cain motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnston, Keating, Keller, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Rozell, Stipe, Terrill, Tinsley, Vann and Watson.—31.

Nay: Boatner, Cain, Howell, Johnson, Kilpatrick, Landis, Murphy, Schuelein, York and Young.—10.

Excused: Capps, Howard, Lane, Porter, Smith, Taliaferro and Wolfe.—7.

Upon motion of Senator Crow, **HB 1926**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1926**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1926 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnston, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Smith, Stipe, Terrill, Tinsley, Vann, Watson and Young.—34.

Nay: Boatner, Cain, Johnson, Kilpatrick, Murphy, Porter, Rozell, Schuelein and York.—9.

Excused: Capps, Howard, Lane, Taliaferro and Wolfe.—5.

The bill passed.

HB 1926 was referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUESTS FOR CONFERENCE

Upon motion of Senator Luton, the requests of the Honorable House for conference on the following Engrossed **HBS** was ordered granted, President Pro Tempore Howard appointing as Conferees the following:

HB 1612 — Senators Crow, Boatner and Howard.

HB 1637 — Senators Crow, Cummins and Dahl.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 505**, as coauthored by Fair, Alexander, Conaghan, Duckett, Twidwell, Camp, Combs, Cotner, Cunningham, Davis (Frank), Davis (Guy), Feddersen, Graves, Holaday, Hooper, Kerr, Lancaster, McCaleb, Manar, Mentzer, Monks, Murphy, Rieger, Shurden, Talley, Townsend, Vaughn, Wilson, Duke, Denman, Gray, Hill, Johnson (Don), Manning, Morgan, Thompson (Mick), Whorton and Steward of the House.

The above numbered bill was referred for enrollment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Terrill, **HAs** to **SB 280** were rejected, conference requested and President Pro Tempore Howard naming as Senate Conferees the following: Senators Terrill, Howell and Rozell.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 547**, as amended and co-authored.

HOUSE AMENDMENTS

HAs to **SB 547** were read as follows and consideration deferred.

Authors: Add the following coauthors: Monks and Arnold of the House.

Amendment No. 1. Amend Title, by striking Lines 7½ through 26½ and substituting in lieu thereof the following:

“(Motor Vehicles — Amending 47 O.S. Supp. 1979, Sections 22.1 and 22.15a — Effective Date)”.

Amendment No. 2. Amend Page 18, Line 27, by deleting after the word and comma “number,” and before the word “and” the word “restrooms” and substituting in lieu thereof the words “a restroom”.

GENERAL ORDER

HJR 1053 by Riggs, et al, of the House and Johnston and Johnson of the Senate was read and considered.

Senator Cain moved to amend **HJR 1053**, Page 3, Line 6, by inserting after the word “effect,” and before the word “Section 2,” the words “The said amendment shall in no way restrict the right of a person to use any form of birth control or intra-uterine devices.”

Senator Murphy presiding.

Senator Johnston moved to table the Cain motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Crow, Cullison, Cummins, Dahl, Giles, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Smith, Taliaferro, Tinsley, Watson and Young.—24.

Nay: Berrong, Boatner, Cain, Cate, Clifton, Combs, Crutcher, Green, Howard, Howell, Kilpatrick, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Terrill and York.—20.

Excused: Capps, Lane, Vann and Wolfe.—4.

Upon motion of Senator Johnston, **HJR 1053** was advanced to engrossment.

By unanimous consent, upon request of Senator Johnston, **HJR 1053** was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1053 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Watson and Young.—34.

Nay: Cain, Cate, Clifton, Green, Howell, Miller, Randle, Terrill and York.—9.

Excused: Howard, Lane, McDaniel, Vann and Wolfe.—5.

The Chair advised the Senate that Senator Howard, having been present in the Chamber at the time the vote was taken on **HJR 1053**, would be shown voting “no” in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 34. Nay: 10. Excused: 4.

The resolution passed.

MOTION TO RECONSIDER VOTE

Senator Lamb moved that the vote be reconsidered whereby **HJR 1053** passed, as provided in Senate Rule 19(b).

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs **384, 387, 390, 400, 417, 422, 425 and 527**.

The above Enrolled Bills were referred to the Governor.

GENERAL ORDER

HB 1080, previously considered and deferred with amendment attached, was considered further.

Senator Luton moved as a substitute amendment to amend **HB 1080**, Page 2, Line 1½, by adding after the word “duty”, a new paragraph as follows:

“Nothing herein shall impose liability upon the governmental entity, by whom the law enforcement officer is employed, for actions of the said officer, in the course of his employment by a nongovernmental entity.”

, which substitute motion to amend was declared adopted.

Upon motion of Senator Luton, **HB 1080**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1080**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1080 was read for the third time at length.

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

Aye: Berrong, Boatner, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Keating, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Watson, York and Young.—34.

Nay: Cain, Crow, Johnson, Leonard, Miller, Randle and Terrill.—7.

Excused: Birdsong, Howard, Johnston, Lane, Porter, Vann and Wolfe.—7.

The bill and emergency passed.

HB 1080 was referred for engrossment.

THIRD READING

HB 1846 was read 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—43.

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

The bill and emergency passed.

HB 1846 was withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising that the House has, by unanimous consent, suspended Joint Rule 17(b)7, moving the deadline for Third Reading of Senate measures in the House to April 10, 1980, the 55th legislative day.

GENERAL ORDER

HB 1719 by Harbin of the House and Stipe of the Senate was read and considered.

Upon motion of Senator Stipe, **HB 1719** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1719** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1719 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Excused: Birdsong, Lane, McDaniel, Pierce, Porter, Vann and Wolfe.—7.

The Chair advised the Senate that Senator Pierce, having been present in the Chamber at the time the vote was taken on **HB 1719**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 41. Nay: 1. Excused: 6.

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: 42. Excused: 6.

The emergency passed.

HB 1719 was referred for engrossment.

Senator Crow presiding.

GENERAL ORDER

HJR 1068 by Holt, et al, of the House and Murphy and Nickles of the Senate was read and considered.

Upon motion of Senator Murphy, **HJR 1068** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HJR 1068** was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1068 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, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—40.

Nay: Crow and Landis.—2.

Excused: Birdsong, Howell, Lane, Porter, Vann and Wolfe.—6.

The Chair advised the Senate that Senator Howell, having been present in the Chamber during the vote on **HJR 1068**, would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 40. Nay: 3. Excused: 5.

The resolution passed.

Senators Howell and Landis desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42. Nay: 1. Excused: 5.

The emergency passed.

HJR 1068 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising of change in Conferees on Engrossed **HB 1612**, as follows: Remove Draper as a Conferee; Add Elder as Conferee.

Senator Murphy presiding.

PENDING CONSIDERATION OF HAS

HAS to **SB 293** were called up for consideration.

Upon motion of Senator York, the Senate concurred in **HAS** to **SB 293**.

SB 293, 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, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, How-

ard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Nay: Pierce.—1.

Excused: Birdsong, Lane, Nickles, Porter, Vann and Wolfe.—6.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION — HAS

Upon motion of Senator Giles, **HAs to SB 491** were rejected and conference requested, President Pro Tempore Howard naming as Senate Conferees the following: Senators Giles, Howard and Tinsley.

PENDING CONSIDERATION OF HAS

HAs to SB 525 were called up for consideration.

Upon motion of Senator Giles, the Senate concurred in **HAs to SB 525**.

SB 525, 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, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Nay: Boatner.—1.

Excused: Birdsong, Lane, Nickles, Porter, Vann and Wolfe.—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 515 were called up for consideration.

Upon motion of Senator Martin, the Senate concurred in **HAs to SB 515**.

SB 515, 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, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—42.

Excused: Birdsong, Lane, Nickles, Porter, Vann and Wolfe.—6.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

HB 1873 by Arnold of the House and Green of the Senate was read and considered.

Senator Green moved to amend **HB 1873** by restoring the Title, which amendment was declared adopted.

Senator Green asked unanimous consent to strike the Enacting Clause, which was the order.

Senator Green asked unanimous consent, which was granted, that the action be rescinded by which the Title was restored, which was the order.

Upon motion of Senator Green, **HB 1873** was advanced.

By unanimous consent, upon request of Senator Green, **HB 1873** was placed on third reading and final passage.

THIRD READING

HB 1873 was read for the third time at length.

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

Aye: Boatner, Clifton, Combs, Dahl, Green, Keating, Murphy, Pierce, Schuelein, Stipe, Tinsley and York.—12.

Nay: Berrong, Cain, Capps, Cate, Crow, Crutcher, Cullison, Cummins, Giles, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Randle, Rozell, Smith, Taliaferro, Terrill, Watson and Young.—28.

Excused: Birdsong, Howard, Lane, McDaniel, Nickles, Porter, Vann and Wolfe.—8.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Green moved that the vote be reconsidered whereby **HB 1873** failed of passage, as provided in Senate Rule 19(b).

GENERAL ORDER

HB 1530 by Poulos, et al, of the House and Smith of the Senate was read and considered.

Senator Smith moved to amend **HB 1530**, by restoring the Title, which amendment was declared adopted.

Upon motion of Senator Smith, **HB 1530** was advanced.

By unanimous consent, upon request of Senator Smith, **HB 1530** was placed on third reading and final passage.

THIRD READING

HB 1530 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—40.

Excused: Birdsong, Howard, Lane, McDaniel, Nickles, Porter, Vann and Wolfe.—8.

The bill and emergency passed.

HB 1530 was ordered withheld, pursuant to Rule 19(f).

GENERAL ORDER

HB 1860 by Wiseman of the House and Smith of the Senate was read and considered.

Upon motion of Senator Smith, **HB 1860** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1860** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1860 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, Giles, Green, Howell, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—39.

Nay: Johnson and Keating.—2.

Excused: Birdsong, Howard, Lane, Nickles, Porter, Vann and Wolfe.—7.

The bill passed.

HB 1860 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Schuelein pressed his motion to reconsider the vote whereby **HB 1730** failed of passage, which motion to reconsider was

declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley and York.—34.

Nay: Combs, Crow, Keating, McCune, Pierce and Watson.—6.

Excused: Birdsong, Howard, Lane, Nickles, Porter, Vann, Wolfe and Young.—8.

THIRD READING

Senator Schuelein moved that the vote be reconsidered whereby **HB 1730** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Schuelein moved that the vote be reconsidered whereby **HB 1730** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Cate moved to amend **HB 1730**, Page 1, Lines 4 and 5, by restoring the bracketed language and striking new language, which amendment was declared adopted.

Senator Cate moved to amend **HB 1730**, Page 2, Lines 14 and 15, by restoring the bracketed language and striking new language, which amendment was declared adopted.

Upon motion of Senator Schuelein, **HB 1730**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, **HB 1730**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Schuelein moved that the vote be reconsidered whereby **HB 1730** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Schuelein moved that the vote be reconsidered whereby **HB 1730** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator McCune moved to amend the adopted Schuelein amendment to **HB 1730**, shown on Page 567, Page 3, Line 6, by striking the words on Lines 4 and 5 of the Schuelein amendment as follows: "or of laboratory supplies, medical supplies, pharmaceuticals", which amendment to the adopted Schuelein amendment was declared adopted.

Upon motion of Senator Schuelein, **HB 1730**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, **HB 1730**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1730 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, Dahl, Giles,

Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Watson and York.—34.

Nay: Cullison, Cummins, Landis, Smith, Taliaferro and Young.—6.

Excused: Birdsong, Clifton, Howard, Lane, Nickles, Porter, Vann and Wolfe.—8.

The bill passed.

HB 1730 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1466** and **1616**, requesting Conference and referring same to **GCCA**.

Advising rejection of **SAs** to Engrossed **HBs**, requesting Conference and naming Conferees, as follows:

HB 1041 — Duke, Willis and Murphy.

HB 1523 — Joiner, Hooper and Deatherage.

HB 1706 — Fried, Deatherage and Davis (Don).

HB 1868 — Davis (Frank), Elder and Henry.

PENDING SENATE ACTION ON HOUSE REQUESTS FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference was granted, President Pro Tempore Howard naming as Senate Conferees on the following bills: **HB 1041** — Senators Rozell, Stipe and Cate; **HB 1523** — Senators Rozell, Howard and Cate; **HB 1706** — Senators Howard, Randle and Rozell; **HB 1868** — Senators Clifton, York and Cate.

HBs 1466 and 1616 were referred to GCCA.

GENERAL ORDER

HB 1915 by Hopkins of the House and Smith of the Senate was read and considered.

Senator Smith asked unanimous consent, which was granted, that further consideration of **HB 1915** be deferred for this legislative day.

GENERAL ORDER

HB 1604 by Monks, et al, of the House and Luton of the Senate was read and considered.

Upon motion of Senator Luton, **HB 1604** was advanced.

By unanimous consent, upon request of Senator Luton, **HB 1604** was placed on third reading and final passage.

THIRD READING

HB 1604 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Watson, York and Young.—40.

Excused: Birdsong, Howard, Lane, Nickles, Porter, Terrill, Vann and Wolfe.—8.

The bill and emergency passed.

HB 1604 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1582, 1743 and 1907**, as amended.

GENERAL ORDER

HB 1544 by Poulos, et al, of the House and Crow of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1544** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1544** was placed on third reading and final passage.

THIRD READING

HB 1544 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Excused: Birdsong, Howard, Lane, Nickles, Porter, Vann and Wolfe.—7.

The bill and emergency passed.

HB 1544 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1547 by Poulos, et al, of the House and Crow of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1547** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1547** was placed on third reading and final passage.

Senator Lamb presiding.

THIRD READING

HB 1547 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Excused: Birdsong, Howard, Lane, Nickles, Porter, Vann and Wolfe.—7.

The bill and emergency passed.

HB 1547 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1771 by Hopkins of the House and Stipe of the Senate was read and considered.

Senator Stipe asked unanimous consent, which was granted, that further consideration of **HB 1771** be deferred for this legislative day.

GENERAL ORDER

HB 1942 by Steward of the House and Smith, Keating and Green of the Senate was read and considered.

Upon motion of Senator Smith, **HB 1942** was advanced.

By unanimous consent, upon request of Senator Smith, **HB 1942** was placed on third reading and final passage.

THIRD READING

HB 1942 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, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—37.

Nay: Crow, Johnston and McCune.—3.

Excused: Birdsong, Howard, Lane, Miller, Nickles, Porter, Vann and Wolfe.—8.

The bill passed.

HB 1942 was ordered withheld pursuant to Rule 19(f).

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 3, 1980, at 10:30 a.m., which motion prevailed.

BILLS RELEASED

HBs 1530, 1544, 1547, 1604, 1790, 1846, 1872 and 1942 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Luton, the Senate adjourned at 6:05 p.m. to meet Thursday, April 3, 1980, at 10:30 a.m.

Fifty-first Legislative Day

Thursday, April 3, 1980

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, Howell, Johnson, Johnston, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson and Young.—36.

Excused: Giles, Howard, Keating, Keller, Kilpatrick, Lane, Miller, Porter, Stipe, Terrill, Wolfe and York.—12.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Wicker, and incorporated into the Journal upon request of Senator Lamb.

Lord, as a nation we stand guilty before You. Continue to convict us of our sin and bring us to repentance. Father, I personally confess my sin to You and ask for forgiveness.

Our land needs healing desperately. As Your Word says, we "turn from our wicked ways." Thank You, Lord. I pray for these significant leaders that they may find Your best for their lives. In Jesus' name, Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

On behalf of Senator Keller, Senator Lamb introduced Sharon Wolf, R.N., Oklahoma City, as the Nurse of the Day.

Senator Pierce introduced James R. Taylor, M.D., Bartlesville, as the Doctor of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 3, 1980, of Enrolled **SB 527**.

COMMITTEE REPORTS

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

DO PASS:

HJR 1041 — Appropriations and Budget.

DO PASS, as amended:

HB 1442 — Appropriations and Budget, coauthored by Murphy of the Senate.

HB 1625 — Appropriations and Budget.

HB 1645 — Appropriations and Budget.

HB 1648 — Appropriations and Budget.

HB 1818 — Appropriations and Budget.

Senator Smith presiding.

GENERAL ORDER

HB 1735 by Hooper of the House and Taliaferro of the Senate was read and considered.

Upon motion of Senator Taliaferro, **HB 1735** was advanced.

By unanimous consent, upon request of Senator Taliaferro, **HB 1735** was placed on third reading and final passage.

THIRD READING

HB 1735 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson and Young.—35.

Nay: Rozell.—1.

Excused: Giles, Howard, Keating, Keller, Kilpatrick, Lane, Miller, Porter, Stipe, Terrill, Wolfe and York.—12.

The bill passed.

HB 1735 was ordered withheld pursuant to Rule 19(f).

Senators Porter, Kilpatrick, Keating and Keller asked to be shown present, which was the order.

GENERAL ORDER

HB 1798 by Sanders of the House and Green of the Senate was read and considered.

Senator Keating moved to amend **HB 1798**, Page 2, Line 1, by adding a new Section 1 as follows, and renumbering:

“Section 1. All charitable organizations created under Section 501 (C) (3) of the Internal Revenue Code shall make records of contributions and expenditures open for public inspection.”

Senator Young moved to table the Keating motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, York and Young.—33.

Nay: Berrong, Capps, Combs, Crow, Keating, Landis, Leonard, Martin and Watson.—9.

Excused: Giles, Lane, Miller, Randle, Terrill and Wolfe.—6.

The Chair advised the Senate that Senator Randle, having been present in the Chamber at the time the vote was taken on the Young motion to table the Keating motion to amend **HB 1798**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 33. Nay: 10. Excused: 5.

Upon motion of Senator Green, **HB 1798** was advanced to engrossment.

By unanimous consent, upon request of Senator Green, **HB 1798** was considered engrossed and placed on third reading and final passage.

Senators York, Stipe and Howard asked to be shown present, which was the order.

THIRD READING

HB 1798 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, Green, Howard, Howell, Keating, Keller, Kilpatrick, Landis, Leonard, Murphy, Pierce and Randle.—17.

Nay: Birdsong, Boatner, Crow, Crutcher, Cullison, Cummins, Dahl, Johnson, Johnston, Lamb, Luton, McCune, McDaniel, Martin, Nickles, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—25.

Excused: Giles, Lane, Miller, Terrill, Wolfe and York.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Green moved that the vote be re-

considered whereby **HB 1798** failed of passage, as provided by Senate Rule 19(b).

GENERAL ORDER

HB 1908 by Twidwell of the House and Johnston of the Senate was read and considered.

Senator Keating moved to amend **HB 1908**, Page 2, Line 8, by adding after the word "community", and before the semicolon, the following: "or in a community outside the State of Oklahoma", which amendment was declared adopted.

Upon motion of Senator Johnston, **HB 1908**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnston, **HB 1908**, as amended, was considered engrossed and placed on third reading and final passage.

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

THIRD READING

HB 1908 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, Crutcher, Cullison, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—31.

Nay: Birdsong, Boatner, Capps, Combs, Crow, Cummins, Giles, Keller, Landis and Luton.—10.

Excused: Lane, Leonard, Miller, Porter, Rozell, Terrill and Wolfe.—7.

The bill passed.

Senators Capps 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: 8. Excused: 7.

The emergency passed.

HB 1908 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1075, 1080, 1695, 1719, 1730, 1756, 1853, 1860, 1926 and **HJR 1068** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 505, 515 and 525 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCRs 51 and 52 were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HJR 1064 by Twidwell and Wilson of the House and Johnson and Stipe of the Senate was read and considered.

Upon motion of Senator Johnson, **HJR 1064** was advanced.

By unanimous consent, upon request of Senator Johnson, **HJR 1064** was placed on third reading and final passage.

THIRD READING

HJR 1064 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, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Dahl, , Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Landis, Leonard, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Vann, Watson, York and Young.—34.

Nay: Birdsong, Boatner, Capps, Combs, Cummins, Giles, Keller, Lamb, Luton and Tinsley.—10.

Excused: Lane, Miller, Terrill and Wolfe.—4.

The resolution and emergency passed.

HJR 1064 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

CS for **HB 1533** by Poulos, Baughman and Ford of the House and Wolfe of the Senate was read and considered.

Senators Luton and Howell asked to be named coauthors of **HB 1533**, which was the order.

Upon motion of Senator Luton, **HB 1533**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1533**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1533 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Howard, Lane, Miller, Terrill and Wolfe.—5.

The bill and emergency passed.

HB 1533 was referred for engrossment.

GENERAL ORDER

HB 1852 by McCorkell, Bengtson, Wilson and Kerr of the House and Cain and Stipe of the Senate was read and considered.

Senator Combs asked to be named a co-author of **HB 1852**, which was the order.

Upon motion of Senator Cain, **HB 1852**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Cain, **HB 1852**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1852 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—43.

Excused: Howard, Lane, Miller, Terrill and Wolfe.—5.

The bill passed.

HB 1852 was referred for engrossment.

GENERAL ORDER

CS for HB 1771 by Hopkins of the House and Stipe of the Senate was read and considered.

Senator Stipe moved to amend **HB 1771** as follows: Page 7, Line 18½, add "13. Oklahoma State Department of Public Health."; Page 10, Line 14, after the word "personnel", insert "except the Director"; Page 11, Line 2, after the word "personnel", insert "including the Director"; Page 11, Line 5, after the word "transportation", insert "said Director shall be charged with the responsibility of administering the data processing operations within the Department of Transportation as prescribed by this act, and of carrying out such other duties as may be prescribed by the Director of the Department of Transportation "; Page 15, Line 3, after the words "SECTION 7." add the following: "73 O.S. 1971, Section 64"; and on Pages 1 and 2, amending the Title to conform, which amendment was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Kilpatrick, Leonard, Luton, Martin, Murphy, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann and York.—22.

Nay: Berrong, Birdsong, Capps, Crow, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Pierce, Porter, Randle, Schuelein, Smith, Watson and Young.—21.

Excused: Howard, Lane, Miller, Terrill and Wolfe.—5.

Senator Keating moved to amend **HB 1771**, Page 15, Line 1, by adding after the word "gain", and before the word "shall", the words: "or for any illegal purpose", which amendment was declared adopted.

Senator McDaniel moved to amend **HB 1771**, Page 4, Lines 15, 16 and 17 by striking all language, which amendment was declared adopted.

Senator Keating moved to amend **HB 1771**, Page 15, Line 2, by striking all language and substituting "guilty of a felony", which amendment was declared adopted.

Upon motion of Senator Stipe, **HB 1771**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1771**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1771 was read for the third time at length.

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

Aye: Boatner, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Keat-

ing, Luton, Martin, Murphy, Rozell, Stipe, Taliaferro, Tinsley, Vann and York.—18.

Nay: Berrong, Birdsong, Cain, Capps, Cate, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Pierce, Porter, Randle, Schuelein, Smith, Watson and Young.—24.

Excused: Howard, Lane, Miller, Nickles, Terrill and Wolfe.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Stipe moved that the vote be reconsidered whereby **HB 1771** failed of passage, as provided in Senate Rule 19(b).

Senator Luton moved that the Senate stand recessed for fifteen minutes, which motion was declared adopted.

The Senate reassembled with Senator Randle presiding.

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

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1622** and **1623**, requesting Conference and referring same to **GCCA**.

Advising rejection of **SAs** to Engrossed **HBs**, requesting Conference and naming Conferees as follows: **HB 1077** — Peterson, Steward and Elder; **HB 1748** — Twidwell, Hooper and Lancaster.

PENDING SENATE ACTION ON HOUSE REQUESTS FOR CONFERENCE

Upon motion of Senator Luton, the requests of the Honorable House for Conference was granted on the following **HBs**, President Pro Tempore Howard naming as Senate Conferees the following: **HB 1077** — Senators Kilpatrick, Clifton and Birdsong; **HB 1748** — Senators Schuelein, Rozell and Cummins.

HBs 1622 and 1623 were referred to GCCA.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 293 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 concurrence in **SAs** to and passage of Engrossed **HB 1565** and **HB 1747**.

GENERAL ORDER

HB 1851 by Draper, Taylor, et al, of the House and Kilpatrick of the Senate was read and considered.

Senator Johnson asked to be named a co-author of **HB 1851**, which was the order.

Upon motion of Senator Kilpatrick, **HB 1851**, as coauthored, was advanced.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1851**, as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1851 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, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, McDaniel, Martin, Pierce, Porter, Schuelein, Taliaferro, Tinsley, Watson and York.—29.

Nay: Birdsong, Boatner, Crutcher, Howell, Landis, Luton, Murphy, Randle, Rozell, Smith, Stipe, Vann and Young.—13.

Excused: Howard, Lane, Miller, Nickles, Terrill and Wolfe.—6.

The bill passed.

Senators Stipe, Murphy, Luton, Landis, Birdsong and Randle 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 1851 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs**, and naming House Conferees as follows: **SB 280** — Holt, Abbott and Elder; **SB 491** — Weichel, Dunn and Davis (Frank).

GENERAL ORDER

HB 1915, previously read and considered on Page 618, was considered further.

Senator Luton moved to amend **HB 1915**, Page 2, Line 5, by adding after the word "more" and before the word "which" on

Line 6, the following: "as of the 1970 decennial census", which amendment was declared adopted.

Senator Smith moved to amend **HB 1915**, Page 35, Line 18 and Page 36, Lines 1 through 4, as follows: by restoring the word "such" and striking the word "the" on Line 18 and by restoring the language "determined feasible by the Urban Renewal Authority" and striking the following language: "of not to exceed twelve percent (12%) per annum until maturity, and fifteen percent (15%) per annum after maturity", which amendment was declared adopted.

Senator Smith moved to amend **HB 1915**, Page 36, Line 14, as follows: by striking after the word "bonds", and before the word "be", the word "must" and substituting the word "may", and by striking after the word "at" the words "not less than par and accrued interest at public sale held after notice published prior to such sale in a newspaper having general circulation in the area of operation and in such other medium of publication as the Authority may determine" and substituting the words: "at a rate not to exceed twelve percent (12%) per annum", which amendment was declared adopted.

Senator Cate moved to amend **HB 1915**, Page 38, Line 10½, as follows: by inserting a new Section 21 to read as follows:

"SECTION 21. 62 O.S. 1971, Section 498.1, as amended by Section 1, Chapter 205, O.S.L. 1978 (62 O.S. Supp. 1979, Section 498.1), is amended to read as follows:

Section 498.1. Bonds or other obligations of any type or character authorized and issued by counties, municipalities, school districts, public housing authorities created pursuant to the Oklahoma Housing Authorities Act, Sections 1051 et seq. of Title 63 of the Oklahoma Statutes, may bear interest at a rate not to exceed [seven and one-half

percent (7½%)] TEN PERCENT (10%) per annum, payable not more often than semiannually, without regard to the limitations in any other law, general or special, except the Constitution of Oklahoma, except that said interest rate limitations shall not apply to any bonds or other obligations purchased by the federal government or any agency thereof."

, which amendment was declared adopted, and renumber succeeding Sections and amend Title to conform.

Senator Cate moved to amend **HB 1915**, Page 38, Line 10½, by adding a new Section 22 to read as follows:

"SECTION 22. 62 O.S. 1971, Section 430.1, is amended to read as follows:

Section 430.1 — The board of county commissioners of any county, the governing board of any city or town, the school board or board of education of any school district, is hereby authorized to rent on a monthly basis, respectively: road machinery and equipment for county use, and such firefighting equipment as may be authorized by law for county use, street and fire equipment and machinery for city and town use, and pupil-transportation equipment for school purposes, and movable buildings suitable for school classrooms, and to pay the rental charges thereon for usage during any fiscal period, or portion thereof, out of appropriations made and approved for such purposes for, or during, such fiscal year. But any such rental contract extending beyond June 30 of such fiscal year shall be wholly void and of no effect except and unless it contains the provisions for mutual ratification of renewal under the conditions hereinafter provided. It is the intention and purpose of this Act to authorize such governing boards to enter into such lease contracts but not to incur any obligation upon the part of their respective municipal or governmental subdivisions in excess of the income and revenue thereof provided, for such purposes for the fiscal year in which

such lease contract is effectively operative. Provided, that any lease agreement entered into by such governing boards shall state the purchase price of the buildings or equipment so leased and in no event shall the lease be extended so as to cause payment of more than the original purchase price of said buildings or equipment plus interest not to exceed **[the legal rate] TWELVE PERCENT (12%) PER ANNUM**, and when said purchase price plus interest has been paid the property shall belong to the lessee and the lessor shall deliver a bill of sale to said property to the lessee. The payment for the lease and/or rental of buildings, machinery and equipment shall be made only from annual and supplemental appropriations specifically designated for such purpose, and no appropriation for the purpose of paying rentals on buildings, machinery and equipment shall be transferred or diverted to any other purpose. When any building, machinery or equipment has been leased or rented during any fiscal year under any contract which permits continuance of such rental for the remainder of such fiscal year, the renting or leasing thereof must be continued for the remainder of said fiscal year unless the governing body renting or leasing the same, by proper resolution entered in the minutes of said governing body, shall certify that the continuance of such rental is unnecessary and contrary to the public interest."

, which amendment was declared adopted, and renumber the succeeding Sections and amend the Title to conform.

Upon motion of Senator Smith, **HB 1915**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1915**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1915 was read for the third time at length.

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

Aye: Berrong, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnston, Keating, Kilpatrick, Lamb, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Smith, Stipe, Tinsley, Vann, Watson and Young.—28.

Nay: Birdsong, Boatner, Cain, Combs, Howell, Johnson, Landis, Leonard, McCune, Porter, Schuelein, Taliaferro and York.—13.

Excused: Howard, Keller, Lane, Miller, Nickles, Terrill, Wolfe.—7.

The bill passed.

Senators Landis, Schuelein, Taliaferro and Leonard 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 1915 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 531** (Emergency failed), as co-authored by Duckett, Graves, Gray and Kerr of the House and **SB 537**.

The above numbered Bills were referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1582, 1743 and 1907**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed SBs 331, 487, 528 and 529 each as amended and SBs 450, 559, 585 and 629 each as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 331 were read as follows and consideration deferred.

Amendment No. 1. Amend Title, Page 1, by striking Lines 10 through 14, and substituting in lieu thereof the following:

“(Game and Fish — Repealing 29 O.S. Supp. 1979, Sections 2-109 and 2-135 — Effective Date).”

Amendment No. 2. Amend Page 5, Line 19½, by adding a new subsection F to read as follows:

“It will be unlawful to kill doe deer in Cherokee, Adair, McIntosh and Sequoyah Counties during the 1980 and 1981 deer hunting seasons.”

Amendment No. 3. Amend Page 5, Line 19½, by adding after the new subsection F, a subsection G to read as follows:

“There will be no spring turkey season during 1981 in Roger Mills County.”

Amendment No. 4. Amend Page 5, Lines 20 through 22, by deleting all language in “SECTION 8” and by renumbering succeeding sections accordingly.

Amendment No. 5. Amend Page 6, Line 10½, by adding a new SECTION 11 to read as follows:

“Any rules adopted under the provisions of this act shall be submitted to the Legislature for their approval at the next regular session.”

, and by renumbering succeeding sections accordingly.

HOUSE AMENDMENTS

HAs to SB 450 were read as follows and consideration deferred.

Authors: Add the following coauthor: Lancaster of the House.

Amendment No. 1. Amend Page 2, Line 1, by changing the words and figures “THIRTEEN PERCENT (13%)” to “EIGHTEEN PERCENT (18%)”.

HOUSE AMENDMENTS

HAs to SB 487 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 487** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 528 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 2, Lines 5 and 6, by deleting the words “RESULTING FROM TOXIC AND HAZARDOUS SUBSTANCE”.

Amendment No. 2. Amend Page 2, Line 7, by inserting after the word and comma “STANDARDS,” and before the word “and” the following language: “EXCEPTING SUCH IMPACTS AS MAY RESULT FROM ACTIVITIES RELATED TO

ACCEPTABLE FORESTRY, AGRICULTURAL, AND PETROLEUM OPERATIONS AND PRACTICES.”

Amendment No. 3. Amend Page 1, by striking Lines 12 through 13½, and restoring the Title to read as follows:

“An Act relating to waters and water rights; amending Section 3, Chapter 242, O.S.L. 1972 (82 O.S. Supp. 1979, Section 926.3); providing powers and duties of Oklahoma Water Resources Board; adding certain considerations in determining water quality standards; and declaring an emergency.”

HOUSE AMENDMENTS

HAs to SB 529 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 3, Line 13, by striking the word “used” and inserting in lieu thereof the following language: “DEPOSITED TO THE CREDIT OF THE STATE BOARD OF OSTEOPATHY REVOLVING FUND AND MAY BE EXPENDED”.

Amendment No. 2. Amend Page 3, Line 19, by deleting all new language and restoring the stricken word.

HOUSE AMENDMENTS

HAs to SB 559 were read as follows and consideration deferred.

Authors: Add the following coauthors: Camp, Davis (Frank), Steward, Sheppard and Denman of the House.

Amendment No. 1. Amend Title, Page 1, by striking Lines 9½ through 12, and substituting in lieu thereof the following:

“(Probate Procedures — Effective Date).”

Amendment No. 2. Amend Page 2, Line 9, by adding after the words “of the” and before the word “heirs” the following language: “contingent and known”.

HOUSE AMENDMENTS

HAs to SB 585 were read as follows and consideration deferred.

Authors: Add the following coauthor: Taylor of the House.

Amendment No. 1. Amend Page 2, Line 1, by changing the figures “1980-1981” to “1979-1980”.

HOUSE AMENDMENTS

HAs to SB 629 were read as follows and consideration deferred.

Authors: Add the following coauthors: Murphy and Thompson (Mick) of the House.

Amendment No. 1. Amend Page 9, Lines 18 and 19, by restoring the stricken language after the word “used” and before the word “for” on Line 18, and by inserting after the word and period “hire.” on Line 19 the following language: “PROVIDED FURTHER, NO PERSON SHALL OPERATE ANY MOTOR VEHICLE WITH A DEALER’S TAG AFFIXED, UNLESS THE OPERATOR OR A PASSENGER HOLDS A VALID SALESMAN’S LICENSE ISSUED BY THE OKLAHOMA MOTOR VEHICLE COMMISSION OR THE VEHICLE IS BEING USED FOR AUTHORIZED DEMONSTRATION PURPOSES.”

Amendment No. 2. Amend Page 14, Line 12, by deleting the present “SECTION 8” and substituting in lieu thereof the following new “SECTION 8”:

“SECTION 8. It being immediately necessary for the preservation of the public

peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

, and amend the Title, Lines 16 and 16½, by deleting after the word "AND" the language "PROVIDING AN EFFECTIVE DATE" and substituting in lieu thereof the language "DECLARING AN EMERGENCY".

GENERAL ORDER

HB 1778 by Stephenson, Manar and Elder of the House and Crutcher of the Senate was read and considered.

Upon motion of Senator Crutcher, **HB 1778** was advanced to engrossment.

By unanimous consent, upon request of Senator Crutcher, **HB 1778** was considered engrossed and placed on third reading and final passage.

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

THIRD READING

HB 1778 was read for the third time at length.

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

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

Excused: Howard, Keller, Lane, Miller, Nickles and Wolfe.—6.

The bill passed.

HB 1778 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 293, 505, 515 and 525**.

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled **SCRs 51 and 52**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

GENERAL ORDER

HB 1870 by Gray of the House and Kilpatrick of the Senate was read and considered.

Upon motion of Senator Kilpatrick, **HB 1870** was advanced.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1870** was placed on third reading and final passage.

THIRD READING

HB 1870 was read 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, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—39.

Nay: Giles, Martin and Young.—3.

Excused: Howard, Keller, Lane, Miller, Nickles and Wolfe.—6.

The bill and emergency passed.

HB 1870 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1934 by Elder and Camp of the House and Murphy of the Senate was read and considered.

Upon motion of Senator Murphy, **HB 1934** was advanced.

By unanimous consent, upon request of Senator Murphy, **HB 1934** was placed on third reading and final passage.

THIRD READING

HB 1934 was read 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, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Howard, Keller, Lane, Miller, Nickles and Wolfe.—6.

The bill and emergency passed.

HB 1934 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1753 by Henry of the House and Clifton of the Senate was read and considered.

Senator Smith moved to amend **HB 1753**, Page 4, Line 15, by striking after the word “delivered” and before the word “by” the words “by notice”, which amendment was declared adopted.

Senator Landis moved to amend **HB 1753**, Page 5, Line 13, by adding after the word “time.” a new subsection C. and renumbering:

“C. Normal use in an apartment or rent house shall not be construed a damage and shall not be grounds for keeping monies held in escrow by said landlord.”

Senator Smith asked unanimous consent to amend the Landis amendment to **HB 1753**, by striking after the word “Normal” and before the word “in” the word “use” and substituting the words “wear and tear”, which was the order.

Senator Cate asked unanimous consent to amend the Landis amendment, as amended, to **HB 1753**, by striking after the word “held” and before the word “by” the words “in escrow” and substituting the words “as deposit”, which was the order.

The Landis amendment, as amended, was declared adopted.

Senator Keating moved to amend the Landis amendment, as amended, to **HB 1753**, by adding after the word “house” and before the words “shall not be construed” the words “or any other residential rental property.”

The Chair ruled that the Keating amendment be incorporated into the Landis amendment, as amended, which was the order.

The Landis amendment, as amended, to **HB 1753** was declared adopted.

Senator Boatner asked unanimous consent that the vote be reconsidered whereby the Landis amendment, as amended, to **HB 1753** was adopted, to which objection was heard.

Senator Boatner moved that the vote be reconsidered whereby the Landis amendment, as amended, to **HB 1753** was adopted.

The Chair ruled the Boatner motion in order.

Senator Landis moved to table the Boatner motion to reconsider, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Clifton, Combs, Cullison, Cummins, Johnson, Kilpatrick, Landis, Randle, Taliaferro, Vann, York and Young.—12.

Nay: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Crow, Crutcher, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Lamb, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Tinsley and Watson.—32.

Excused: Lane, Miller, Terrill and Wolfe.—4.

Senator Boatner pressed his motion to reconsider the vote whereby the Landis amendment, as amended, was adopted, which motion was declared adopted.

The Landis amendment, as amended, to **HB 1753** was before the Senate for consideration.

Senator Boatner moved to table the Landis motion to amend, which motion to table was declared adopted upon a division of the question.

Upon motion of Senator Clifton, **HB 1753** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1753** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1753 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Nay: Giles.—1.

Excused: Lane, Miller and Wolfe.—3.

The bill passed.

HB 1753 was referred for engrossment.

RESOLUTION

Senators Crow, Leonard, Luton, Stipe, Lamb, Boatner, Martin, Capps, Rozell, McDaniel, Crutcher, Dahl, Tinsley, Birdsong, Vann, Porter, Cate, Schuelein, Clifton, Smith, Watson, Taliaferro, Landis and Young introduced **SR 94**, consideration of which was deferred for this legislative day:

SR 94 — By Crow, et al.

A Resolution relating to ad valorem taxation; requesting the Oklahoma Tax Commission to implement procedures relating to the

determination of actual use values and to annual ratio studies.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 7, 1980, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1735, 1851, 1870, 1934 and HJR

1064 were properly signed and ordered returned to the Honorable House.

HB 1910 was referred for engrossment.

Upon motion of Senator Luton, the Senate adjourned at 2:05 p.m. to meet Monday, April 7, 1980, at 1:30 p.m.



Fifty-second Legislative Day

Monday, April 7, 1980

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, Leonard, 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 prayer was offered by Reverend William H. Bentley, Prison Pastor, Councillor for the Midwest City United Church, the guest of Senator Smith.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Dahl introduced his wife, Lucille, and a group of citizens from Osage County.

Senator Stipe introduced Former Senator Joe Whitaker from Eufaula.

Senator Miller introduced his wife, Jane.

Senator Crow introduced Margaret Thomas, R.N., Altus, as the Nurse of the Day.

Senator Green introduced Carl Guild, M.D., Bartlesville, as the Doctor of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 7, 1980, of Enrolled SBs **384, 387, 390, 400, 417, 422, 425, 515, 535, 576 and 610.**

COMMITTEE REPORTS

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

DO PASS:

HB 1682 — Appropriations and Budget, coauthored by Cate (Principal) of the Senate.

DO PASS, as amended:

HB 1644 — Appropriations and Budget.

HB 1653 — Appropriations and Budget.

RESOLUTION

Senators Dahl and Howard introduced **SR 96**, which was read at length, as follows:

SR 96 — By Dahl and Howard.

A Resolution praising Mabelle Kennedy; and directing distribution.

WHEREAS, the true pioneer spirit of diligence, hard work and dedication to duty is a rare commodity; and

WHEREAS, unselfish devotion to public service deserves tribute; and

WHEREAS, Mabelle Kennedy has exemplified the best qualities of the American pioneer in her civic, business and private life and is, therefore, most deserving of the Pioneer Woman Award; and

WHEREAS, Mabelle Kennedy has not been content merely to witness the changes taking place in this state but has been instrumental in advancing Oklahoma's development and progress; and

WHEREAS, Mrs. Kennedy, realizing that citizen involvement in the governmental process is essential to democracy, has actively worked in all levels of government to promote the ideals and aspirations of our Founding Fathers; and

WHEREAS, Mrs. Kennedy, as Assistant Treasurer of the United States during the Truman Administration, was the first woman from Oklahoma to receive a presidential appointment, an achievement of great merit; and

WHEREAS, Mrs. Kennedy served as a delegate to four Democratic National Con-

ventions, as well as functioning as Democratic National Committeewoman from Oklahoma; and

WHEREAS, Mrs. Kennedy further served this nation as a member, with ambassadorial rank, of the Goodwill Commission to Brazil; and

WHEREAS, Mrs. Kennedy is rightfully regarded as the first lady of Oklahoma politics; and

WHEREAS, Mrs. Kennedy has provided leadership for many worthwhile projects and organizations such as the Osage Historical Society and the Pawhuska Chamber of Commerce; and

WHEREAS, Mrs. Kennedy has exhibited her devotion to Pawhuska, her home for over 70 years, having in the past served as mayor and as a city council member; and

WHEREAS, besides performing great political and social service, Mrs. Kennedy has found time to successfully pursue careers in banking and ranching; and

WHEREAS, Mrs. Kennedy is the recipient of numerous awards and honors attesting to her distinctive achievements, including induction into the Oklahoma Hall of Fame, selection as an honorary Lieutenant Governor of Oklahoma, being listed in Who's Who of American Women, and the dedication of a portion of US Highway 60 as Mabelle Kennedy Highway; and

WHEREAS, Mabelle Kennedy has promoted goodwill and a positive image of Oklahoma; and

WHEREAS, the humor and wit of this gracious lady warm the hearts of all who are fortunate enough to meet her; and

WHEREAS, Mabelle Kennedy is a woman of determination and integrity whose

accomplishments in public and private life set an example for all to follow; and

WHEREAS, it is fitting and proper to pay homage to this remarkable citizen of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the life and exemplary personal attributes of Mabelle Kennedy and expresses gratitude and high regard for her achievements and years of dedicated public service.

SECTION 2. Copies of this Resolution shall be dispatched to Mrs. Mabelle Kennedy, the Oklahoma Hall of Fame, the Osage County Historical Society, the National Bank of Commerce of Pawhuska, the Pawhuska Chamber of Commerce and the Osage County Cattlemen's Association.

Senator Dahl asked unanimous consent that all other members of the Senate be named coauthors of **SR 96**, which was the order.

SR 96, as coauthored, was adopted upon motion of Senator Dahl and ordered referred for enrollment.

SPECIAL INTRODUCTION

Senator Dahl introduced Mrs. Mabelle Kennedy, to the members, and asked unanimous consent, which was granted, that Mrs. Kennedy and her party be allowed privileges of the floor to receive an Enrolled copy of **SR 96**. Mrs. Kennedy accepted the Resolution and addressed the Senate.

Senator Lane moved the Senate stand recessed until the hour of 2:30 p.m. to attend a reception honoring Mrs. Kennedy.

The Senate reassembled with Senator Lutton presiding.

Senator Lane 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

HBs 1533, 1753, 1778, 1852, 1908, 1910 and 1915 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 531 and 537 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 1625 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 1625** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1625** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1625 was read 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, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—38.

Nay: Keating, Leonard, McCune and Nickles.—4.

Excused: Johnson, Johnston, Pierce, Stipe, Terrill and York.—6.

The bill and emergency passed.

HB 1625 was referred for engrossment.

GENERAL ORDER

HB 1645 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 1645** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1645** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1645 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Vann, Watson, Wolfe and Young.—42.

Excused: Clifton, Pierce, Stipe, Terrill, Tinsley and York.—6.

The bill passed.

Senator Tinsley 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 1645 was referred for engrossment.

GENERAL ORDER

HB 1648 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 1648** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1648** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1648 was read 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—44.

Excused: Pierce, Stipe, Terrill and York.—4.

The bill and emergency passed.

HB 1648 was referred for engrossment.

GENERAL ORDER

HB 1818 by Draper, et al, of the House and Lane of the Senate was read and considered.

Senator Boatner asked to be named a co-author of **HB 1818**, which was the order.

Upon motion of Senator Crow, **HB 1818**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1818**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1818 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Nickles, Pierce, Stipe, Terrill and York.—5.

The bill passed.

HB 1818 was referred for engrossment.

GENERAL ORDER

HB 1642 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 1642** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1642** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1642 was 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, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—42.

Nay: Berrong, Keating and Pierce.—3.

Excused: Stipe, Terrill and York.—3.

The bill and emergency passed.

HB 1642 was referred for engrossment.

GENERAL ORDER

HB 1631 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 1631** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1631** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1631 was read 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, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—42.

Nay: Keating and Pierce.—2.

Excused: McDaniel, Stipe, Terrill and York.—4.

The bill and emergency passed.

HB 1631 was referred for engrossment.

GENERAL ORDER

HB 1634 by Davis (Don), Deatherage, Atkins and Cleveland of the House and Crow and Boatner of the Senate was read and considered.

Senator Murphy moved to amend **HB 1634**, Page 8, Line 13½, by adding a new Section 9 to read as follows:

“SECTION 9. From funds appropriated in Section I of this Act for the Department of Mental Health, the sum of \$15,000.00 will

be used for hot line and supportive services for battered adults in the Payne County, Oklahoma area. It is the intent of the Legislature that such funds be granted upon written application to the Director of the State Department of Mental Health.”

, and renumbering subsequent sections accordingly.

Senators Cate and Lamb moved, as a substitute motion to amend **HB 1634**, Page 16, Line 12½, by adding a new Section 19 to read as follows:

“Section 19. Of the funds appropriated and available to the Department of Mental Health the sum of \$265,000 will be used for grants-in-aid for crisis services for battered adults and their children. It is the intent of the Legislature that \$250,000 be granted upon written application to the Director of the State Department of Mental Health, to non-profit Shelter Programs for battered women in the Norman, Oklahoma City, Lawton, Tulsa and Enid areas in the amount of \$50,000 each, and that \$15,000 be granted for hot-line and supportive services in the Stillwater area. Such granted funds may be expended for any suitable purpose providing the grantee shall account for the expenditures so made to the Director of the State Department of Mental Health.”

Senator Cate pressed adoption of the Cate-Lamb motion to amend, which amendment was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Cain, Cate, Clifton, Combs, Cullison, Cummins, Green, Howard, Howell, Keating, Keller, Lamb, Martin, Murphy, Porter, Randle, Taliaferro, Tinsley and Wolfe.—20.

Nay: Berrong, Boatner, Capps, Crow, Crutcher, Dahl, Giles, Johnson, Johnston, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, McDaniel, Nickles, Rozell,

Schuelein, Smith, Vann, Watson and Young.—23.

Excused: Miller, Pierce, Stipe, Terrill and York.—5.

Senator Murphy pressed his motion to amend, which amendment was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Green, Howard, Howell, Keating, Keller, Lamb, McCune, Martin, Murphy, Randle, Smith, Tinsley, Watson, Wolfe and Young.—25.

Nay: Berrong, Crow, Crutcher, Giles, Johnson, Johnston, Kilpatrick, Landis, Lane, Leonard, Luton, McDaniel, Nickles, Porter, Rozell, Schuelein, Taliaferro and Vann.—18.

Excused: Miller, Pierce, Stipe, Terrill and York.—5.

Upon motion of Senator Crow, **HB 1634**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1634**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1634 was read 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, Leonard, Luton, McCune,

McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—44.

Excused: Pierce, Stipe, Terrill and York.—4.

The bill and emergency passed.

HB 1634 was referred for engrossment.

GENERAL ORDER

HB 1627 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 1627** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1627** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1627 was read for the third time at length.

On the question of passage of the bill 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, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—44.

Excused: Pierce, Stipe, Terrill and York.—4.

The bill and emergency passed.

HB 1627 was referred for engrossment.

GENERAL ORDER

HB 1609 by Draper and Davis (Don) of the House and Howard and Crow of the Senate was read and considered.

Senator Crow asked unanimous consent to cripple the Title on **HB 1609**, which was the order.

Senators Crow and Howard moved to amend **HB 1609**, Page 3, Lines 14 and 15, by striking after the words and figures [twelve and one-half percent (12½%)], and before the word "of", the words and figures "ten percent (10%)" and substituting therefor "eleven and one-half percent (11½%)", which amendment was declared adopted.

Upon motion of Senator Crow, **HB 1609**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1609**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1609 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson and Wolfe.—42.

Nay: Young.—1.

Excused: Howard, Pierce, Stipe, Terrill and York.—5.

The bill and emergency passed.

HB 1609 was referred for engrossment.

GENERAL ORDER

HB 1329 by Davis (Don), Camp, Holaday and Wilson of the House and Crow of the Senate was read and considered.

Senators York and Cummins moved to amend **HB 1329**, after the Enacting Clause insert a new SECTION 1 and renumber the succeeding Sections, and amending the Title to conform:

(Senator Cummins asked unanimous consent that provisions of Senate Rule 14(b) be suspended and the York-Cummins amendment to **HB 1329** not be spread in full in the Journal, which was the order.)

, which amendment was declared adopted upon a division of the question.

Senator Smith moved to amend **HB 1329**, Page 5, Line 12, by inserting after the word "off" the following: "from and after the effective date of the act", which amendment was declared adopted.

Upon motion of Senator Crow, **HB 1329**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1329**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1329 was read 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, Green, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozeli, Schuelein, Taliaferro, Tinsley, Vann, Watson and Wolfe.—37.

Nay: Cain, Howell, Johnson, Porter, Smith and Young.—6.

Excused: Giles, Howard, Stipe, Terrill and York.—5.

The bill and emergency passed.

HB 1329 was referred for engrossment.

RESOLUTION

Senator Young introduced the following Resolution:

SCR 53 — By Young.

A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Bill No. **456** passed by the Second Session of the Thirty-Seventh Oklahoma Legislature.

Senator Young, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Monks be named House author of **SCR 53**.

SCR 53, as coauthored, was read at length, adopted upon motion of Senator Young and ordered referred for engrossment.

GENERAL ORDER

HB 1047 by Bengtson, et al, of the House and Kilpatrick, Watson and Giles of the Senate was read and considered.

Senator Combs asked to be named a co-author of **HB 1047**, which was the order.

Upon motion of Senator Kilpatrick, **HB 1047**, as coauthored, was advanced.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1047**, as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1047 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Howard, Pierce, Stipe, Terrill and York.—5.

The bill passed.

HB 1047 was ordered withheld pursuant to Rule 19(f).

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 53 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs **1530, 1544, 1547, 1565, 1604, 1735, 1747, 1790, 1846, 1851, 1870, 1872, 1934, 1942** and **HJR 1064**.

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Boatner presiding.

GENERAL ORDER

CS for HB 1334 by Holt of the House and Nickles of the Senate was read and considered.

Upon motion of Senator Nickles, **HB 1334** was advanced to engrossment.

By unanimous consent, upon request of Senator Nickles, **HB 1334** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1334 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Howard, Pierce, Stipe, Terrill and York.—5.

The bill and emergency passed.

HB 1334 was referred for engrossment.

GENERAL ORDER

HB 1543 by Poulos, et al, of the House and Cullison of the Senate was read and considered.

Senator Green asked to be named a coauthor of **HB 1543**, which was the order.

Upon motion of Senator Cullison, **HB 1543**, as coauthored, was advanced.

By unanimous consent, upon request of Senator Cullison, **HB 1543**, as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1543 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—40.

Nay: Crow and Martin.—2.

Excused: Green, Howard, Pierce, Stipe, Terrill and York.—6.

The bill and emergency passed.

HB 1543 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1534 by Poulos, Baughman and Ford of the House and Wolfe and Birdsong of the Senate was read and considered.

Senator Green asked to be named a coauthor of **HB 1534**, which was the order.

Upon motion of Senator Wolfe, **HB 1534**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **HB 1534**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1534 was read for the third time at length.

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

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

Excused: Giles, Howard, Pierce, Stipe, Terrill and York.—6.

The bill and emergency passed.

HB 1534 was referred for engrossment.

GENERAL ORDER

HB 1535 by Poulos, et al, of the House and Wolfe of the Senate was read and considered.

Senator Green asked to be named a coauthor of **HB 1535**, which was the order.

Senator Cain moved to amend **HB 1535**, Page 2, Line 8, by adding after the word "Governor", the following: "with the

advice and consent of the Senate", which amendment was declared adopted.

Upon motion of Senator Wolfe, **HB 1535**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **HB 1535**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1535 was read for the third time at length.

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

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

Excused: Howard, Murphy, Pierce, Stipe, Terrill and York.—6.

The bill and emergency passed.

HB 1535 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 53**.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

HB 1539 by Poulos, et al, of the House and Wolfe of the Senate was read and considered.

Senator Wolfe asked unanimous consent to cripple the title of **HB 1539**, which was the order.

Upon motion of Senator Wolfe, **HB 1539**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **HB 1539**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1539 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson and Wolfe.—41.

Nay: Boatner, Combs and Young.—3.

Excused: Pierce, Stipe, Terrill and York.—4.

The bill and emergency passed.

HB 1539 was referred for engrossment.

GENERAL ORDER

HB 1519 by Hopkins of the House and Cullison of the Senate was read and considered.

Upon motion of Senator Cullison, **HB 1519** was advanced.

By unanimous consent, upon request of Senator Cullison, **HB 1519** was placed on third reading and final passage.

THIRD READING

HB 1519 was read 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson and Wolfe.—41.

Nay: Martin and Young.—2.

Excused: Clifton, Pierce, Stipe, Terrill and York.—5.

The bill and emergency passed.

HB 1519 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1720 by Hopkins of the House and Cullison of the Senate was read and considered.

Upon motion of Senator Cullison, **HB 1720** was advanced to engrossment.

By unanimous consent, upon request of Senator Cullison, **HB 1720** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Cullison asked unanimous consent that further consideration of **HB 1720** be deferred temporarily, which was the order.

GENERAL ORDER

CS for **HB 1584** by Townsend, et al, of the House and Clifton of the Senate was read and considered.

Senator Green asked to be named a co-author of **HB 1584**, which was the order.

Senator Clifton moved to amend **HB 1584**, Page 4, Line 4, by striking after the word, "subsections", and before the letter "B", the words "A or" and making the word "subsections" singular, which amendment was declared adopted.

Senator Clifton asked unanimous consent, which was granted, that further consideration of **HB 1584** be deferred temporarily.

GENERAL ORDER

HB 1917 by Steward of the House and Howard of the Senate was read and considered.

Senator Howard moved to amend **HB 1917**, by striking the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator Howard, **HB 1917**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1917**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1917 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, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—39.

Nay: Berrong, Johnson, Landis and Miller.—4.

Excused: Birdsong, Pierce, Porter, Terrill and York.—5.

The bill passed.

HB 1917 was referred for engrossment.

GENERAL ORDER

HB 1920 by Cleveland, et al, of the House and Howard of the Senate was read and considered.

Senator Howell asked to be named a co-author of **HB 1920**, which was the order.

Upon motion of Senator Howard, **HB 1920**, as coauthored, was advanced.

By unanimous consent, upon request of Senator Howard, **HB 1920**, as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1920 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, Cul-

lison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Birdsong, Pierce, Porter, Terrill and York.—5.

The bill passed.

HB 1920 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1584 was considered further.

Upon motion of Senator Clifton, **HB 1584**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1584**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1584 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, Culison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Vann, Watson, Wolfe and Young.—41.

Excused: Birdsong, Giles, Pierce, Porter, Terrill, Tinsley and York.—7.

The bill passed.

HB 1584 was referred for engrossment.

GENERAL ORDER

HB 1796 by Willis and Hill of the House and Taliaferro, Tinsley, Stipe and Landis of the Senate was read and considered.

Upon motion of Senator Taliaferro, **HB 1796** was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HB 1796** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1796 was read 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, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—44.

Excused: Birdsong, Pierce, Terrill and York.—4.

The bill and emergency passed.

HB 1796 was referred for engrossment.

GENERAL ORDER

HJR 1028 by Thompson (Mick), et al, of the House and Smith, Terrill and Luton of the Senate was read and considered.

Senator Cummins asked to be named a coauthor of **HJR 1028**, which was the order.

Senator Smith moved to amend **HJR 1028**, Page 8, Line 15, by adding after the word "indebtedness", the following: "and prohibiting the holding of a similar election for a period of one (1) year in case the voters disapprove the school district's indebtedness twice within a period of one (1) year", which amendment was declared adopted.

Upon motion of Senator Smith, **HJR 1028**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HJR 1028**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1028 was read for the third time at length, as follows:

HJR 1028 — By Thompson (Mick), Duckett and Ford of the House and Smith, Terrill, Luton and Cummins 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.

Be it resolved by the House of Representatives and the Senate of the 2nd 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 26, Article X of the Constitution of the State of Oklahoma, to read as follows:

Section 26. A. Except as herein otherwise provided, no county, city, town, [township,] school district, or other political [corporation, or] subdivision of the state, shall be allowed to become indebted, in any manner, or for any purpose, to an amount exceeding, in any year, the income and revenue provided for such year without the assent of three-fifths ($\frac{3}{5}$) of the voters thereof, voting at an election, to be held for that purpose[, nor]. NOR, in cases requiring such assent, shall any indebtedness be allowed to be incurred to an amount, including existing indebtedness, in the aggregate exceeding five percent (5%) of the valuation of the taxable property therein, to be ascertained from the last assessment for state and county purposes previous to the incurring of such indebtedness[: **Provided, that if**].

B. 1. IF a school district has an absolute need therefor, such district may, with the assent of three-fifths ($\frac{3}{5}$) of the voters thereof voting at an election to be held for that purpose, incur indebtedness to an amount, including existing indebtedness, in the aggregate exceeding five percent (5%) but not exceeding ten percent (10%) of the valuation of the taxable property therein, to be ascertained from the last assessment for state and county purposes previous to the incurring of such indebtedness, for the purpose of acquiring or improving school sites, constructing, repairing, remodeling or equipping buildings, or acquiring school furniture, fixtures or equipment; and such assent to such indebtedness shall be deemed

to be a sufficient showing of such absolute need, unless otherwise provided by law.

2. A SCHOOL DISTRICT'S INDEBTEDNESS IN EXCESS OF TEN PERCENT (10%) BUT NOT TO EXCEED TWENTY PERCENT (20%) OF THE VALUATION OF THE TAXABLE PROPERTY THEREIN MAY BE INCURRED UPON APPROVAL OF THREE-FIFTHS ($\frac{3}{5}$) OF THE VOTERS AT THE ELECTION IF, PRIOR TO THE ELECTION, THE STATE BOARD OF EDUCATION HAS APPROVED THE INDEBTEDNESS. THE STATE BOARD OF EDUCATION MAY NOT GRANT SUCH APPROVAL UNLESS THE SCHOOL DISTRICT HAS DEMONSTRATED TO THE BOARD THE FOLLOWING:

A. NEED FOR ADDITIONAL SCHOOL SITES, BUILDINGS, EQUIPMENT, FIXTURES OR ADDITIONAL IMPROVEMENTS TO SCHOOL BUILDINGS;

B. THE SCHOOL DISTRICT HAS MADE A CONSCIENTIOUS EFFORT TO KEEP ITS INDEBTEDNESS BELOW TEN PERCENT (10%); AND

C. THE SCHOOL DISTRICT HAS AN OVERALL BASIC PLAN TO MAKE ITS ACQUISITIONS, CONSTRUCTIONS OR IMPROVEMENTS COMPLY WITH ITS NEED.

IF THE VOTERS AT AN ELECTION HAVE DISAPPROVED THE PROPOSED SCHOOL DISTRICT'S INDEBTEDNESS, THE SCHOOL DISTRICT MAY NOT HOLD A SIMILAR ELECTION FOR A PERIOD OF SIX (6) MONTHS THEREAFTER; AND PROVIDED FURTHER THAT IF THE VOTERS DISAPPROVE THE PROPOSED SCHOOL DISTRICT'S AMENDMENT A SECOND TIME, THE SCHOOL DISTRICT MAY NOT HOLD A SIMILAR ELECTION FOR A PERIOD OF ONE (1) YEAR THEREAFTER.

[Provided further, that if]

C. IF a city or town has an absolute need therefor, such city or town may, with the assent of three-fifths ($\frac{3}{5}$) of the voters thereof voting at an election to be held for that purpose, incur indebtedness to an amount, including existing indebtedness, in the aggregate exceeding five percent (5%) but not exceeding ten percent (10%) of the valuation of the taxable property therein, to be ascertained from the last assessment for state and county purposes previous to the incurring of such indebtedness, and such assent to such indebtedness shall be deemed to be a sufficient showing of such absolute need unless otherwise provided by law. **[Provided, further, that any]**

D. ANY county, city, town, school district, or other political **[corporation, or]** subdivision of the state, incurring any indebtedness requiring the assent of the voters as aforesaid, shall, before or at the time of doing so, provide for the collection of an annual tax sufficient to pay the interest on such indebtedness as it falls due, and also to constitute a sinking fund for the payment of the principal thereof within twenty-five (25) years from the time of contracting the same[, **and provided further that nothing**]. NOTHING in this section shall prevent any school district from contracting with certificated personnel for periods extending one (1) year beyond the current fiscal year, under such conditions and limitations as shall be prescribed by law.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this Resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____

State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Section 26, Article X of the Oklahoma Constitution, which allows the various political subdivisions of this state to become indebted; provides limitations on amount and duration of an indebtedness of political subdivisions of this state and required favorable votes; requires annual tax to pay interest on an indebtedness; allowing a school district's indebtedness to exceed ten percent (10%) but not to exceed twenty percent (20%) of the taxable property thereon when approved by the State Board of Education, after the school district's demonstration of need, an effort to keep its indebtedness below ten percent (10%), and a basic plan to make its acquisitions, constructions, or improvements comply with its need; and prohibiting the holding of a similar election for a period of six (6) months in case the voters disapprove the school district's indebtedness and prohibiting the holding of a similar election for a period of one (1) year in case the voters disapprove the school district's indebtedness twice within a period of one (1) year

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ YES, FOR THE AMENDMENT

☐ NO, AGAINST THE AMENDMENT

SECTION 3. The Chief Clerk of the House of Representatives shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 here-

of, 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, set forth in this Resolution, shall be submitted to the people for their approval or rejection, as and in the manner provided by law, on the date of the next statewide election.

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

Aye: Berrong, Boatner, Cain, Cate, Clifton, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann and Watson.—30.

Nay: Capps, Combs, Crow, Crutcher, Johnson, Landis, McDaniel, Miller, Murphy, Stipe, Wolfe and Young.—12.

Excused: Birdsong, Giles, Keller, Pierce, Terrill and York.—6.

The Resolution was declared passed.

HJR 1028 was ordered referred for engrossment.

THIRD READING

Senator Cullison asked unanimous consent to cripple the Title on **HB 1720**, on third reading, which was the order.

HB 1720 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, Crow, Crutcher, Cullison, Green, Howard, Howell, Johnson, Johnston, Keat-

ing, Kilpatrick, Lane, Luton, McCune, Murphy, Nickles, Porter, Randle, Schuelein, Smith, Tinsley, Vann, Watson, Wolfe and Young.—29.

Nay: Boatner, Capps, Cummins, Dahl, Lamb, Landis, Leonard, McDaniel, Martin, Miller, Rozell, Stipe and Taliaferro.—13.

Excused: Birdsong, Giles, Keller, Pierce, Terrill and York.—6.

The bill passed.

HB 1720 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 474**; and **SB 618**, as coauthored by Morgan (Principal), Kennedy, Wilson, Glover, Holden and Johnson (Don) of the House.

The above numbered Bills were referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 531** and **537**.

The above numbered Enrolled Bills were referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 53 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MOTION TO RECONSIDER VOTE

Senator Stipe pressed his motion to reconsider the vote whereby **HB 1771** failed of passage, which motion to reconsider was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Crow, Crutcher, Cullison, Dahl, Howard, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Stipe, Tinsley, Vann and Young.—22.

Nay: Berrong, Capps, Clifton, Combs, Cummins, Giles, Green, Howell, Johnson, Johnston, Keating, Landis, Leonard, McCune, Miller, Nickles, Porter, Smith, Taliaferro, Watson and Wolfe.—21.

Excused: Birdsong, Keller, Pierce, Terrill and York.—5.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives, by unanimous consent, suspended Joint Rule 17(b) thereby excepting **SB 449** from all cutoff dates.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 53**.

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

PENDING CONSIDERATION OF HAS

HAs to SB 585 were called up for consideration.

Upon motion of Senator Crutcher, the Senate concurred in **HAs to SB 585**.

SB 585, 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, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick,

Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—41.

Excused: Birdsong, Crow, Giles, Keller, Pierce, Terrill and York.—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 passage of and returning En-grossed **SBs 399, 415, 419 and 420** each as amended and, **SBs 401 and 402** each as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 399 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 Tempore, **HAs to SB 399** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 401 were read as follows and consideration deferred.

Authors: Add the following coauthor: Duckett of the House.

Amendment No. 1. Amend Page 1, by striking Lines 12 and 13, and restoring the Title to read as follows:

“An Act relating to the State Board of Education; 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.”

Amendment No. 2. Amend Page 1, Line 19, by striking the Enacting Clause.

Amendment No. 3. Amend Page 1, Lines 23 and 24, by deleting the words and figures “Five Million Seven Hundred Eighty-three Thousand Five Hundred Eighteen Dollars (\$5,783,518.00)” and substituting in lieu thereof the words and figures “Seven Million Twenty-four Thousand Four Hundred Fifty-eight Dollars (\$7,024,458.00)”.

Amendment No. 4. Amend Page 2, Line 1, by deleting the figures “268” and substituting in lieu thereof the figures “276”.

Amendment No. 5. Amend Page 2, by deleting all language in Lines 10 through 13, and substituting in lieu thereof the following:

Department of Education	\$4,603,720.00
Federal Programs Division	2,899,010.00
Driver Education Division	365,480.00
Indian Education Division	311,880.00

HOUSE AMENDMENTS

HAs to SB 402 were read as follows and consideration deferred.

Authors: Add the following coauthors: Fried, Abbott, Conaghan, Cunningham, Fair, Gray, Holt, Milacek, Davis (Guy), Hobson, Duckett, Wilson, Cole, Whorton and Holaday 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 402** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAS to SB 415 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 10 through 11½, and restoring the Title to read as follows:

"An Act relating to the Oklahoma Alcoholic Beverage Control Board; making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; designating director's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; authorizing purchase of insurance on motor vehicles; authorizing purchase of passenger automobiles; providing for transfer of unappropriated funds to the General Revenue Fund with exception; providing lapse date; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Line 21, by striking the Enacting Clause.

Amendment No. 3. Amend Page 1, Lines 25 and 26, by deleting the words and figures "Seven Hundred Sixty-four Thousand One Hundred Twenty-seven Dollars (\$764,127.00)" and substituting in lieu thereof the words and figures "Seven Hundred Seventy-four Thousand Seven Hundred Ninety-eight Dollars (\$774,798.00)".

Amendment No. 4. Amend Page 1, Line 33, by deleting the words and figures "Twenty-five Thousand One Hundred Dollars (\$25,100.00)" and substituting in lieu thereof the words and figures "Twenty-five

Thousand Five Hundred Sixty-four Dollars (\$25,564.00)".

Amendment No. 5. Amend Page 2, Lines 6 and 7, by deleting the words and figures "Four Hundred Fifty-six Thousand Nine Hundred Seventy Dollars (\$456,970.00)" and substituting in lieu thereof the words and figures "Four Hundred Seventy-four Thousand Sixty Dollars (\$474,060.00)".

HOUSE AMENDMENTS

HAS to SB 419 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 419** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAS to SB 420 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 Office of the Department of Labor; 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."

Amendment No. 2. Amend Page 1, Lines 24 and 25, by deleting the words and figures "Four Hundred Forty-one Thousand Sixty-

seven Dollars (\$441,067.00)" and substituting in lieu thereof the words and figures "Four Hundred Ninety-six Thousand Four Hundred Fifty-nine Dollars (\$496,459.00)".

Amendment No. 3. Amend Page 2, Line 6, by deleting the words and figures "forty-two (42)" and substituting in lieu thereof the words and figures "forty-four (44)".

Amendment No. 4. Amend Page 2, Lines 11 and 12, by deleting the words and figures "Five Hundred Eighty-eight Thousand Five Hundred Twenty Dollars (\$588,520.00)" and substituting in lieu thereof the words and figures "Six Hundred Twenty-seven Thousand Three Hundred Seventy Dollars (\$627,370.00)".

MESSAGE FROM THE GOVERNOR

This is to advise you that on this date, April 7, 1980, I am returning **SB 456** in accordance with Senate Concurrent Resolution No. 53.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs**, requesting Conference and naming Conferees, as follows:

HB 1746 — Conaghan, Twidwell and Elder.

HB 1839 — Twidwell, Thompson (Mick) and Rogers.

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 Crutcher and Cullison introduced the following Resolution, consideration of which was deferred for this legislative day.

SR 95 — By Crutcher and Cullison.

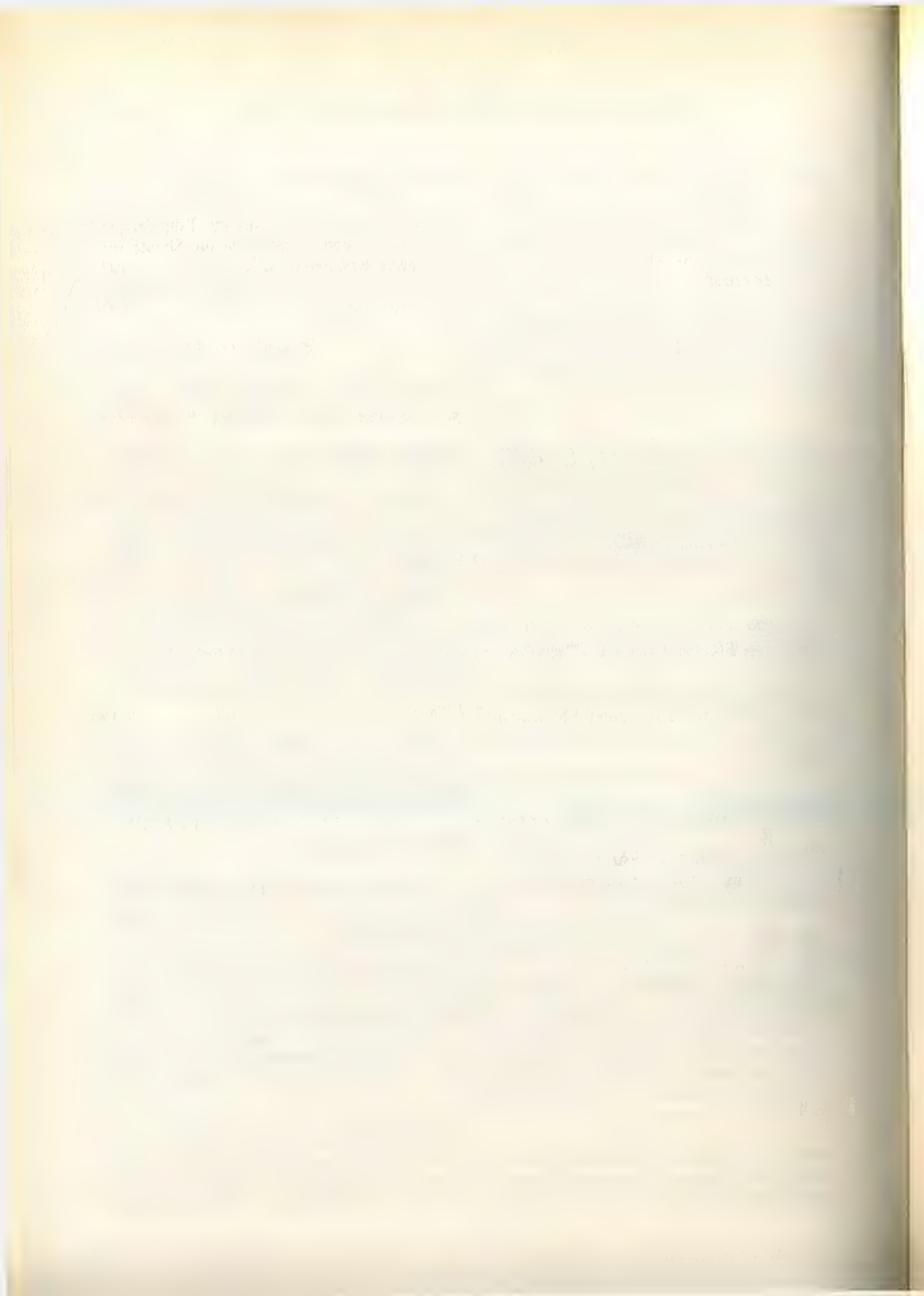
A Resolution praising Phyllis J. Sokolosky, Oklahoma Mother of the Year; encouraging her selection as American Mother of the Year; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, April 8, 1980, at 12:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1047, 1519, 1543 and 1920 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 5:40 p.m. to meet Tuesday, April 8, 1980, at 12:30 p.m.



Fifty-third Legislative Day

Tuesday, April 8, 1980

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, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—41.

Excused: Howard, Keller, Nickles, Porter, Smith, Terrill and York.—7.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Bentley, the guest of Senator Smith.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, as the Nurse of the Day.

Senator Clifton introduced Steven Jimereson, M.D., Norman, as the Doctor of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 8, 1980, of Enrolled **SB 505**.

COMMITTEE REPORTS

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

DO PASS:

HB 1767 — Appropriations and Budget.

HB 1808 — Appropriations and Budget.

HB 1815 — Appropriations and Budget.

DO PASS, as amended:

HB 1636 — Appropriations and Budget.

HB 1646 — Appropriations and Budget.

HB 1647 — Appropriations and Budget.

HB 1652 -- Appropriations and Budget.

HB 1721 -- Appropriations and Budget.

HB 1807 -- Appropriations and Budget.

HB 1814 -- Appropriations and Budget.

CS for HB 1819 — Appropriations and Budget.

HB 1823 -- Appropriations and Budget.

HB 1882 -- Appropriations and Budget.

HB 1889 -- Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 585 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SPECIAL INTRODUCTIONS

Senators Rozell and Cummins introduced Miss Lisa Henson, Oklahoma's Peach Festival Queen, and her party and asked unanimous consent, which was granted, that they be allowed privileges of the floor to receive a Citation honoring Miss Henson.

Miss Henson accepted the Citation and expressed her gratitude in a brief address to the Senate.

Senator McDaniel introduced Miss Linda Wyngard, Oklahoma's Dairy Princess, Fitzhugh, to the members, and asked unanimous consent, which was granted, that she be allowed privileges of the floor to receive a Citation. In her acceptance, Miss Wyngard spoke on the dairy industry and expressed her appreciation for being so honored.

BILL WITHDRAWN FROM GCCA — REFERRED

Upon motion of Senator Crow, **SB 382** was withdrawn from GCCA and request for special conference granted; President Pro Tempore Howard naming as Conferees the following: Senators Crow, Boatner and Capps.

PENDING SENATE ACTION — HAS

Upon motion of Senator Crow, **HAs to SB 391** were rejected, and conference requested; President Pro Tempore Howard naming Senate Conferees as follows: Senators Crow, Boatner and Capps.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 38**, as coauthored by Dunn.

The above numbered Resolution was referred for enrollment.

PENDING SENATE ACTION — HAS

Upon motion of Senator Combs, **HAs to SB 547** were rejected, and conference requested, President Pro Tempore Howard naming as Senate Conferees the following: Senators York, Lane and Combs.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Dahl, the request of the Honorable House for conference on **HB 1839** was ordered granted, President Pro Tempore Howard naming as Senate Conferees the following: Senators Dahl, Stipe and Vann.

Senator Boatner presiding.

GENERAL ORDER

HJR 1057 by Gray, Riggs, Vaughn and Duckett of the House and Cain of the Senate was read and considered.

Upon motion of Senator Cain, **HJR 1057** was advanced.

By unanimous consent, upon request of Senator Cain, **HJR 1057** was placed on third reading and final passage.

THIRD READING

HJR 1057 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, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—39.

Excused: Crow, Howard, Keller, Nickles, Porter, Smith, Stipe, Terrill and York.—9.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber at the time the vote was taken on **HJR 1057**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 39. Nay: 1. Excused: 8.

The resolution passed.

HJR 1057 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 551** and **564**.

The above numbered Bills were referred for enrollment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for a conference on **HB 1746** was ordered granted, President Pro Tempore Howard naming as Conferees the following: Senators Capps, Berrong and Keating.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1329, 1334, 1534, 1535, 1539, 1584, 1609, 1625, 1627, 1631, 1634, 1642, 1645, 1648, 1720, 1796, 1818 and **1917** and **HJR 1028** were each correctly engrossed and together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 447 and **618** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 96 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1837 by Atkins of the House and Cain, Randle and Combs of the Senate was read and considered.

Upon motion of Senator Martin, **HB 1837** was advanced.

By unanimous consent, upon request of Senator Martin, **HB 1837** was placed on third reading and final passage.

THIRD READING

HB 1837 was read 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, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—40.

Excused: Crow, Howard, Keller, Nickles, Porter, Smith, Terrill and York.—8.

The bill and emergency passed.

HB 1837 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1887 by McCorkell of the House and Schuelein of the Senate was read and considered.

Senator Schuelein moved to amend **HB 1887**, Page 3, Line 18, by striking the words "Institutions, Social and Rehabilitative Services" and inserting the words "Human Services", which amendment was declared adopted.

Senator Berrong moved to amend **HB 1887**, Page 3, Line 4, by striking after the number (70)], and before the word "or", "Sixty (60)" and substituting therefor "Sixty-five (65)".

Senator Lamb moved as a substitute motion to amend **HB 1887** by changing "65" to "69", which substitute motion to

the Berrong motion to amend was tabled upon motion of Senator Keating.

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

Senator Berrong pressed his motion to amend, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Capps, Crow, Crutcher, Cummins, Dahl, Giles, Green, Johnson, Johnston, Lamb, Landis, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Tinsley, Vann, Watson and Wolfe.—23.

Nay: Boatner, Cain, Cate, Clifton, Combs, Cullison, Howell, Keating, Kilpatrick, Lane, McCune, Pierce, Randle, Rozell, Schuelein, Smith, Stipe and Taliaferro.—18.

Excused: Howard, Keller, Nickles, Porter, Terrill, York and Young.—7.

Upon motion of Senator Schuelein, **HB 1887**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, **HB 1887**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1887 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, Howell, Johnson, Johnston, Keating, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein,

Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—41.

Nay: Lamb.—1.

Excused: Howard, Keller, Nickles, Porter, Terrill and York.—6.

The bill passed.

HB 1887 was referred for engrossment.

GENERAL ORDER

HB 1880 by Craighead of the House and Tinsley of the Senate was read and considered.

Senator Tinsley moved to amend **HB 1880**, Page 2, Line 9, by striking paragraph "A" and by striking the letter "B" on Line 14, which amendment was declared adopted.

Upon motion of Senator Tinsley, **HB 1880**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, **HB 1880**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1880 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, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell,

Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—41.

Excused: Howard, Keller, Nickles, Porter, Stipe, Terrill and York.—7.

The bill passed.

HB 1880 was referred for engrossment.

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

GENERAL ORDER

HB 1784 by Smith, Davis (Don), Barker and Monks of the House and Luton of the Senate was read and considered.

Senator Tinsley moved to amend **HB 1784**, with a series of amendments: Page 4, Lines 17 and 18, by deleting the words "Canadian and" and changing the word "counties" to "county"; Page 4, Line 18, by deleting the word "and" and change the figure "fifteen (15)" to "fourteen (14)"; Page 5, Lines 1-6, by deleting Lines 1 through 6 and adding at this point the following language: "judges" "Candidates for office Nos. 1 through 14 to be nominated and legal residents from said county and be elected at large."; Page 11, Line 7½, by inserting a new SECTION 27 and renumber the present SECTION 27 and the following sections. The new SECTION 27 is to read as follows:

"SECTION 27. District No. 26. The county of Canadian. Said district shall have one district judge to be nominated and a legal resident from said county and be elected at large."

which amendments were declared adopted.

Senator Smith moved to amend **HB 1784**, Page 6, Line 18, by striking after the word "County," the balance of the sentence and substitute the following: "and one of whom

shall be a legal resident of and nominated from and by Pawnee County and elected at large, which Judge shall be elected to office number five (5).", which amendment was declared adopted.

Upon motion of Senator Luton, **HB 1784**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1784**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1784 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, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keller, Lamb, Lane, Leonard, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—29.

Nay: Berrong, Boatner, Capps, Crow, Crutcher, Giles, Keating, Kilpatrick, Landis, McCune, Miller, Pierce and Schuelein.—13.

Excused: Howard, Nickles, Porter, Stipe, Terrill and York.—6.

The bill passed.

HB 1784 was referred for engrossment.

RESOLUTION

Senators Crow and Leonard introduced the following Resolution:

SCR 54 — By Crow and Leonard of the Senate and Draper and Dunn of the House.

A Concurrent Resolution expressing intent of the Legislature that the Oklahoma Tax Commission arrive at actual use values for property for purposes of ad valorem taxation and that certain actions be taken to insure compliance.

Senators Dahl, Boatner, Murphy, Capps and Howell asked to be named coauthors of **SCR 54**, which was the order.

Senator Kilpatrick asked unanimous consent, which was granted, that **SCR 54** be deferred for this legislative day.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 447, 585 and 618**.

The above numbered Enrolled Bills were referred to the Governor.

MOTION RE RECALL OF SB 456

Senator Lane moved the House be requested to rescind its fourth reading and signing of **SB 456**, which motion was declared adopted.

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

GENERAL ORDER

HB 1694 by Twidwell, et al, of the House and Howell, Combs, Cummins, Green and Smith of the Senate was read and considered.

Senators Dahl, Crow and Capps asked to be named coauthors of **HB 1694**, which was the order.

Senator Keating moved to amend **HB 1694**, Page 19, Lines 4 and 12, by restoring the bracketed language on lines 4 and 12, and strike the new language.

Senator Cummins moved to table the Keating motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley and Vann.—34.

Nay: Cain, Combs, Johnson, Keating, Keller, Pierce, Watson and Wolfe.—8.

Excused: Howard, Luton, Porter, Terrill, York and Young.—6.

Upon motion of Senator Howell, **HB 1694**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **HB 1694**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1694 was read 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, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Howard, Kilpatrick, Porter, Terrill and York.—5.

The bill and emergency passed.

HB 1694 was referred for engrossment.

GENERAL ORDER

HB 1522 by Shurden and Murphy of the House and Miller of the Senate was read and considered.

Senator Boatner asked to be named a coauthor of **HB 1522**, which was the order.

Upon motion of Senator Miller, **HB 1522**, as coauthored, was advanced.

By unanimous consent, upon request of Senator Miller, **HB 1522**, as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1522 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Cate, Howard, Porter, Terrill and York.—5.

The bill passed.

HB 1522 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1682 by Denman of the House and Cate of the Senate was read and considered.

Senator Cate moved to amend **HB 1682** with a series of amendments; which amendments were declared adopted.

By restoring the title; Page 1, by inserting a new Section 1 after the Enacting Clause and renumber succeeding Sections and amend the Title to conform:

“SECTION 1. 74 O.S. 1971, Section 291, as last amended by Section 5, Chapter 239, O.S.L. 1979 (74 O.S. Supp., Section 291), is amended to read as follows:

Section 291. Members of the Legislature shall receive mileage reimbursement, for the use of privately owned vehicles, at the rate of [seventeen cents (\$0.17)] TWENTY CENTS (\$0.20) per mile for the number of miles necessarily and conveniently traveled by the most usual and feasible route to be present upon convening of the regular or extraordinary sessions of the Legislature by such member in each and every trip in going to and returning from the place of meeting of the Legislature. Each member shall be entitled to mileage reimbursement for one round trip per week in traveling to and from the meeting of the Legislature. A member not claiming per diem reimbursement may elect to receive mileage for not to exceed four trips per week during each week the Legislature is actually in regular or extraordinary session, provided that no single, round-trip mileage reimbursement may exceed the per diem allowance. Members of the Legislative Council shall receive mileage reimbursement, for the use of privately owned vehicles, at the rate of [seventeen cents (\$0.17)] TWENTY CENTS (\$0.20) per mile for the number of miles necessarily and conveniently traveled by the most usual and feasible route to be present in attending sessions of the State Legislative Council or

committees of which they are members or to which they are invited by Committee Chairmen as authors of interim proposals.”

Page 3, Line 18, through Page 5, Line 2, by deleting all of Section 2, and amend the Title to conform.; Page 5, Lines 8, 9, 10, 11 and 12 by restoring bracketed language and deleting new language; Page 10, Line 11, by deleting after the figure “4.”, and before the word “shall”, the words “This act” and insert in lieu thereof the following: “Sections 2 and 3 of this act”.

Upon motion of Senator Cate, **HB 1682**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **HB 1682**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1682 was read 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, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—41.

Nay: Dahl, Giles and Landis.—3.

Excused: Howard, Porter, Terrill and York.—4.

The bill and emergency passed.

HB 1682 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that all motions to reconsider a vote on House bills or Joint Resolutions made the remainder of this legislative week be disposed of by the close of business on Thursday, April 10, 1980.

GENERAL ORDER

HB 1816 by Draper, et al, of the House and Howell of the Senate was read and considered.

Senator Cain asked to be named a coauthor of **HB 1816**, which was the order.

Upon motion of Senator Howell, **HB 1816**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **HB 1816**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1816 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, Cullison, Green, Howell, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Randle, Rozell, Smith, Vann, Watson and Wolfe.—25.

Nay: Berrong, Boatner, Capps, Crow, Crutcher, Cummins, Dahl, Giles, Johnson, Johnston, Landis, Nickles, Schuelein, Stipe, Taliaferro, Tinsley and Young.—17.

Excused: Howard, Keller, McDaniel, Porter, Terrill and York.—6.

The bill passed.

HB 1816 was referred for engrossment.

Senator Luton presiding.

GENERAL ORDER

HB 1829 by Brunton of the House and Wolfe of the Senate was read and considered.

Senator Berrong moved to amend **HB 1829**, Page 2, by striking after the word "record" on Line 4, and before the word "remain" on Line 5, the word "shall", and substitute therefor the word "may", which amendment was declared adopted.

Upon motion of Senator Wolfe, **HB 1829**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **HB 1829**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1829 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, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—41.

Nay: Giles.—1.

Excused: Howard, Keller, McDaniel, Porter, Terrill and York.—6.

The bill passed.

HB 1829 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate, pursuant to its request, that the House of Representatives by unanimous consent has rescinded its Fourth Reading and Final Passage of Senate Bill **456**.

GENERAL ORDER

HB 1805 by Arnold of the House and Wolfe of the Senate was read and considered.

Senator Wolfe moved to amend **HB 1805**, Page 1, by restoring the Title, which amendment was declared adopted.

Upon motion of Senator Wolfe, **HB 1805**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **HB 1805**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1805 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, Crow, Crutcher, Cullison, Dahl, Green, Howell, Keating, Kilpatrick, Lane, Luton, McCune, McDaniel, Miller, Pierce, Randle, Rozell, Schuelein, Stipe, Tinsley, Vann, Watson, Wolfe and Young.—27.

Nay: Berrong, Boatner, Capps, Combs, Cummins, Giles, Johnson, Johnston, Lamb, Landis, Leonard, Martin, Murphy, Nickles and Taliaferro.—15.

Excused: Howard, Keller, Porter, Smith, Terrill and York.—6.

The bill passed.

HB 1805 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1719**, as amended.

GENERAL ORDER

HB 1593 by Mentzer of the House and Johnson of the Senate was read and considered.

Senator Johnson moved to amend **HB 1593**, Page 3, Lines 8 and 14, by changing the word and figure "500-foot" to "470-foot", and by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Johnson, **HB 1593**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, **HB 1593**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Watson presiding.

THIRD READING

HB 1593 was read for the third time at length.

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

Aye: Boatner, Clifton, Cullison, Dahl, Howell, Johnson, Johnston, Landis, Lane, Martin, Miller, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Vann, Watson and Young.—20.

Nay: Birdsong, Cain, Capps, Cate, Combs, Crow, Crutcher, Cummins, Green, Keating, Kilpatrick, Lamb, Leonard, Luton, McCune, McDaniel, Murphy, Pierce, Tinsley and Wolfe.—20.

Excused: Berrong, Giles, Howard, Keller, Porter, Smith, Terrill and York.—8.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Johnson moved that, pursuant to the Lane unanimous consent request, Page 667, the vote be reconsidered whereby **HB 1593** failed of passage.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1047, 1519, 1543 and 1920.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

CS for HB 1606 by Draper of the House and York of the Senate was read and considered.

Upon motion of Senator Randle, **HB 1606** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1606** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1606 was 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, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—38.

Nay: Capps, Combs and Nickles.—3.

Excused: Berrong, Giles, Howard, Keller, Porter, Terrill and York.—7.

The bill and emergency passed.

HB 1606 was referred for engrossment.

GENERAL ORDER

HB 1834 by Taylor of the House and Lane of the Senate was read and considered.

Senator Cate asked to be named a coauthor of **HB 1834**, which was the order.

Senator Cate moved to amend **HB 1834**, Page 2, Line 17, by adding after the word "by", and before the word "and", the words "the Governor", which amendment was declared adopted.

Senator Cate moved to amend **HB 1834**, Page 5, by deleting Section 3, and adding the Emergency Clause as Section 3, which amendment was declared adopted.

Upon motion of Senator Cate, **HB 1834**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **HB 1834**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1834 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—36.

Nay: Combs, Landis, Leonard, McCune and Nickles.—5.

Excused: Berrong, Howard, Keller, Pierce, Porter, Terrill and York.—7.

The bill and emergency passed.

HB 1834 was referred for engrossment.

GENERAL ORDER

HB 1906 by Twidwell, et al, of the House and Vann of the Senate was read and considered.

Senator Vann moved to amend **HB 1906**, by striking the Enacting Clause, which amendment was declared adopted.

Senator Wolfe moved to amend **HB 1906**, Page 2, Lines 3 through 10, by restoring the language in paragraph 2, on Page 2, which amendment was declared adopted.

Senator Stipe moved to amend **HB 1906**, Pages 6 and 8, by adding after the word "need", the following: "in accordance with published standards", which amendment was declared adopted.

Upon motion of Senator Vann, **HB 1906**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Vann, **HB 1906**, as amended, was

considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1906 was 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—40.

Excused: Berrong, Birdsong, Howard, Keller, Pierce, Porter, Terrill and York.—8.

The bill and emergency passed.

HB 1906 was referred for engrossment.

GENERAL ORDER

HB 1904 by Deatherage and Elder of the House and Smith of the Senate was read and considered.

Senator Smith asked unanimous consent to strike the Enacting Clause to **HB 1904**, which was the order.

Upon motion of Senator Smith, **HB 1904**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1904**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1904 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—38.

Excused: Berrong, Birdsong, Boatner, Howard, Keller, McDaniel, Porter, Terrill, Wolfe and York.—10.

The bill passed.

HB 1904 was referred for engrossment.

GENERAL ORDER

HB 1840 by Deatherage and Wilson of the House and York, Martin and Terrill of the Senate was read and considered.

Senator Cain asked to be named a co-author of **HB 1840**, which was the order.

Senator Landis moved to amend **HB 1840**, Page 5, Line 16, by striking after the word "Court," and before the word "appoint", the new language and replace the word "may".

Senator Martin moved to table the Landis motion to amend, which motion to table was declared adopted.

Upon motion of Senator Martin, **HB 1840**, as coauthored, was advanced.

By unanimous consent, upon request of Senator Martin, **HB 1840**, as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1840 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, Dahl, Giles, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Smith, Stipe, Tinsley, Vann, Watson, Wolfe and Young.—34.

Nay: Combs, Johnson, Landis, McCune, Nickles, Schuelein and Taliaferro.—7.

Excused: Berrong, Birdsong, Howard, Keller, Porter, Terrill and York.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Pierce moved that, pursuant to the Lane unanimous consent request, Page 667, the vote be reconsidered whereby **HB 1840** passed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 526**, showing Gray as Principal House author; **SB 548**, as coauthored by Hastings and Thompson (Mick) of the House and **SB 496**.

The above numbered Bills were referred for enrollment.

GENERAL ORDER

CS for **HB 1794** by Peterson, et al, of the House and Luton of the Senate was read and considered.

Senator Cate moved to amend **HB 1794**, Page 3, Lines 3 and 4 and Page 8, Line 2, by

deleting the words "Tax Commission or one of its" and substituting in lieu thereof the word "a" and changing the word "agents" to "agent"; on Page 4, Lines 9 and 10 by deleting the word "the Commission or one of its" and substituting in lieu thereof the word "a" and changing the word "agents" to "agent"; on Page 4, Line 14 and Page 5, Line 1, by deleting the words "the Commission or" and substituting in lieu thereof the word "a"; on Page 5, Line 11 and Page 6, Line 7, by deleting the words "Commission or", and on Page 3, Lines 3 and 4, delete the word "the", which amendment was declared adopted.

Upon motion of Senator Luton, **HB 1794**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1794**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1794 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, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnston, Kilpatrick, Lane, Luton, Martin, Miller, Murphy, Randle, Rozell, Smith, Stipe, Taliaferro, Tinsley and Vann.—25.

Nay: Boatner, Capps, Johnson, Keating, Lamb, Landis, Leonard, McCune, McDaniel, Nickles, Pierce, Schuelein, Watson, Wolfe and Young.—15.

Excused: Berrong, Birdsong, Crow, Howard, Keller, Porter, Terrill and York.—8.

The bill passed.

Senators Landis, Capps, Leonard, Lamb, Young, Nickles 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: 8. Excused: 8.

The emergency passed.

HB 1794 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Green pressed his motion to reconsider the vote whereby **HB 1873** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and Wolfe.—35.

Nay: Crutcher, Landis, Nickles and Young.—4.

Excused: Berrong, Birdsong, Crow, Howard, Keller, Porter, Smith, Terrill and York.—9.

THIRD READING

Senator Green asked unanimous consent to strike the Enacting Clause, which was the order.

HB 1873 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, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnston, Keating, Kilpatrick, Lane, Luton, McCune, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson and Wolfe.—29.

Nay: Capps, Crutcher, Johnson, Lamb, Landis, Leonard, McDaniel, Miller, Nickles, Taliaferro and Young.—11.

Excused: Berrong, Birdsong, Crow, Howard, Keller, Porter, Terrill and York.—8.

The bill passed.

HB 1873 was referred for engrossment.

GENERAL ORDER

HB 1900 by Steward, Sparkman and Duke of the House and York of the Senate was read and considered.

Senator Lane asked to be named a co-author of **HB 1900**, which was the order.

Upon motion of Senator Lane, **HB 1900**, as coauthored, was advanced.

By unanimous consent, upon request of Senator Lane, **HB 1900**, as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1900 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, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnston, Kilpatrick, Lamb, Lane, Luton, Martin, Murphy, Randle, Smith, Stipe, Tinsley, Vann and Young.—22.

Nay: Boatner, Capps, Combs, Crutcher, Johnson, Keating, Landis, Leonard,

McCune, McDaniel, Miller, Nickles, Pierce, Rozell, Schuelein, Taliaferro, Watson and Wolfe.—18.

Excused: Berrong, Birdsong, Crow, Howard, Keller, Porter, Terrill and York.—8.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Lane moved that, pursuant to the Lane unanimous consent request, Page 667, the vote be reconsidered whereby **HB 1900** failed of passage.

MOTION TO RECONSIDER VOTE

Senator Pierce pressed his motion to reconsider the vote whereby **HB 1840** passed, pursuant to the Lane unanimous consent request made on this date.

Senator Kilpatrick moved to table the Pierce motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Giles, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Smith, Taliaferro, Tinsley and Young.—25.

Nay: Combs, Green, Johnson, Landi. Leonard, McCune, Nickles, Pierce, Rozell, Schuelein, Watson and Wolfe.—12.

Excused: Berrong, Birdsong, Capps, Crow, Howard, Keller, Porter, Stipe, Terrill, Vann and York.—11.

HB 1840 was ordered withheld, pursuant to Rule 19(f).

GENERAL ORDER

HJR 1045 by Graves, et al, of the House and Young, Berrong, Pierce and Taliaferro of the Senate was read and considered.

Upon motion of Senator Young, **HJR 1045** was advanced.

By unanimous consent, upon request of Senator Young, **HJR 1045** was placed on third reading and final passage.

THIRD READING

HJR 1045 was read for the third time at length.

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

Aye: Boatner, Capps, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Lamb, Landis, Lane, McDaniel, Martin, Miller, Pierce, Rozell, Schuelein, Taliaferro, Watson and Young.—22.

Nay: Cain, Cate, Clifton, Howell, Johnston, Keating, Kilpatrick, Leonard, Luton, McCune, Murphy, Nickles, Randle, Smith, Tinsley and Wolfe.—16.

Excused: Berrong, Birdsong, Crow, Howard, Keller, Porter, Stipe, Terrill, Vann and York.—10.

The resolution failed.

MOTION TO RECONSIDER VOTE

Senator Young moved that, pursuant to the Lane unanimous consent request on this date, the vote be reconsidered whereby **HJR 1045** failed of passage.

GENERAL ORDER

HB 1567 by Cole, Townsend and Kane of the House and Clifton of the Senate was read and considered.

Upon motion of Senator Clifton, **HB 1567** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1567** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1567 was read for the third time at length.

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

Aye: Cain, Clifton, Combs, Cummins, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, McCune, Martin, Miller, Murphy, Pierce, Randle, Schuelein, Smith, Taliaferro, Watson and Wolfe.—25.

Nay: Boatner, Cate, Crutcher, Cullison, Dahl, Lane, Luton, Nickles, Rozell, Tinsley and Young.—11.

Excused: Berrong, Birdsong, Capps, Crow, Howard, Keller, McDaniel, Porter, Stipe, Terrill, Vann and York.—12.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Lane moved that, pursuant to the Lane unanimous consent request, Page 667, the vote be reconsidered whereby **HB 1567** passed.

GENERAL ORDER

HB 1103 by Peterson, Vaughn and Cotner of the House and Kilpatrick of the Senate was read and considered.

Upon motion of Senator Kilpatrick, **HB 1103** was advanced.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1103** was placed on third reading and final passage.

THIRD READING

HB 1103 was read for the third time at length.

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

Aye: Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Green, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Watson, Wolfe and Young.—28.

Nay: Boatner, Dahl, Giles, Johnson, Landis, Schuelein and Taliaferro.—7.

Excused: Berrong, Birdsong, Capps, Crow, Howard, Keller, McDaniel, Porter, Stipe, Terrill, Tinsley, Vann and York.—13.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Schuelein moved that, pursuant to the Lane unanimous consent request, Page 667, the vote be reconsidered whereby **HB 1103** passed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 426, 478, 604 and 637**, each as amended and **SBs 477, 488, 509 and 561** each as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 426 were read as follows and consideration deferred.

Amendment No. 1. Amend Title, Page 1, by striking Lines 10½ through 15, and substituting in lieu thereof the following:

“(Department of Energy — Appropriations — Emergency)”

Amendment No. 2. Amend Page 1, Line 27½, by adding a new SECTION 2 to read as follows:

“SECTION 2. There is hereby appropriated to the Department of Energy, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1981, not otherwise appropriated, the sum of One Hundred Seventy Thousand Sixty-one Dollars (\$170,061.00), or so much thereof as may be required to accomplish contractual responsibilities with the Bartlesville Energy Research Center at Bartlesville, Oklahoma, during the fiscal year ending June 30, 1981.”

Amendment No. 3. Amend Page 1, Line 28, by renumbering the present “SECTION 2” to read “SECTION 3” and by renumbering succeeding sections accordingly.

Amendment No. 4. Amend Page 1, Line 35, by deleting the word and figures “nineteen (19)” and substituting in lieu thereof the word and figures “thirty-one (31)”.

Amendment No. 5. Amend Page 2, Line 2, by deleting the word and figures “Ten (10)” and substituting in lieu thereof the word and figures “Twenty-three (23)”.

Amendment No. 6. Amend Page 2, Line 5, by deleting the word and figures “ten (10)” and substituting in lieu thereof the word and figures “twenty-three (23)”.

Amendment No. 7. Amend Page 2, Line 11, by deleting the words and figures “Three Hundred Seventeen Thousand Fifty Dollars (\$317,050.00)” and substituting in lieu thereof the words and figures “Four Hundred Fifty Thousand Six Hundred Twenty Dollars (\$450,620.00)”.

Amendment No. 8. Amend Page 2, Line 29, by deleting the word "appropriation" and substituting in lieu thereof the word "appropriations".

Amendment No. 9. Amend Page 3, Line 1, by deleting the figure "3" and substituting in lieu thereof the figure "4".

HOUSE AMENDMENTS

HAs to SB 477 were read as follows and consideration deferred.

Authors: Add the following coauthor: Conaghan of the House.

Amendment No. 1. Amend Page 1, Line 22, by inserting after the word and comma "judge," and before the word "to" the following language: "with consent of the county sheriff,".

HOUSE AMENDMENTS

HAs to SB 478 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 15½, by adding a new SECTION 1 to read as follows:

"SECTION 1. 68 O.S. 1971, Section 815, is amended to read as follows:

Section 815. (a) The executor, administrator, trustee, devisee, heir or transferee shall within fifteen (15) months after the date of death of the decedent, unless the time has been extended by the Tax Commission, make a detailed return, verified by affidavit, to the Tax Commission upon forms furnished by it, giving all the information called for or that may be necessary to determine the value of the net estate.

(b) Upon receipt of such return the Tax Commission shall proceed to audit the same and may, for the purpose of determining the

value of the estate or any transfer, audit the books of account and records of any executor, administrator, trustee, devisee, heir, corporation, bank, trust company or transferee, and may appraise the property transferred or returned and investigate and include any property or transfers which may have been omitted from the return and shall thereupon compute, and by order assess, the tax, together with any interest or penalty which it may find to be due, and shall forthwith notify the administrator, executor, trustee or transferee and their attorney of record of such assessment by furnishing a detailed statement of the values of said estate or transfers, as fixed by the Tax Commission, and the amount of tax assessed. Such notice may be delivered in person or may be by mail addressed to such administrator, executor, trustee, transferee and their attorney of record at their last-known post office addresses, with the postage thereon prepaid, and upon receipt of such notice of assessment, the administrator, executor, trustee, devisee, heir or transferee liable for such tax shall pay the tax to the Tax Commission as provided herein. Provided, however, that if upon receipt of such notice the administrator, executor, or trustee or any party interested is dissatisfied with such findings or assessment or any appraisal made by the Tax Commission, they shall, within thirty (30) days from the date of mailing of such notice, file with the Tax Commission their objection, in writing, specifically setting forth the grounds of their objections, and thereupon the Commission may grant a hearing, and upon such hearing may adjust the matters in controversy and correct the assessment as justice may require. PROVIDED FURTHER, THE ADMINISTRATOR, EXECUTOR, TRUSTEE OR ANY INTERESTED PARTY WHO FINDS, WITHIN ONE (1) YEAR FROM THE DATE OF RECEIPT OF THE NOTICE, AN ERROR OF OMISSION OR INCLUSION OF PROPERTY ON RETURN, MAY FILE IN WRITING, AN OBJECTION WITH THE TAX COMMISSION SPECIFICALLY

SETTING FORTH THE GROUNDS OF HIS OBJECTION, AND THEREUPON THE COMMISSION SHALL GRANT A HEARING, AND UPON SUCH HEARING SHALL ADJUST THE MATTERS IN CONTROVERSY AND ADD TO OR DELETE FROM THE RETURN SUCH PROPERTY AS JUSTICE MAY REQUIRE.

(c) No assessment of inheritance, estate or transfer tax shall be made hereunder subsequent to the lapse of ten (10) years after the date of the death of any decedent, except that this time limitation on the making of assessments and the beginning of proceedings for collection shall not affect or apply to assessments of inheritance, estate, transfer or gift taxes upon the estates of restricted Indians."

and by renumbering the present "SECTION 1" to read "SECTION 2".

Amendment No. 2. Amend Page 1, Line 29, by deleting all language in the present "SECTION 2" and adding in lieu thereof the following SECTIONS 3 and 4:

"SECTION 3. Section 2 of this act shall become effective October 1, 1980.

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."

Amendment No. 3. Amend the Title, Line 10, by changing after the figures and comma "1971," the word "SECTION" to "SECTIONS" and inserting before the figures "815.1" the figures and word "815 AND"; and on Line 10, by inserting before the word "LIMITING" the following language: "PROVIDING PROCEDURES FOR ESTATE TAX RETURN; ALLOWING FOR HEARINGS; SETTING LIMITATIONS AND EXCEPTIONS THERETO;" and on Line 11½, by deleting before the

word "PROVIDING" the word "AND" and inserting after the word "DATE" and before the period "." the following: "; AND DECLARING AN EMERGENCY".

HOUSE AMENDMENTS

HAs to SB 488 were read as follows and consideration deferred.

Authors: Add the following coauthor: Wilson 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 488** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 509 were read as follows and consideration deferred.

Authors: Add the following coauthor: Thompson (Mick) of the House.

Amendment No. 1. Amend Page 1, Line 13½, by adding a new SECTION 1 to read as follows:

(At the direction of the President Pro Tempore, **HAs to SB 509** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 561 were read as follows and consideration deferred.

Authors: Add the following coauthors: Hastings and Arnold of the House.

Amendment No. 1. Amend the entire bill by deleting the word "resident" and substituting in lieu thereof the word "patient" wherever it appears.

Amendment No. 2. Amend Page 1, Line 35 through Page 2, Line 2, by deleting all language after the word and period "agency." through the word and period "activities."

Amendment No. 3. Amend the Title, Line 8, by changing the word "RESIDENTS" to the word "PATIENTS".

HOUSE AMENDMENTS

HAS to SB 604 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 4, Line 8, by adding after the word "delivered" and before the word "the" the following language: "to the owner or the owner's designated representative".

Amendment No. 2. Amend Page 4, Line 17, by adding after the word "exemption" and before the period "." the following language: "or property used for agricultural purposes".

Amendment No. 3. Amend Page 4, Line 24½, by adding a new SECTION 8 to read as follows:

"SECTION 8. Nothing in this act shall be construed to pertain to agricultural products or real property used for the production or growing of agricultural products."

and by renumbering the present "SECTION 8" to read "SECTION 9".

HOUSE AMENDMENTS

HAS to SB 637 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 41, Line 17½, by deleting the word and figures "fourteen (14)" and substituting in lieu thereof the word and figures "ten (10)".

Amendment No. 2. Amend Page 78, Lines 12½ through 17½, by deleting all language beginning with the word "In" through the word and period "Review."

Amendment No. 3. Amend Page 96, Line 2, by adding after the word and period "act." the following language: "The members of the Commission who are serving at the time this bill is enacted shall continue to serve for the remainders of their respective terms without interruption by reason of this enactment."

NOTE: Emergency failed.

MESSAGE FROM THE HOUSE

Granting withdrawal of **SB 382** from GCCA and advising conference granted on Engrossed **SBs**, and naming Conferees as follows:

SB 382 — Davis (Don), Deatherage and Barker.

SB 391 — Davis (Don), Deatherage and Barker.

SB 547 — Hooper, Monks and Davis (Don).

MESSAGE FROM THE HOUSE

Requesting from the Honorable Senate the return of Engrossed Senate Bill No. **548**, which was inadvertently passed with a stricken title.

PENDING SENATE ACTION ON HOUSE REQUEST

Upon motion of Senator Lane, the request of the Honorable House for the return of Engrossed Senate Bill No. 548 was granted.

Senator Boatner presiding.

GENERAL ORDER

HB 1865 by Riggs of the House and Randle of the Senate was read and considered.

Senator McCune moved to amend **HB 1865**, Page 3, Line 15, by adding after the word "Oklahoma", and before the word "The", the words "The Joseph Harp Correctional Center, located at Lexington, Oklahoma", which amendment was declared adopted.

Senator Keating moved to amend **HB 1865**, Page 23, Line 16, by adding after the word "institutions", and before the word "and", the following: "child care facilities, provided that the Department may contract for this purpose with another State agency or department," which amendment was withdrawn.

Senator Keating moved to amend **HB 1865**, Page 1, by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Randle, **HB 1865**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1865**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Watson presiding.

THIRD READING

HB 1865 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, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Watson, Wolfe and Young.—33.

Excused: Berrong, Birdsong, Capps, Crow, Giles, Howard, Keller, McDaniel, Nickles, Porter, Stipe, Terrill, Tinsley, Vann and York.—15.

The bill passed.

HB 1865 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1080**, requesting Conference and naming Conferees as follows: Bengtson, Hopkins and Vaughn.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on **HB 1080** was ordered granted; President Pro Tempore Howard naming as Senate Conferees the following: Senators Luton, Birdsong and Vann.

MOTION RE SB 456

Upon motion of Senator Lane, the Senate rescinded its fourth reading and final passage of **SB 456**.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, April 9, 1980, at 10:00 a.m., which motion prevailed.

BILLS RELEASED

HBs 1522, 1837 and 1840 and HJR 1053 and 1057 were properly signed and ordered

returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 6:35 p.m. to meet Wednesday, April 9, 1980, at 10:00 a.m.

Fifty-fourth Legislative Day

Wednesday, April 9, 1980

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, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—40.

Excused: Berrong, Giles, Howard, Howell, Keller, McDaniel, Terrill and York.—8.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Bentley, the guest of Senator Smith.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Kilpatrick introduced his wife, Barbara.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 9, 1980, of Enrolled SBs 293, 525 and 585.

COMMITTEE REPORTS

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

DO PASS:

HB 1546 — Appropriations and Budget.

GENERAL ORDER

CS for **HB 1394** by Davis (Frank), Wilson and Camp of the House and Johnston and York of the Senate was read and considered.

Senator Landis moved to amend **HB 1394**, on Page 2, Line 17, by adding after the word "telephone", the following: "Provided nothing in this Act shall prevent the District Attorney or his designee from

authorizing the removal of a body where it is determined by him to be in the public interest and conditions at the scene are adequately documented and preserved by photographs and measurements.", which amendment was declared adopted.

Upon motion of Senator Johnston, **HB 1394**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnston, **HB 1394**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1394 was 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, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—38.

Nay: Boatner and Leonard.—2.

Excused: Berrong, Giles, Howard, Howell, Keller, McDaniel, Terrill and York.—8.

The bill and emergency passed.

HB 1394 was referred for engrossment.

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

GENERAL ORDER

HB 1783 by Smith and Davis (Frank) of the House and Luton of the Senate was read and considered.

Senator Luton moved to amend **HB 1783**, Page 1, by crippling the title, which amendment was declared adopted.

Upon motion of Senator Luton, **HB 1783**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1783**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1783 was 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, Green, Johnson, Johnston, Keating, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Nickles, Pierce, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Watson and Young.—32.

Nay: Howell, Kilpatrick, Landis, Murphy, Porter, Randle, Stipe, Vann and Wolfe.—9.

Excused: Berrong, Giles, Howard, Keller, McDaniel, Terrill and York.—7.

The bill and emergency passed.

HB 1783 was referred for engrossment.

GENERAL ORDER

HB 1407 by Monks, Fitzgibbon and Rieger of the House and Stipe of the Senate was read and considered.

Senators Nickles and Berrong moved to amend **HB 1407**, Page 1, Line 1, by inserting new section as follows and renumber sections accordingly:

“SECTION 1. Repeal 40 O.S. 1971, Sections 196.1 through Section 196.12, inclusive.”

Senator Stipe moved that **HB 1407** be advanced to engrossment, which motion was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Kilpatrick, Lane, Luton, Martin, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro and Tinsley.—20.

Nay: Capps, Crow, Crutcher, Green, Howell, Johnson, Keating, Lamb, Landis, Leonard, McCune, Miller, Murphy, Nickles, Rozell, Vann, Watson, Wolfe and Young.—19.

Excused: Berrong, Giles, Howard, Johnston, Keller, McDaniel, Pierce, Terrill and York.—9.

Senator Stipe asked unanimous consent to consider **HB 1407** engrossed and placed on third reading and final passage, to which request objection was heard.

HB 1407 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1606, 1682, 1694, 1784, 1794, 1805, 1816, 1829, 1834, 1865, 1873, 1880, 1887, 1904 and 1906 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 496, 526, 551 and 564 were each correctly enrolled and, after fourth reading,

properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 38 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING SENATE ACTION — RESOLUTION

SCR 54, introduced on page 664, was called up for consideration.

Senators Birdsong, Crutcher, Rozell, Schuelein, Stipe, Lane, Johnson, Lamb, Taliaferro and Miller asked to be named co-authors of **SCR 54**, which was the order.

Senators McDaniel, Terrill and Keller asked to be shown present, which was the order.

SCR 54, as coauthored, was adopted upon motion of Senator Crow and ordered referred for engrossment.

GENERAL ORDER

HB 1716 by Monks of the House and York of the Senate was read and considered.

Senator Nickles moved to amend **HB 1716**, Page 1, Line 1, by inserting new Section as follows and renumber sections accordingly:

“Section 1. 40 O.S. 1971, Sections 196.1 through 196.12, inclusive, are hereby repealed.”

, and amend the Title to conform.

Senator Johnston raised a point of order and requested the Chair to rule on the germaneness of the Nickles amendment to **HB 1716**.

The Chair, citing provisions of Senate Rule 7(n), ruled the Nickles amendment

nongermane as to the original intent of **HB 1716**, thereby sustaining the Johnston point of order.

Senator Nickles moved to appeal the ruling of the Chair.

The Presiding Officer ordered the roll called, the "ayes" voting to sustain, the "nays" voting to overrule.

The Ruling of the Chair was sustained, the roll call resulting as follows:

Aye: Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Johnson, Johnston, Kilpatrick, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley and Vann.—27.

Nay: Capps, Green, Howell, Keating, Keller, Lamb, Landis, Leonard, McCune, Nickles, Pierce, Watson and Wolfe.—13.

Excused: Berrong, Boatner, Giles, Howard, Porter, Taliaferro, York and Young.—8.

Upon motion of Senator Kilpatrick, **HB 1716** was advanced.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1716** was placed on third reading and final passage.

THIRD READING

HB 1716 was 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, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune,

McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson and Wolfe.—38.

Nay: Keller, Nickles and Pierce.—3.

Excused: Berrong, Giles, Howard, Lane, Taliaferro, York and Young.—7.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator Keller moved that, pursuant to the Lane unanimous consent request, Page 667, he would move to reconsider the vote whereby **HB 1716** passed.

GENERAL ORDER

HB 1929 by Henry of the House and Clifton of the Senate was read and considered.

Further consideration of **HB 1929** was deferred.

Senator Lane moved the Senate stand recessed until the hour of 12:30 p.m., which motion prevailed.

The Senate reassembled with Senator Boatner presiding.

Senator Lane questioned the presence of a quorum. The roll was ordered called, following which a quorum was declared present.

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 resolved itself 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 Wolfe, advised and consented to the confirmation of DAVID D. BEEN, Tulsa, as a member of the State Police Pension and Retirement Board, to serve an unexpired term ending July 1, 1982. Mr. Been succeeds William Wilbanks.

The Senate, in executive session, and upon motion of Senator Landis, advised and consented to the confirmation of JAMES R. HARELSON, Duncan, as a member of the Oklahoma Savings and Loan Board, to serve a 4-year term ending April 17, 1983. Mr. Harelson succeeds Keith Carter.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 496, 526, 551 and 564.

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled SCR 38.

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

GENERAL ORDER

HB 1538 by Poulos, et al, of the House and Randle, Howell and Terrill of the Senate was read and considered.

Upon motion of Senator Randle, **HB 1538** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1538** was considered

engrossed and placed on third reading and final passage.

THIRD READING

HB 1538 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Vann, Watson, Wolfe and Young.—35.

Excused: Berrong, Birdsong, Cate, Crow, Giles, Howard, Howell, Keller, Pierce, Porter, Terrill, Tinsley and York.—13.

The bill and emergency passed.

HB 1538 was referred for engrossment.

GENERAL ORDER

HB 1789 by Gray, et al, of the House and Combs of the Senate was read and considered.

Senator Combs moved to amend **HB 1789**, Page 3, Line 1, by striking after the word "created", and before the word "forms" on Line 2, the words "or redesigned", which amendment was declared adopted.

Senator Combs moved to amend **HB 1789**, Page 5, Line 11, by adding after the word "situation", and before the word "an", the words "or from consolidating or updating current forms", which amendment was declared adopted.

Upon motion of Senator Combs, **HB 1789**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Combs, **HB 1789**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1789 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, Cummins, Green, Keating, Kilpatrick, Lamb, Leonard, Martin, Nickles, Randle, Smith, Terrill and Young.—15.

Nay: Birdsong, Boatner, Cain, Cate, Crutcher, Cullison, Dahl, Howell, Johnson, Johnston, Landis, Lane, Luton, McCune, McDaniel, Miller, Murphy, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann and Watson.—24.

Excused: Berrong, Crow, Giles, Howard, Keller, Pierce, Porter, Wolfe and York.—9.

The bill failed.

GENERAL ORDER

HB 1481 by Wiseman of the House and Smith of the Senate was read and considered.

Upon motion of Senator Smith, **HB 1481** was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1481** was considered engrossed and placed on third reading and final passage.

Senator Luton moved to put the previous question, which motion was declared adopted.

The Chair advised the Senate that provisions of Senate Rule 14(l), (m), and (n) were now in order, allowing the friends and opponents of the measure to debate, giving the author the final ten minutes to close.

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

THIRD READING

HB 1481 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, Crow, Cullison, Cummins, Dahl, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—26.

Nay: Boatner, Capps, Clifton, Green, Howell, Johnson, Johnston, Keating, Keller, Landis, Leonard, McCune, Murphy, Nickles, Pierce, Vann, Wolfe and Young.—18.

Excused: Berrong, Crutcher, Giles and Howard.—4.

The bill passed.

HB 1481 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 54 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SPECIAL INTRODUCTION

Senator Cate introduced the Honorable Tom Steed, Congressman from Oklahoma, to the members and presented Congressman

Steed with a copy of Enrolled Resolution 84 honoring him on his pending retirement.

After a brief acceptance speech, the Senate recessed until the hour of 2:00 p.m. to attend a reception held in Mr. Steed's honor.

The Senate reassembled with Senator Boatner presiding. A quorum was called for, the roll taken, and a quorum declared present.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 474**, coauthored by Alexander, Conaghan, Duckett and Harbin, and **SB 545**, coauthored by Glover and Wilson.

The above numbered Bills were referred for enrollment.

GENERAL ORDER

HB 1723 by Townsend, et al, of the House and Kilpatrick of the Senate was read and considered.

Senators Murphy, Pierce and McCune asked to be named coauthors of **HB 1723**, which was the order.

Senator Kilpatrick moved to amend **HB 1723**, Page 7, Line 12, by adding after the word "cost" and before the word "for" the words "of installation", which amendment was declared adopted.

Upon motion of Senator Kilpatrick, **HB 1723**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1723**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1723 was 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, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Boatner and Smith.—2.

Excused: Berrong, Crutcher, Giles, Howard, Miller, Nickles and Wolfe.—7.

The bill and emergency passed.

HB 1723 was referred for engrossment.

GENERAL ORDER

HB 1764 by Hill of the House and Leonard of the Senate was read and considered.

Senator Leonard moved to amend **HB 1764**, by crippling the title and strike the enacting clause, which amendment was declared adopted.

Upon motion of Senator Leonard, **HB 1764**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Leonard, **HB 1764**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1764 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Excused: Berrong, Clifton, Crutcher, Giles, Howard, Miller, Nickles, Randle, Taliaferro and Wolfe.—10.

The bill and emergency passed.

HB 1764 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1407 was correctly engrossed.

THIRD READING

HB 1407 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, Dahl, Green, Howell, Johnston, Kilpatrick, Lamb, Lane, Leonard, Luton, Martin, Murphy, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley and Young.—27.

Nay: Boatner, Capps, Johnson, Keating, Keller, Landis, McCune, McDaniel, Pierce, Rozell, Vann and Watson.—12.

Excused: Berrong, Crutcher, Giles, Howard, Miller, Nickles, Terrill, Wolfe and York.—9.

The bill passed.

HB 1407 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1536 by Poulos, et al, of the House and Green and Crutcher of the Senate was read and considered.

Senators Crutcher and Green moved to amend **HB 1536**, on Page 4, Line 11, by inserting after the word "mines.", and before the word "The", the following language: "The Board shall advise the Chief Mine Inspector on laws, regulations, and other matters affecting coal mining, and concerning the expenditure of funds collected pursuant to Sections 931 et seq. of Title 45 of the Oklahoma Statutes.", which amendment was declared adopted.

Upon motion of Senator Green, **HB 1536**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Green, **HB 1536**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1536 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—39.

Excused: Berrong, Crow, Crutcher, Giles, Howard, Miller, Nickles, Terrill and York.—9.

The bill and emergency passed.

HB 1536 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives has rescinded its Third Reading and Final Passage of **SB 456**, as requested.

PENDING CONSIDERATION OF HAS

HAs to SB 488 were called up for consideration.

Upon motion of Senator Randle, the Senate concurred in **HAs to SB 488**.

SB 488, 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, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Berrong, Crutcher, Giles, Howard, Miller and Nickles.—6.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Landis, **HAs to SB 445** were rejected and conference requested, President Pro Tempore Howard

naming as Senate Conferees the following: Senators Landis, Dahl and Cullison.

Upon motion of Senator Lane, **HAs to SB 629** were rejected, and conference requested, President Pro Tempore Howard naming as Senate Conferees the following: Senators Lane, York and Combs.

Upon motion of Senator Murphy, **HAs to SB 559** were rejected and conference requested, President Pro Tempore Howard naming as Senate Conferees the following: Senators Murphy, Howell and Luton.

Upon motion of Senator Taliaferro, **HAs to SB 331** were rejected and conference requested, President Pro Tempore Howard naming as Senate Conferees the following: Senators Taliaferro, Dahl and Rozell.

Upon motion of Senator Taliaferro, **HAs to SB 439** were rejected and conference requested, President Pro Tempore Howard naming as Senate Conferees the following: Senators Taliaferro, Smith and Lane.

Upon motion of Senator Rozell, **HAs to SB 528** were rejected and conference requested, President Pro Tempore Howard naming as Senate Conferees the following: Senators Rozell, Luton and Miller.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB's**, and naming House Conferees as follows:

SB 331 — Hooper, Sanders and Willis.

SB 439 — Glover, Murphy and Hooper.

SB 445 — Sanders, Mentzer and Briscoe.

SB 528 — Lancaster, Barker and Hargrave.

SB 559 — Henry, Elder and Steward.

SB 629 — Murphy, Hopkins and Whorton.

GENERAL ORDER

HB 1608 by Graves, et al, of the House and Lamb, Howell, Watson, Berrong, Young, Keller, McCune, Pierce, Vann, Taliaferro, McDaniel and Nickles of the Senate was read and considered.

Senators Landis, Green, Capps, Birdsong, Luton and Tinsley asked to be named coauthors of **HB 1608**, which was the order.

Senator Cate moved to amend **HB 1608**, Page 2, Line 5½, by adding the following: "However nothing herein shall be construed so as to allow Shi'ite Moslem prayers in schools."

Senator Lamb moved to table the Cate motion to amend, which motion to table was declared adopted, upon a division of the question.

Senator Stipe moved to amend **HB 1608**, Page 2, Line 3, by inserting after the word "prayer", and before the word "nothing" the words "nothing in this act shall be construed to permit or require Heathenistic prayer."

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: Boatner, Capps, Clifton, Crow, Cullison, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Schuelein, Smith, Taliaferro, Vann, Watson, Wolfe and Young.—27.

Nay: Birdsong, Cain, Cate, Combs, Cummins, Dahl, Kilpatrick, Luton, Miller, Murphy, Randle, Rozell, Stipe, Terrill, Tinsley and York.—16.

Excused: Berrong, Crutcher, Giles, Howard and Lane.—5.

Upon motion of Senator Lamb, **HB 1608**, as coauthored, was advanced.

By unanimous consent, upon request of Senator Lamb, **HB 1608**, as coauthored, was placed on third reading and final passage.

THIRD READING

Senator Terrill moved to reconsider the vote whereby **HB 1608** was advanced to 3rd reading, which motion was tabled upon motion of Senator Lamb, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Capps, Clifton, Combs, Crow, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Smith, Taliaferro, Tinsley, Vann, Watson and Young.—26.

Nay: Cain, Cate, Crutcher, Cullison, Cummins, Dahl, Howell, Kilpatrick, Lane, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Terrill, Wolfe and York.—19.

Excused: Berrong, Giles and Howard.—3.

Senator Cate moved to suspend the rules to allow the following amendment to be considered: **HB 1608**, Page 2, Line 2, by deleting after the word "district", and before the word "permit", the word "shall" and insert in lieu thereof the word "may", which amendment was tabled upon motion of Senator Lamb, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Capps, Clifton, Combs, Crow, Green, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Nickles, Pierce, Porter, Rozell, Smith, Taliaferro, Tinsley, Vann, Watson and Young.—27.

Nay: Cain, Cate, Crutcher, Cullison, Cummins, Dahl, Howell, Kilpatrick, Lane, Luton, Miller, Murphy, Randle, Schuelein, Stipe, Terrill, Wolfe and York.—18.

Excused: Berrong, Giles and Howard.—3.

Senator Luton moved to put the previous question, which motion was declared adopted.

The Chair advised the Senate that provisions of Senate Rule 14(l), (m), and (n) were now in order, allowing the friends and opponents of the measure to debate, giving the author the final ten minutes to close.

HB 1608 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—40.

Nay: Cain, Cate and Terrill.—3.

Excused: Berrong, Giles, Howard, Miller and York.—5.

The bill and emergency passed.

HB 1608 was withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1522, 1719, 1837 and 1840** and **HJR 1053 and 1057**.

The above numbered Enrolled Bills and Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1618, 1625, 1627, 1631, 1633, 1634, 1639, 1642, 1643, 1645, 1648 and 1818**, 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 **HBs 1618, 1625, 1627, 1631, 1633, 1634, 1639, 1642, 1643, 1645, 1648 and 1818** was ordered granted, said bills referred to **GCCA**.

GENERAL ORDER

HB 1814 by Monks, Draper and Davis (Don) was read and considered.

Senator Crow asked to be named Principal author of **HB 1814**, which was the order.

Upon motion of Senator Crow, **HB 1814**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1814**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1814 was read for the third time at length.

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

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

Excused: Berrong, Crutcher, Giles, Howard, Pierce and York.—6.

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: 43. Excused: 5.

The emergency passed.

HB 1814 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 391** was read and adopted upon motion of Senator Crow.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed **SB 391**, by Crow, Boatner, Stipe and Capps of the Senate and Davis (Don), Deatherage, Harbin, Elder and Barker of the House, entitled:

An Act relating to the State Department of Agriculture *** and declaring an emergency.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House,

have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from Engrossed House Amendment Nos. 1, 2, and 3.

2. That the following Conference Committee Amendments to Engrossed **SB 391** be adopted:

(a) Page 1, Line 11, by deleting the words "SUPPLEMENTAL APPROPRIATIONS" and by substituting in lieu thereof the words "A SUPPLEMENTAL APPROPRIATION".

(b) Page 2, Lines 7 through 14, by deleting Section 3 entirely.

Renumber the current Section 4 to read "Section 3" and renumber succeeding sections accordingly.

Respectfully submitted,

FOR THE SENATE: Crow, Boatner and Capps.

FOR THE HOUSE: Davis (Don), Deatherage and Barker.

PENDING CONSIDERATION OF CCR

SB 391, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Johnson, Johnston, Keating, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley and Vann.—34.

Nay: Cain, Combs, Howell, Keller, Kilpatrick, McCune, Smith, Watson, Wolfe and Young.—10.

Excused: Berrong, Giles, Howard and York.—4.

The bill and emergency passed.

SB 391, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 382** was read and adopted upon motion of Senator Crow.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed Senate Bill No. 382, by Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House, entitled:

An Act relating to the State Department of Health; making supplemental appropriations thereto *** and declaring an emergency.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the Senate accept all Engrossed House Amendments.

Respectfully submitted,

FOR THE SENATE: Crow and Boatner.

FOR THE HOUSE: Davis (Don), Deatherage and Barker.

PENDING CONSIDERATION OF CCR

SB 382, 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, Culison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—42.

Nay: Porter, Smith and Young.—3.

Excused: Berrong, Giles and Howard.—3.

The bill and emergency passed.

SB 382, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

GENERAL ORDER

HB 1636 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 1636** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1636** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1636 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Berrong, Giles, Howard and Wolfe.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator Lane moved that the vote be reconsidered whereby **HB 1636** passed, pursuant to the Lane unanimous consent request, Page 667.

GENERAL ORDER

HB 1647 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 1647** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1647** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1647 was 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, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpat-

rick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Nay: Pierce.—1.

Excused: Berrong, Giles and Howard.—3.

The bill and emergency passed.

HB 1647 was referred for engrossment.

GENERAL ORDER

HB 1644 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 1644** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1644** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1644 was 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, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Nay: Pierce.—1.

Excused: Berrong, Giles and Howard.—3.

The bill and emergency passed.

HB 1644 was referred for engrossment.

GENERAL ORDER

HB 1653 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 1653** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1653** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1653 was 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, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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, Giles and Howard.—3.

The bill and emergency passed.

HB 1653 was referred for engrossment.

GENERAL ORDER

HB 1947 by Davis (Don) and Elder of the House and Crow of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1947** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1947** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1947 was 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, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—35.

Nay: Capps, Combs, Keller, Landis, Leonard, McCune, Nickles, Pierce, Smith and Wolfe.—10.

Excused: Berrong, Giles and Howard.—3.

The bill and emergency passed.

HB 1947 was referred for engrossment.

GENERAL ORDER

HB 1652 by Draper, et al, of the House and Howard of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1652** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1652** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1652 was 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, Culison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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, Giles and Howard.—3.

The bill and emergency passed.

HB 1652 was referred for engrossment.

GENERAL ORDER

HB 1815 by Draper of the House and Howard of the Senate was read and considered.

Senator Lane asked to be named a coauthor of **HB 1815**, which was the order.

Upon motion of Senator Lane, **HB 1815** was advanced.

By unanimous consent, upon request of Senator Lane, **HB 1815**, as coauthored, was placed on third reading and final passage.

THIRD READING

HB 1815 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Berrong, Giles, Green and Howard.—4.

The Chair advised the Senate that Senator Green, having been present in the Chamber at the time the vote was taken on **HB 1815** would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 44. Nay: 1. Excused: 3.

The bill passed.

Senator Green desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45. Excused: 3.

The emergency passed.

HB 1815 was ordered withheld pursuant to Rule 19(f).

MOTION TO RECONSIDER VOTE

Senator Green pressed his motion to reconsider the vote whereby **HB 1798** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

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

Nay: Rozell and Smith.—2.

Excused: Berrong, Giles, Howard and Vann.—4.

THIRD READING

Senator Green asked unanimous consent to cripple the title to **HB 1798**, which was the order.

HB 1798 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, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Nickles, Pierce, Porter, Randle, Schuelein, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Nay: Crutcher, Landis, McDaniel, Murphy, Rozell, Smith and Taliaferro.—7.

Excused: Berrong, Giles, Howard and Stipe.—4.

The bill passed.

HB 1798 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 491** was read and adopted upon motion of Senator Tinsley.

Mr. President

Mr. Speaker

The Conference Committee, to which was referred Engrossed **SB 491** by Giles, Landis, Leonard and Capps of the Senate and Weichel and Hill of the House, entitled:

An Act relating to oil and gas *** requiring royalty payments to start within a certain time *** directing codification; 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 its amendment.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 491** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Giles and Tinsley.

FOR THE HOUSE: Weichel and Dunn.

PENDING CONSIDERATION OF CCR

Senator Tinsley asked to be named a coauthor of **SB 491**, which was the order.

SB 491, 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, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Berrong, Crow, Giles, Howard.—4.

The bill and emergency passed.

SB 491, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

GENERAL ORDER

HB 1240 by Davis (Don) of the House and Terrill of the Senate was read and considered.

Senator Terrill moved to amend **HB 1240**, Page 7, Line 1, by changing "1979" to read "1980", which amendment was declared adopted.

Upon motion of Senator Terrill, **HB 1240**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1240**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1240 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, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Berrong, Birdsong, Giles, Howard and Keller.—5.

The bill passed.

HB 1240 was referred for engrossment.

GENERAL ORDER

HB 1859 by Wiseman of the House and Terrill of the Senate was read and considered.

Senator Terrill asked unanimous consent that Representative Bengtson be named House author and Representative Wiseman named first coauthor of **HB 1859**, which was the order, citing provisions of Rule 8(d).

Senator York moved to amend **HB 1859**, Page 2, Line 3½, by inserting a new Section 2, to read as follows:

"SECTION 2. A. No gas or electric public utility including municipally controlled gas or electric utilities, in this state shall disconnect, for nonpayment of a bill, the service of any residential customer, including residential tenants of master metered apartment buildings on any day:

1. When the National Weather Service forecast for the following twenty-four (24) hours covering the area of the utility in which the residence is located includes a forecast that the temperature will be thirty-two degrees (32°) Fahrenheit or below; or

2. Preceding a holiday or a weekend when such a forecast indicates that the temperature

will be thirty-two degrees (32°) Fahrenheit or below during the holiday or weekend.

B. The Corporation Commission and appropriate municipal governing bodies shall promulgate such rules as are necessary to implement this act and may promulgate such additional rules to afford such further protections to the public as they may deem necessary."

and renumbering subsequent sections; and striking on Line 4, Page 2, the words "Section 1" before the word "of" and inserting in lieu thereof the words "Sections 1 and 2"; and on Line 5, Page 2, after the figure "157" and before the word "of" the word and figure "and 158", which amendments was declared adopted.

Senator Cate moved to amend **HB 1859**, Page 2, Line 3, by adding after the word "liens", the following: "if said real property is owned in full by said occupant", which amendment was withdrawn.

Upon motion of Senator Terrill, **HB 1859**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1859**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1859 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, Crutcher, Cummins, Howell, Johnston, Kilpatrick, Luton, McCune, Murphy, Porter, Randle, Smith, Stipe, Terrill, Tinsley, York and Young.—20.

Nay: Boatner, Capps, Crow, Cullison, Dahl, Green, Johnson, Keating, Lamb, Landis, Lane, Leonard, McDaniel, Martin, Miller, Nickles, Pierce, Rozell, Schuelein, Taliaferro, Vann, Watson and Wolfe.—23.

Excused: Berrong, Birdsong, Giles, Howard and Keller.—5.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Terrill moved that the vote be reconsidered whereby **HB 1859** failed of passage, pursuant to the Lane unanimous consent request, Page 667.

GENERAL ORDER

HB 1786 by Taylor, et al, of the House and York of the Senate was read and considered.

Senator Schuelein asked to be named a coauthor of **HB 1786**, which was the order.

Senator York moved to amend **HB 1786**, by striking the Enacting Clause, which amendment was declared adopted.

Senator Johnston moved to amend **HB 1786**, Page 2, Line 2, by adding after the word "authority", and before the comma, the words "and Western Farmers' Electric Cooperative", to which amendment no action was taken.

Senator Stipe moved to send this bill to the Business, Industry and Labor Relations Committee for an interim study.

Senator York moved to table the Stipe motion to commit, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Clifton, Combs, Crutcher, Cummins, Howell, John-

ston, Kilpatrick, Martin, Randle, Schuelein, Smith, Terrill, Tinsley and York.—17.

Nay: Cate, Crow, Cullison, Dahl, Green, Johnson, Keating, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Rozell, Stipe, Taliaferro, Vann, Watson, Wolfe and Young.—25.

Excused: Berrong, Birdsong, Giles, Howard, Keller and Porter.—6.

Senator Stipe pressed his motion to commit, which motion was declared adopted.

Senator Schuelein moved that, pursuant to the Lane unanimous consent request, Page 667, the vote be reconsidered whereby **HB 1786** was rereferred to the Committee on Business, Industry and Labor Relations.

GENERAL ORDER

HB 1736 by Hooper of the House and Taliaferro of the Senate was read and considered.

Senators Vann and Stipe moved to amend **HB 1736**, Page 1, Line 3, by adding after the word “dog”, and before the word “shall”, the words “or dogs male or female — or any other animal domestic or foreign”, which amendment failed of adoption.

Senators Vann and Stipe moved to amend **HB 1736**, Page 2, Line 1, by adding after the word “without”, and before the word “provocation”, the word “vocal”, which amendment failed of adoption.

Senators Vann and Stipe moved to amend **HB 1736**, Page 2, Line 2, as follows: by adding after the word “injures”, and before the word “any” the words “or literally

scars the living wits out of”, which amendment was ruled nongermane.

Senator Young moved that **HB 1736** be referred to the Judiciary Committee, which motion to refer was tabled upon motion of Senator Stipe.

Upon motion of Senator Taliaferro, **HB 1736** was advanced.

By unanimous consent, upon request of Senator Taliaferro, **HB 1736** was placed on third reading and final passage.

THIRD READING

HB 1736 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, Howell, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Randle, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—31.

Nay: Boatner, Crow, Green, Johnson, Johnston, Luton, Murphy, Rozell, Smith, Wolfe and Young.—11.

Excused: Berrong, Birdsong, Giles, Howard, Keller and Porter.—6.

The bill passed.

HB 1736 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1889 by Winn and Duckett of the House and Tinsley of the Senate was read and considered.

Senators Capps and Cummins asked to be named coauthors of **HB 1889**, which was the order.

Senator Capps moved to amend **HB 1889**, Page 2, Line 14½, by inserting after Line 14, and before Section 2, a new Section 2 and renumbering the following sections; and correct the Title as follows: Page 1, in the sixth line of the Title, after the word "employees;" insert the words "amending 68 O.S. 1971, Section 2458, as last amended by Section 1, Chapter 77, O.S.L. 1978 (68 O.S. Supp. 1979, Section 2458); providing for identification of members of the Board of Equalization and the Excise Board; providing for reimbursement of expenses and compensation; modifying such reimbursement of expenses;".

"SECTION 2. 68 O.S. 1971, Section 2458, as last amended by Section 1, Chapter 77, O.S.L. 1978 (68 O.S. Supp. 1979, Section 2458), is amended to read as follows:

Section 2458. The MEMBERS OF THE board of equalization and excise board for each county in the state, **[created and appointed as hereinbefore provided, shall succeed to and exercise all the duties, powers and authority now vested in the board of equalization and excise board of each county, under existing laws, and the members of said boards,]** before entering upon their duties, shall subscribe to the oath required of other county officers.

Any person becoming a member of one of said boards in any county shall thereby become a member of the other board for that county, so that the membership of each board of equalization and excise board shall coincide and be identical as to each county.

The members of said boards in all counties having an assessed valuation of Fifty Million Dollars (\$50,000,000.00) or more shall receive **[payment]** REIMBURSEMENT for expenses at the rate of Twenty-five Dollars

(\$25.00) per **[diem]** DAY in addition to compensation for their services at the rate of Twenty-five Dollars (\$25.00) per **[diem]** DAY. Members of boards in all other counties may receive as compensation an amount not to exceed Fifty Dollars (\$50.00) per **[diem]** DAY, said amount to be established by the boards. All **[per diem payments]** REIMBURSEMENT for expenses in addition to compensation, upon certificates of the county clerk, shall be paid in like manner as the salaries of other county officials are paid. In addition, the members of said boards residing outside of the county seat shall be reimbursed for each mile of travel to and from their residences to the place of meeting of said board for each session attended at the rate **[of twelve cents (\$0.12) per mile]** PROVIDED FOR OTHER COUNTY OFFICERS. The members of said boards shall be also reimbursed for each mile of necessary travel in the performance of their official duties at the SAME rate **[of twelve cents (\$0.12) per mile]**.

The total number of days in each year for which the members of said board may be paid shall be as follows:

In counties having an assessed valuation of Forty Million Dollars (\$40,000,000.00) and less, not to exceed sixty (60) days;

In counties having an assessed valuation of more than Forty Million Dollars (\$40,000,000.00) and not more than Eighty Million Dollars (\$80,000,000.00), not to exceed sixty-five (65) days;

In counties having an assessed valuation of more than Eighty Million Dollars (\$80,000,000.00) and not more than Five Hundred Million Dollars (\$500,000,000.00), not to exceed one hundred (100) days;

In counties having an assessed valuation of more than Five Hundred Million Dollars

(\$500,000,000.00), not to exceed two hundred fifty (250) days.

The number of days as above provided shall be divided between the excise board and the equalization board as the members thereof in each county may designate."

, which amendment was declared adopted.

Upon motion of Senator Tinsley, **HB 1889**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, **HB 1889**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1889 was 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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—40.

Excused: Berrong, Birdsong, Cate, Giles, Howard, Keller, Porter and Vann.—8.

The bill and emergency passed.

HB 1889 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that the House be requested to withdraw **SB 363** from the Joint

Conference Committee on Retirement Laws and refer said bill to GCCA.

Senator Kilpatrick presiding.

GENERAL ORDER

HB 1836 by Atkins of the House and Watson of the Senate was read and considered.

Senator Keating moved to amend **HB 1836**, Page 7, Line 1, by adding after the word "or", and before the word "facility", the word "private", which amendment was declared adopted.

Senator Keating moved to amend **HB 1836**, Page 13, Line 2, by adding after the word "agency", and before the word "for", the following: "or private care provided", which amendment was declared adopted.

Upon motion of Senator Watson, **HB 1836**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Watson, **HB 1836**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1836 was 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, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and York.—39.

Excused: Berrong, Birdsong, Giles, Howard, Keller, Porter, Smith, Vann and Young.—9.

The bill and emergency passed.

HB 1836 was referred for engrossment.

GENERAL ORDER

HB 1717 by Ford of the House and Watson of the Senate was read and considered.

Senator McCune moved to amend **HB 1717**, Page 4, Line 7, by striking after the word "Safety", and before the word "used", on Line 8, the words "insofar as said acquisitions relate to" and substituting in lieu thereof the word "of", which amendment was declared adopted.

Upon motion of Senator Watson, **HB 1717**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Watson, **HB 1717**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1717 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and York.—37.

Nay: Cummins and Young.—2.

Excused: Berrong, Birdsong, Clifton, Giles, Howard, Keller, Porter, Smith and Vann.—9.

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: 38. Nay: 2. Excused: 8.

The emergency passed.

HB 1717 was referred for engrossment.

Senator Smith presiding.

GENERAL ORDER

HB 1316 by Cleveland of the House and Tinsley of the Senate was read and considered.

Upon motion of Senator Tinsley, **HB 1316** was advanced.

By unanimous consent, upon request of Senator Tinsley, **HB 1316** was placed on third reading and final passage.

THIRD READING

HB 1316 was read for the third time at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—41.

Excused: Berrong, Birdsong, Giles, Howard, Johnson, Porter and Vann.—7.

The bill passed.

HB 1316 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1581 by Lawter, et al, of the House and Kilpatrick of the Senate was read and considered.

Senator Combs asked to be named a co-author of **HB 1581**, which was the order.

Senator Kilpatrick moved to amend **HB 1581**, Page 15, Line 3, by adding after the word "reasonably", and before the word "to", the word "unable" and by changing the word "the" to read "a", which amendment was declared adopted.

Upon motion of Senator Kilpatrick, **HB 1581**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1581**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1581 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, Howell, Johnson, Johnston, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Watson, York and Young.—35.

Nay: Green, Keller, Landis, Nickles, Taliaferro and Wolfe.—6.

Excused: Berrong, Birdsong, Giles, Howard, Keating, Porter and Vann.—7.

The bill passed.

HB 1581 was referred for engrossment.

GENERAL ORDER

HB 1881 by Deatherage, et al, of the House and Watson of the Senate was read and considered.

Senator York asked to be named a co-author of **HB 1881**, which was the order.

Senator Terrill moved to amend **HB 1881**, Page 2, Lines 11 through 18, Page 3, Line 1 through 18, Page 4, Lines 1 through 5, by striking all of Section 4, which amendment was declared adopted.

Senator Martin moved to refer **HB 1881** to the Committee on Public and Mental Health, which motion was tabled upon a division of the question.

Senator Martin moved to return **HB 1881** to the Committee on County, State and Federal Government for interim study.

Senator Murphy moved to table the Martin motion, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Terrill, Tinsley, Watson, Wolfe, York and Young.—32.

Nay: Combs, Dahl, Howell, Lamb, McDaniel, Martin, Miller, Randle and Taliaferro.—9.

Excused: Berrong, Birdsong, Giles, Howard, Porter, Stipe and Vann.—7.

Upon motion of Senator Watson, **HB 1881**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Watson, **HB 1881**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1881 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, Crow, Crutcher, Cullison, Cummins, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Watson, Wolfe and York.—31.

Nay: Boatner, Combs, Dahl, Howell, Lamb, McDaniel, Martin, Miller, Taliaferro and Terrill.—10.

Excused: Berrong, Birdsong, Giles, Howard, Porter, Vann and Young.—7.

The bill passed.

HB 1881 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1609**, 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 **HB 1609** was ordered granted, said bill referred to **GCCA**.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1584**, requesting Conference and naming Conferees as follows: Townsend, Twidwell and Duckett.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on **HB 1584** was ordered granted, President Pro Tempore Howard naming as Senate Conferees the following: Senators Clifton, Cain and Cate.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB's**, requesting Conference and naming Conferees, as follows:

HB 1329 — Davis (Don), Draper and Fitzgibbon.

HB 1539 — Poulos, Baughman and Dunn.

HB 1720 — Hopkins, Brunton and Combs.

HB 1730 — Vaughn, Rieger and Hastings.

HB 1915 — Hopkins, Brunton and Combs.

HB 1917 — Steward, Denman and Elder.

HB 1926 — Wiseman, Hobson and Henry.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference was ordered granted on the following Engrossed HBs, President Pro Tempore Howard naming as Senate Conferees the following:

HB 1329 — Senators Crow, Howard and Cate.

HB 1539 — Senators Wolfe, Crow and Tinsley.

HB 1720 — Senators Cullison, Taliaferro and Dahl.

HB 1730 — Senators Schuelein, Cate and Stipe.

HB 1915 — Senators Smith, Cate and Lane.

HB 1917 — Senators Howard, Berrong and York.

HB 1926 — Senators Crow, Luton and Miller.

MOTION TO RECONSIDER VOTE

Senator Schuelein pressed his motion to reconsider the vote whereby **HB 1786** was referred to Committee on Business, Industry and Labor Relations, which motion to reconsider was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Clifton, Combs, Crutcher, Cummins, Howell, Johnson, Johnston, Kilpatrick, Martin, Pierce, Randle, Schuelein, Smith and York.—17.

Nay: Cate, Crow, Dahl, Green, Keating, Keller, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Rozell, Stipe, Taliaferro, Tinsley, Watson, Wolfe and Young.—23.

Excused: Berrong, Birdsong, Cullison, Giles, Howard, Porter, Terrill and Vann.—8.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs **454, 473 and 620** each as amended and SBs **464, 489, 563, 586, 631 and 633**, each as amended and coauthored and **SJR 44** as amended and coauthored (Special election provision failed).

HOUSE AMENDMENTS

HAs to SB 454 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 454** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 464 were read as follows and consideration deferred.

Authors: Add the following coauthor: Thompson (Mick) of the House.

Amendment No. 1. Amend Page 1, Line 17, by deleting the figure and comma "804," and substituting in lieu thereof the following: "804.1, 804.4, 804.5, 804.6,".

HOUSE AMENDMENTS

HAs to SB 473 were read as follows and consideration deferred.

Amendment No. 1. Amend Title, Page 1, by striking Lines 9½ through 14, and substituting in lieu thereof the following:

“(Public Buildings and Public Works — Amending 61 O.S. Supp., Section 115 and 74 O.S. Supp., Section 85.24 — Emergency)”.

HOUSE AMENDMENTS

HAs to SB 489 were read as follows and consideration deferred.

Authors: Add the following coauthors: Shurden, Hobson, Sanders, Wilson, Holaday and Taylor 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 489** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 563 were read as follows and consideration deferred.

Authors: Add the following coauthor: Deatherage of the House.

Amendment No. 1. Amend the entire bill, by deleting the language “Department of Mental Health” wherever it appears, and substitute in lieu thereof the word “Department”.

Amendment No. 2. Amend the entire bill, by deleting the word “institution” wherever it appears, and substituting in lieu thereof the word “facility”.

Amendment No. 3. Amend Page 1, Line 29, by deleting the language “Director of Mental Health” and substituting in lieu thereof the word “Commissioner”.

Amendment No. 4. Amend Page 1, Lines 32 and 33, by deleting all language after the word and period “fund.”.

HOUSE AMENDMENTS

HAs to SB 586 were read as follows and consideration deferred.

Authors: Add the following coauthors: Fitzgibbon and Taylor of the House.

Amendment No. 1. Amend Page 1, by striking Lines 9 through 10½, and restoring the Title to read as follows:

“An Act relating to water and water rights; amending 82 O.S. 1971, Section 868; providing powers of Grand River Dam Authority; providing regulation of the Authority’s rates by the Corporation Commission; and declaring an emergency.”

Amendment No. 2. Amend Page 1, Line 14, by striking the Enacting Clause.

HOUSE AMENDMENTS

HAs to SB 620 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 620** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 631 were read as follows and consideration deferred.

Authors: Add the following coauthors: Cotner and Murphy of the House.

Amendment No. 1. Amend Title, Page 1, by striking Lines 7 through 9½, and substituting in lieu thereof the following:

“(State Officers and Employees — Amending 74 O.S. 1971, Section 853 — Emergency)”.

HOUSE AMENDMENTS

HAS to SB 633 were read as follows and consideration deferred.

Authors: Add the following coauthors: Hastings and Wilson 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 633** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAS to SJR 44 were read as follows and consideration deferred.

Authors: Add the following coauthors: Arnold and McCorkell of the House.

Amendment No. 1. Amend Page 2, Line 4, by deleting the words and figures “for five (5) years or”.

Amendment No. 2. Amend Page 2, Line 7, by inserting after the word “county” and before the period “,” the following language: “as provided by law, whichever occurs first”.

Amendment No. 3. Amend Page 2, Line 28, by deleting the words and figures “for five (5) years or”.

NOTE: Special Election Provision failed.

GENERAL ORDER

HB 1780 by Alexander of the House and McCune of the Senate was read and considered.

Upon motion of Senator McCune, **HB 1780** was advanced.

By unanimous consent, upon request of Senator McCune, **HB 1780** was placed on third reading and final passage.

THIRD READING

HB 1780 was read for the third time at length.

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

Aye: Capps, Combs, Green, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Martin, Murphy, Nickles, Pierce, Schuelein, Taliaferro and Terrill.—18.

Nay: Boatner, Cain, Cate, Clifton, Crow, Crutcher, Cummins, Dahl, Howell, Johnston, Lane, Luton, Miller, Randle, Rozell, Smith, Stipe, Tinsley, Watson, Wolfe and Young.—21.

Excused: Berrong, Birdsong, Cullison, Giles, Howard, McDaniel, Porter, Vann and York.—9.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator McCune moved that, pursuant to the Lane unanimous consent request, Page

667, the vote be reconsidered whereby **HB 1780** failed of passage.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to **HB 1694**, requesting Conference and naming Conferencees as follows: Twidwell, Elder and Fried.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on **HB 1694** was ordered granted, President Pro Tempore Howard naming as Senate Conferencees the following: Senators Howell, Luton and Murphy.

GENERAL ORDER

HB 1744 by Henry, et al, of the House and Murphy, Clifton, Lamb, Green, Cain and Luton of the Senate was read and considered.

Senator Pierce asked to be named a co-author of **HB 1744**, which was the order.

Senator Murphy moved to amend **HB 1744**, Page 1, by striking the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator Murphy, **HB 1744**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1744**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1744 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, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson, Wolfe and Young.—37.

Nay: Stipe.—1.

Excused: Berrong, Birdsong, Crutcher, Cullison, Giles, Howard, McDaniel, Porter, Vann and York.—10.

The bill passed.

HB 1744 was referred for engrossment.

Senator Kilpatrick presiding.

GENERAL ORDER

HB 1701 by Winn of the House and Randle of the Senate was read and considered.

Senator Cate moved to amend **HB 1701**, Page 4, Line 13½, by adding new Sections 2 and 3 to read as follows:

“SECTION 2. A local school district, by action of a majority of its school board, may, in lieu of a particular insurance or similar benefit granted by the district to its employees, allow and pay to the employee additional salary or wages equal to the cost of such insurance or similar benefit.

SECTION 3. Section 2 of this act shall be codified in the Oklahoma Statutes, Title 70.”

, and renumber succeeding section, which amendment was declared adopted, the roll call being thereon as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and Young.—39.

Excused: Berrong, Birdsong, Cullison, Giles, Howard, McDaniel, Porter, Vann and York.—9.

Upon motion of Senator Randle, **HB 1701**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1701**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1701 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, Crow, Crutcher, Cummins, Dahl, Green, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Watson and Wolfe.—34.

Nay: Boatner, Johnson, Landis, Taliaferro and Young.—5.

Excused: Berrong, Birdsong, Cullison, Giles, Howard, McDaniel, Porter, Vann and York.—9.

The bill passed.

HB 1701 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1523** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1523**, and Engrossed Senate Amendments thereto, by Joiner and Draper of the House and Rozell of the Senate, entitled:

An Act relating to higher education; fixing certain student fees and tuition at institutions in the Oklahoma State System of Higher Education; providing certain other fees shall remain unchanged; providing 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 Amendment No. 1, and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1523** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Joiner, Hooper and Deatherage.

FOR THE SENATE: Rozell and Cate.

GENERAL ORDER

HB 1862 by Atkins of the House and Randle of the Senate was read and considered.

Senator Cain asked to be named a co-author of **HB 1862**, which was the order.

Upon motion of Senator Randle, **HB 1862**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1862**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1862 was 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, Crow, Crutcher, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—38.

Nay: Leonard and Pierce.—2.

Excused: Berrong, Birdsong, Cullison, Giles, Howard, McDaniel, Porter and Vann.—8.

The bill and emergency passed.

HB 1862 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1607** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1607**, and Engrossed Senate Amendments thereto, by Draper of the House and Terrill of the Senate, entitled:

An Act relating to the consumer credit code; amending 14A O.S. 1971, Sections 3-102 and 3-501; limiting scope of consumer loans; providing that a loan be a consumer loan to come within definition of supervised loan; 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 and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1607** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Barker, Bradley and Fitzgibbon.

FOR THE SENATE: Stipe, Terrill and York.

GENERAL ORDER

HB 1772 by Davis (Frank) of the House and Tinsley of the Senate was read and considered.

Senator Tinsley moved to amend **HB 1772**, Page 1, by striking the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator Tinsley, **HB 1772**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, **HB 1772**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1772 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, Cummins, Dahl, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and Young.—36.

Nay: Johnston, Keller and Landis.—3.

Excused: Berrong, Birdsong, Cullison, Giles, Howard, McDaniel, Porter, Vann and York.—9.

The bill passed.

HB 1772 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1617**, requesting Conference and naming Conferees as follows: Davis (Don), Holden and Barker.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for Conference on **HB 1617** was ordered granted, President Pro Tempore Howard naming as Senate Conferees the following: Senators Crow, Cate and Lane.

GENERAL ORDER

HB 1690 by Hastings of the House and Schuelein of the Senate was read and considered.

Upon motion of Senator Schuelein, **HB 1690** was advanced.

By unanimous consent, upon request of Senator Schuelein, **HB 1690** was placed on third reading and final passage.

THIRD READING

HB 1690 was read for the third time at length.

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

Aye: Cain, Capps, Clifton, Crutcher, Dahl, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Watson and Young.—27.

Nay: Boatner, Cate, Combs, Crow, Cummins, Johnston, Lane, Luton, Miller, Terrill, Tinsley and Wolfe.—12.

Excused: Berrong, Birdsong, Cullison, Giles, Howard, McDaniel, Porter, Vann and York.—9.

The bill passed.

HB 1690 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1707 by Glover and Duke of the House and Taliaferro of the Senate was read and considered.

Upon motion of Senator Taliaferro, **HB 1707** was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HB 1707** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1707 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, Crow, Crutcher, Cummins, Dahl, Johnson, Kilpatrick, Lamb, Landis, McCune, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Taliaferro, Terrill and Tinsley.—23.

Nay: Boatner, Green, Howell, Johnston, Keating, Keller, Lane, Leonard, Luton, Randle, Schuelein, Smith, Stipe, Watson, Wolfe and Young.—16.

Excused: Berrong, Birdsong, Cullison, Giles, Howard, McDaniel, Porter, Vann and York.—9.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Taliaferro moved that, pursuant to the Lane unanimous consent request, Page 667, the vote be reconsidered whereby **HB 1707** failed of passage.

GENERAL ORDER

HB 1451 by Baughman of the House and Taliaferro of the Senate was read and considered.

Upon motion of Senator Taliaferro, **HB 1451** was advanced.

By unanimous consent, upon request of Senator Taliaferro, **HB 1451** was placed on third reading and final passage.

THIRD READING

HB 1451 was 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, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson and Wolfe.—35.

Nay: Crow, Landis and Schuelein.—3.

Excused: Berrong, Birdsong, Cullison, Giles, Howard, McDaniel, Porter, Vann, York and Young.—10.

The bill and emergency passed.

HB 1451 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1787 by Hastings, Vaughn and Manar of the House and Johnston of the Senate was read and considered.

Senator Keating moved to amend **HB 1787**, Page 3, Line 9, by adding after the word "medical" and before the word "facility" the words "or rehabilitation", which amendment was declared adopted.

Senator Keating moved to amend **HB 1787**, Page 6, Line 15, by adding after the word "medical" and before the word "facility" the words "or drug free public or private rehabilitation program", which amendment was declared adopted.

Senator Cate moved to amend **HB 1787**, Page 3, Line 9, by adding after the word

“to” and before the word “such” the word “provide”, which amendment was declared adopted.

Senator Keating moved to amend **HB 1787**, Page 6, Line 16, by adding after the word “facility” and before the word “until” the following: “whether such facility be located within or without the State of Oklahoma”, which amendment was declared adopted.

Senator Keating moved to amend **HB 1787**, Page 8, Line 17, by adding after the word “medical” and before the word “facility” the words “or drug free public or private rehabilitation”, which amendment was declared adopted.

Senator Johnston moved to amend **HB 1787**, Page 13, Line 11, by striking after the word “a” the word “felony” and inserting in its place the word “misdemeanor”, which amendment was declared adopted.

Senator Wolfe moved to amend **HB 1787**, Page 8, Line 9, by substituting the word “unanimous” in lieu of “three-fourths (¾)”, which amendment was tabled upon motion of Senator Smith.

Senator Randle moved to amend **HB 1787**, Page 11, Line 9, by striking after the word “or” all language through Line 13 and substituting the following: “has abstained from the use of controlled dangerous substances for at least two (2) consecutive years while in outpatient status and has otherwise complied with the conditions of his release, he shall be discharged from the program”, which amendment was declared adopted.

Upon motion of Senator Johnston, **HB 1787**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnston, **HB 1787**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1787 was read for the third time at length.

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

Aye: Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and Young.—39.

Excused: Berrong, Birdsong, Cain, Cullison, Giles, Howard, Porter, Vann and York.—9.

The bill passed.

HB 1787 was referred for engrossment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 10, 1980, at 10:00 a.m., which motion prevailed.

BILLS RELEASED

HBs 1316, 1451, 1608, 1690, 1736 and 1815 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 8:15 p.m. to meet Thursday, April 10, 1980, at 10:00 a.m.

Fifty-fifth Legislative Day

Thursday, April 10, 1980

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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—42.

Excused: Clifton, Howard, Howell, Keller, Miller and York.—6.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Bentley, the guest of Senator Smith.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Luton introduced Dr. Bartis Kent, M.D., Muskogee, as the Doctor of the Day and Senator Green introduced Delores Reynolds, R.N., Tulsa, as the Nurse of the Day.

COMMITTEE REPORTS

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

DO PASS:

HB 1801 — Appropriations and Budget.

RESOLUTION

Senators Porter and Stipe introduced **SR 97**, which was read at length, as follows:

SR 97 — By Porter and Stipe.

A Resolution commending Jacquelyn Anita Griggs on her many accomplishments; and directing distribution.

WHEREAS, Jacquelyn Anita Griggs is an outstanding student whose accomplishments should be recognized by the members of the Oklahoma Senate; and

WHEREAS, Jacquelyn Anita Griggs has received numerous honors and awards throughout her high school career as a student of Millwood High School, among which are many awards as most outstanding student in a variety of subjects, National Merit Scholarship finalist, National Achievement Scholarship finalist, membership in the Society of Distinguished American High School Students Honor Roll and Who's Who in American High Schools; and

WHEREAS, Jacquelyn Anita Griggs has been a member of the National and State Honor Societies throughout her high school career; and

WHEREAS, Jacquelyn Anita Griggs has been offered numerous scholarships, notably the Shell Achievement Scholarship and the Bell Laboratories Scholarship; and

WHEREAS, Jacquelyn Anita Griggs has accepted the Bell Laboratories Scholarship and has been accepted at the Massachusetts Institute of Technology where she will use such scholarship.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. Jacquelyn Anita Griggs is to be heartily commended and congratulated by the members of the Oklahoma Senate on her achievements.

SECTION 2. Copies of this Resolution shall be transmitted to Jacquelyn Anita Griggs.

Senator Porter asked unanimous consent that all other members of the Senate be named coauthors of **SR 97**, which was the order.

SR 97, as coauthored, was adopted upon motion of Senator Porter and ordered referred for enrollment.

SPECIAL INTRODUCTION

Senator Porter introduced Miss "Jackie" Griggs and her party, and asked unanimous consent they be allowed privileges of the floor where Citations and a copy of Enrolled **SR 97** were presented to Miss Griggs.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1783 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST

Senator Luton asked unanimous consent to suspend Senate Rule 19(f) for this legislative day to allow House Bills and Joint Resolutions to be properly signed and returned to the Honorable House, upon third reading and final passage, which was the order.

BILL RELEASED

HB 1103 was properly signed and returned to the Honorable House.

GENERAL ORDER

HJR 1063 by Hopkins and Trent of the House and Stipe of the Senate was read and considered.

Upon motion of Senator Stipe, **HJR 1063** was advanced.

By unanimous consent, upon request of Senator Stipe, **HJR 1063** was placed on third reading and final passage.

THIRD READING

HJR 1063 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—41.

Excused: Clifton, Howard, Howell, Keller, Miller, Porter and York.—7.

The resolution and emergency passed.

HJR 1063 was properly signed and ordered returned to the Honorable House.

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

GENERAL ORDER

HJR 1041 by Winn and Bradley of the House and Green of the Senate was read and considered.

Upon motion of Senator Green, **HJR 1041** was advanced.

By unanimous consent, upon request of Senator Green, **HJR 1041** was placed on third reading and final passage.

THIRD READING

HJR 1041 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, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, Mc-

Cune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—41.

Nay: Boatner.—1.

Excused: Clifton, Howard, Keller, Miller, Porter and York.—6.

The resolution and emergency passed.

HJR 1041 was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1523** was called up for consideration.

The **CCR** on **HB 1523** was adopted upon motion of Senator Rozell.

HB 1523, 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, Crow, Crutcher, Cullison, Green, Howell, Johnston, Keating, Kilpatrick, Lane, Luton, McDaniel, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—31.

Nay: Boatner, Combs, Cummins, Dahl, Giles, Johnson, Lamb, Landis, McCune, Martin and Pierce.—11.

Excused: Clifton, Howard, Keller, Leonard, Miller and York.—6.

The bill passed.

Senators Landis, Dahl and Cummins desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 8. Excused: 6.

The emergency passed.

HB 1523, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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

GENERAL ORDER

HB 1931 by Elder of the House and Kilpatrick of the Senate was read and considered.

Upon motion of Senator Kilpatrick, **HB 1931** was advanced.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1931** was placed on third reading and final passage.

THIRD READING

HB 1931 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, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—32.

Nay: Birdsong, Boatner, Capps, Crow, Giles, Landis, McDaniel, Rozell, Schuelein, Stipe and Taliaferro.—11.

Excused: Howard, Keller, Miller, Porter and York.—5.

The bill passed.

HB 1931 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1897 by Steward and Henry of the House and Kilpatrick of the Senate was read and considered.

Upon motion of Senator Kilpatrick, **HB 1897** was advanced.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1897** was placed on third reading and final passage.

THIRD READING

HB 1897 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, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—38.

Nay: Birdsong, Boatner, Capps, Giles, Landis and Schuelein.—6.

Excused: Howard, Keller, Miller and York.—4.

The bill passed.

HB 1897 was properly signed and ordered returned to the Honorable House.

Senator Murphy presiding.

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

GENERAL ORDER

HB 1922 by Davis (Don) of the House and Kilpatrick of the Senate was read and considered.

Senator Stipe asked to be named a co-author of **HB 1922**, which was the order.

Senator Crutcher moved to amend **HB 1922**, Page 2, Lines 3 and 4, by striking after the word "effective", and before the period, the words "October 1, 1980" and inserting "January 1, 1981", which amendment was declared adopted.

Upon motion of Senator Stipe, **HB 1922**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1922**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1922 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, Howell, Johnston, Kilpatrick, Lane, Leonard, Luton, Murphy, Randle, Smith, Stipe, Wolfe, York and Young.—17.

Nay: Berrong, Boatner, Capps, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Keating, Lamb, Landis, McCune, McDaniel, Martin, Nickles, Pierce, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann and Watson.—27.

Excused: Howard, Keller, Miller and Porter.—4.

The bill failed.

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

GENERAL ORDER

HB 1531 by Poulos, et al, of the House and Cullison of the Senate was read and considered.

Upon motion of Senator Cullison, **HB 1531** was advanced.

By unanimous consent, upon request of Senator Cullison, **HB 1531** was placed on third reading and final passage.

THIRD READING

HB 1531 was read for the third time at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Combs, Crutcher, Cullison, Cummins, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Watson, Wolfe, York and Young.—36.

Nay: Birdsong, Crow, Dahl, Howell, Landis, Taliaferro, Terrill and Vann.—8.

Excused: Clifton, Howard, Miller and Porter.—4.

The bill and emergency passed.

HB 1531 was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1240, 1394, 1536, 1538, 1644, 1652, 1653, 1717, 1723, 1764, 1772 and

1836 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 474, 488 and 545 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 1737 by Lancaster, et al, of the House and Luton of the Senate was read and considered.

Upon motion of Senator Luton, **HB 1737** was advanced.

By unanimous consent, upon request of Senator Luton, **HB 1737** was placed on third reading and final passage.

THIRD READING

HB 1737 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, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—43.

Excused: Howard, Johnson, Miller, Nickles and Young.—5.

The bill passed.

HB 1737 was properly signed and ordered returned to the Honorable House.

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

GENERAL ORDER

HB 1688 by Winn of the House and Lamb of the Senate was read and considered.

Senator Lamb moved to amend **HB 1688**, Page 5, Line 8, by adding after the word "Treasurer", the following language: "Such bond for the County Treasurer in each county as set by each Board of County Commissioners shall be in the aggregate sum of not less than Fifty Thousand Dollars (\$50,000.00).", which amendment was declared adopted.

Senator Randle moved to amend **HB 1688**, Page 23, Line 13, by adding a new section to be numbered Section 6, the subsequent sections to be numbered 7 and 8, and amend the Title to conform.

(The provisions of Senate Rule 14(b) were suspended and the Randle amendment to **HB 1688** was not shown in full in the Journal.)

, which amendment was tabled upon motion of Senator Lamb.

Upon motion of Senator Lamb, **HB 1688**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1688**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1688 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Excused: Cate, Miller, Nickles and Young.—4.

The Chair advised the Senate that Senator Cate, having been present in the Chamber at the time the vote was taken on **HB 1688**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 44. Nay: 1. Excused: 3.

The bill passed.

Senator Cate 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 1688 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1050**.

HCR 1050 — By Denman and Fitzgibbon of the House and Cain, Crutcher, Johnson, York and Stipe of the Senate.

A Concurrent Resolution urging that certain members of state boards be subject to discretionary removal from office for failure to attend board meetings; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

GENERAL ORDER

HB 1896 by Atkins and Wilson of the House and Terrill of the Senate was read and considered.

Senator Terrill moved to amend **HB 1896**, Page 5, Lines 4 thru 11, by removing after the word "any", and before the word "except", the word "person" and substituting therefor the words "health care facility" and after the period on Line 5 removing the language through the period on Line 11, which amendments was declared adopted.

Senator Terrill moved to amend **HB 1896**, Page 7, Line 18 as follows: by inserting after the word "osteopathic" and before the word "or" insert the word "chiropractic", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1896**, Page 8, Line 7 as follows: by inserting after the word "Osteopathic" and before the word "and" insert the word "Chiropractic", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1896**, Page 8, Line 11 as follows: by inserting after the word "Osteopathy" and before the word "and" insert the word "Chiropractic", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1896**, Page 8, Line 12½, as follows: by adding after "levels." a new Section 4 to read as follows:

"SECTION 4. The Oklahoma Health Planning Commission shall prescribe a form and content for the annual Hospital Utilization Survey (Plan) of all hospitals which shall include a statement of the plans for expansion, addition or discontinuance of services of hospitals for the following three years. The Commission shall notify hospitals that such Survey and other periodic reports shall be filed with the Commission." Renumber sections to comply, which amendment was declared adopted.

Senator Terrill moved to amend **HB 1896**, Page 12, Line 1 as follows: by inserting after the word "Complete" and before Sec. 6, Line 2, add the following: "And shall include the availability of Allopathic, Chiropractic and Osteopathic facilities and services to protect the freedom of patient choice in the locality.", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1896**, Page 14, Line 3 as follows: by inserting after the word "include" and before the word "and" strike "medical and" and insert "Allopathic, Chiropractic, Osteopathic", which amendment was declared adopted.

Senator Howard moved to amend **HB 1896**, Page 5, Line 4, the No. 1 adopted Terrill amendment as follows: by adding after the word "facility", and before the word "independent", "but not acquisitions by medical doctors and osteopathic physicians to further their specialized area of practice.", which amendment was declared adopted.

Senator Terrill moved to amend **HB 1896**, Page 19, Line 3, as follows: by inserting after the word "through" and before the word "physicians" the words "Allopathic, Chiropractic and Osteopathic", which amendment was declared adopted.

Upon motion of Senator Terrill, **HB 1896**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1896**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1896 was read 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, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Smith.—1.

Excused: Howard, Johnston, Miller, Nickles, Pierce and Young.—6.

The bill and emergency passed.

HB 1896 was referred for engrossment.

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

GENERAL ORDER

HB 1831 by Camp of the House and Wolfe of the Senate was read and considered.

Senator Wolfe moved to amend **HB 1831**, Page 4, Line 15, by adding before the word "the" the following language: "or where the final judgment is that the real property cannot be acquired by condemnation or if the award of the jury exceeds the award of the court appointed commissioners by at least ten percent (10%) then", and amending the title to conform, which amendment was declared adopted.

Senator Howell moved to amend **HB 1831**, Page 4, Line 16, by striking after the word "involved", and before the word "be", the word "shall" and insert the word "may", which amendment was declared adopted.

Upon motion of Senator Wolfe, **HB 1831**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **HB 1831**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1831 was read 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—43.

Excused: Clifton, Nickles, Pierce, Porter and Young.—5.

The bill and emergency passed.

HB 1831 was referred for engrossment.

GENERAL ORDER

HB 1559 by Brunton of the House and Wolfe and Keating of the Senate was read and considered.

Senator Schuelein asked to be named a coauthor of **HB 1559**, which was the order.

Upon motion of Senator Wolfe, **HB 1559**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **HB 1559**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1559 was read for the third time at length.

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

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

Nay: Boatner and Johnson.—2.

Excused: Nickles, Pierce, Porter and Young.—4.

The bill passed.

HB 1559 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1798, 1814 and 1947 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 474, 488 and 545**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 427, 500 and 582**, each as amended and **SBs 45, 192, 313, 490, 492, 507, 548, 556, 574, 577, 593**, each as

amended and coauthored and **SJR 41** as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 45 were read as follows and consideration deferred.

Authors: Add the following coauthor: Hopkins 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 counties and county officers; amending Section 4, Chapter 221, O.S.L. 1979 (19 O.S. Supp. 1979, Section 164); providing certain reimbursement for mileage with private automobile of county officers and deputies performing official duties; increasing rate of mileage reimbursement to county sheriffs and county deputy sheriffs; and providing an effective date."

Amendment No. 2. Amend Page 1, Line 23, by striking the Enacting Clause.

Amendment No. 3. Amend Page 1, Lines 32 and 33, by restoring twenty cents (\$0.20) and deleting twenty-five cents (\$0.25).

HOUSE AMENDMENTS

HAs to SB 192 were read as follows and consideration deferred.

Authors: Add the following coauthors: Steward, Denman and Cunningham 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 192** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate

and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 313 were read as follows and consideration deferred.

Authors: Add the following coauthors: Kerr, Vaughn and Cole of the House.

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 313** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 427 were read as follows and consideration deferred.

REQUEST: Pursuant to Rule 10, Subsection (h), of the Joint Rules of the House of Representatives and the Senate of the 37th Oklahoma Legislature, request is made that this bill be referred to the Joint Conference Committee on Retirement Laws.

Amendment No. 1. Amend Page 1, by striking Lines 13 and 14, and restoring 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 279, O.S.L. 1979 (74 O.S. Supp. 1979, Section 3601); limiting number of employees for certain agencies and defining employee; limiting expenditures for salaries and wages; specifying salary grades for certain positions; and declaring an emergency."

Amendment No. 2. Amend Page 1, Line 17, by striking the Enacting Clause.

Amendment No. 3. Amend Page 2, Line 28, by changing the figures "1,323 17,446,240.00" to read: "1,632 21,719,352.00".

Amendment No. 4. Amend Page 3, Line 5, by changing the figures "484,280.00" to read "548,468.00".

Amendment No. 5. Amend Page 3, Line 5½ by adding a new paragraph to read as follows:

"The salary of the executive secretary of the Oklahoma Teachers' Retirement System, for the fiscal year ending June 30, 1981, shall be Merit System Grade 50. Two of the above full-time-equivalent employees of the Oklahoma Teachers' Retirement System shall be unclassified administrative assistants, Grade 40, and four of the full-time-equivalent employees shall be unclassified administrative assistants, Grade 35. Also, the Teachers' Retirement System assistant executive secretary shall be upgraded to Grade 45, the secretary treasurer shall be upgraded to Grade 42."

HOUSE AMENDMENTS

HAS to SB 490 were read as follows and consideration deferred.

REQUEST: Pursuant to Rule 10, Subsection (h), of the Joint Rules of the House of Representatives and the Senate of the 37th Oklahoma Legislature, request is made that this bill be referred to the Joint Conference Committee on Retirement Laws.

Authors: Add the following coauthors: Delete Cleveland and substitute Davis (Don) as Principal author and show Abbott, Fried, Cleveland, Barker, Bradley, Caldwell, Conaghan, Cole, Davis (Guy), Duckett, Duke, Elder, Fair, Henry, Holt, Hooper,

Hopkins, Lancaster, Mentzer, Monks, Murphy, Peterson, Reimer, Rogers, Stephenson, Steward, Thompson (Mick), Trent, Wilson, Winn, Vaughn, Harbin, Glover, Whorton and Harper of the House and Cate, Cain, Combs and Dahl of the Senate as coauthors.

Amendment No. 1. Amend Page 11, Line 7½, by inserting a new "SECTION 3" to read as follows:

"SECTION 3. Section 9, Chapter 238, O.S.L. 1978, (70 O.S. Supp. 1979, Section 17-114.1), is amended to read as follows:

Section 17-114.1 The salary of the Executive Secretary of the Oklahoma Teachers' Retirement System, for the fiscal year ending June 30, [1979] 1981, shall [not exceed the sum of Twenty-seven Thousand Six Hundred Dollars (\$27,600.00) per year, payable monthly] BE MERIT SYSTEM GRADE 50. The maximum number of full-time-equivalent employees utilized in the operation of the Oklahoma Teachers' Retirement System shall not exceed [twenty-eight (28)] TWENTY-NINE (29) during the fiscal year ending June 30, [1979] 1981. The total funds from all sources expended by the agency for the payment of any payroll salary or wage, including tax-sheltered deferment contracts authorized by state statute, shall not exceed [Three Hundred Ninety Thousand Dollars (\$390,000.00)] FIVE HUNDRED FORTY-EIGHT THOUSAND FOUR HUNDRED SIXTY-SEVEN DOLLARS AND SIXTY-NINE CENTS (\$548,467.69) during the fiscal year ending June 30, [1979] 1981. TWO OF THE ABOVE FULL-TIME-EQUIVALENT EMPLOYEES SHALL BE UNCLASSIFIED ADMINISTRATIVE ASSISTANTS, GRADE 40. FOUR OF THE ABOVE FULL-TIME-EQUIVALENT EMPLOYEES SHALL BE UNCLASSIFIED ADMINISTRATIVE ASSISTANTS, GRADE 35. ALSO THE TEACHERS' RETIREMENT SYSTEM ASSISTANT EX-

ECUTIVE SECRETARY SHALL BE UPGRADED TO GRADE 45, AND THE SECRETARY-TREASURER SHALL BE UPGRADED TO GRADE 42." and by renumbering succeeding sections accordingly.

Amendment No. 2. Amend Page 5, Lines 32 and 33, by striking after the figures "1943" the language "and who did not teach school in Oklahoma after July 1, 1943" and inserting in lieu thereof the following language: "AND WHO DOES NOT QUALIFY UNDER THE PRESENT RETIREMENT SYSTEM".

HOUSE AMENDMENTS

HAs to SB 492 were read as follows and consideration deferred.

Authors: Add the following coauthors: Wilson, Whorton and Holaday of the House.

Amendment No. 1. Amend Page 2, Line 29, by deleting the words "UNDER THIS ACT" and substituting in lieu thereof the words "WITHIN THE LIMITS OF THIS SECTION".

HOUSE AMENDMENTS

HAs to SB 500 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 3, Lines 23 through 34, and Page 4, Lines 1 through 28, by deleting all language in "SECTION 2", and by renumbering succeeding sections accordingly.

Amendment No. 2. Amend Page 3, Line 7, by striking the words "which is also known as the" and inserting in lieu thereof the words "SUCCESSOR TO THE".

Amendment No. 3. Amend the Title to read as follows:

"An Act relating to children; amending 10 O.S. 1971, Section 1101, as last amended by Section 1, Chapter 257, O.S.L. 1979 (10 O.S. Supp. 1979, Section 1101); providing for dependent and delinquent children; defining terms; modifying term delinquent child; providing for preliminary inquiry; repealing 10 O.S. 1971, Section 1101, as last amended by Section 1, Chapter 248, O.S.L. 1979 (10 O.S. Supp. 1979, Section 1101); and providing an effective date."

HOUSE AMENDMENTS

HAs to SB 507 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 507** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 548 were read as follows and consideration deferred.

Authors: Add the following coauthors: Hastings and Thompson (Mick) of the House.

Amendment No. 1. Amend Page 1, Line 16, by striking the Enacting Clause.

HOUSE AMENDMENTS

HAs to SB 556 were read as follows and consideration deferred.

Authors: Add the following coauthor: Wilson.

Amendment No. 1. Amend Page 1, by striking Lines 13 through 15, and restoring the Title to read as follows:

“An Act relating to banks and trust companies; amending 6 O.S. 1971, Sections 104, 201, as last amended by Section 1, Chapter 173, O.S.L. 1979, 207, as amended by Section 1, Chapter 161, O.S.L. 1978, 306, as last amended by Section 1, Chapter 160, O.S.L. 1978, 307, as amended by Section 7, Chapter 109, O.S.L. 1975, 401, 711, as amended by Section 10, Chapter 208, O.S.L. 1977, and 901, as amended by Section 6, Chapter 173, O.S.L. 1979 (6 O.S. Supp. 1979, Sections 201, 207, 306, 307, 711 and 901); requiring banks, bank holding companies and trust companies not chartered in this state to register with the commissioner if they conduct bank or trust-related activities in the state; declaring intent; defining bank or trust-related activities; establishing the banking department and certain officers and employee positions; providing for a commissioner, deputy commissioner and administrative assistant; providing for certain other officers; providing for preparation of a manual; providing for certain information in manual; providing for selection of certain personnel by commissioner; providing salaries; entitling commissioner and with his authority certain others to reimbursement; providing for certain employees; providing for delegation of authority; providing for oath of office and bond; providing for seal and fees; providing for appeal to supreme court from order of board or commissioner; providing for costs; abolishing court of bank review; providing for application for charter of banks and trust companies; removing certain matters pertaining to examination and investigation; providing for commissioner's report; providing for notice, hearing and evidence; providing for board's decision; providing for approval of application; providing for certifi-

cate of authority; providing for forfeiture of charter; providing for cancellation of authority in certain circumstances; providing for organization of new bank or trust company; providing for certain construction; providing for directors and officers; removing stock ownership provisions as to directors; providing for compensation, terms, vacancies and removal; providing for deposits in name of two or more persons; deleting certain term; providing effective dates; and declaring an emergency.”

Amendment No. 2. Amend Page 19, Line 19, by deleting the present “SECTION 9” and substituting in lieu thereof the following new “SECTION 9”:

“SECTION 9. Subsection D of Section 2 of this act shall be effective July 1, 1980, and the other sections of this act shall be effective October 1, 1980.”

and amend Page 19, Line 19½, 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.”

HOUSE AMENDMENTS

HAS to SB 574 were read as follows and consideration deferred.

Authors: Add the following coauthors: Brunton and Kerr of the House.

Amendment No. 1. Amend Page 3, Lines 1 through 7, by deleting all language.

Amendment No. 2. Amend Page 3, Line 8, by striking the figures “1983” and inserting in lieu thereof the following figures “1981”.

Amendment No. 3. Amend the Title to read as follows:

“An Act relating to children; amending 10 O.S. 1971, Section 1107, as last amended by Section 8, Chapter 259, O.S.L. 1977 (10 O.S. Supp. 1979, Section 1107); providing for release of detained children; authorizing custody of children under certain circumstances; prohibiting confinement of certain children in adult facilities; authorizing confinement of certain children under certain circumstances; and providing an effective date.”

HOUSE AMENDMENTS

HAS to SB 577 were read as follows and consideration deferred.

Authors: Add the following coauthors: Davis (Don) and Deatherage of the House.

Amendment No. 1. Amend Title, Page 1, by striking Lines 7 through 11½, and substituting in lieu thereof the following:

“(Senate Employees — Amending 74 O.S., Section 292 — Emergency)”.

HOUSE AMENDMENTS

HAS to SB 582 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Lines 18 and 19, by deleting the following: “, to be signed by the tenant or his agent”.

Amendment No. 2. Amend Page 1, Line 26, by adding a new “SECTION 4” to read as follows:

“SECTION 4. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.”

and amend the Title, Line 11½, by deleting the word “AND” before the word “PROVIDING” and on Line 12, by inserting after the word “DATE” the following: “; AND PROVIDING SEVERABILITY”.

HOUSE AMENDMENTS

HAS to SB 593 were read as follows and consideration deferred.

Authors: Add the following coauthors: Willis, Cleveland, Glover, Holden, McCaleb, Sheppard, Shurden, Duckett, Vaughn, Wilson and Denman 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 593** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAS to SJR 41 were read as follows and consideration deferred.

Authors: Add the following coauthors: Manning, Cole and Wilson of the House.

Amendment No. 1. Amend Page 3, Lines 9 through 11, by striking the language “must be approved by a majority of the [electors] REGISTERED VOTERS voting on said question at such an election for each fiscal year” and inserting in lieu thereof the following language: “WHEN APPROVED, SHALL BE LEVIED EACH FISCAL YEAR THEREAFTER UNTIL REPEALED BY A MAJORITY OF THE REGISTERED VOTERS VOTING ON SAID QUESTION AT AN ELECTION CALLED FOR SUCH PURPOSE

AND IN THE MANNER PROVIDED BY LAW”.

Amendment No. 2. Amend Page 3, Lines 17 and 18, by striking the language “for each fiscal year called for such purposes” and inserting in lieu thereof the following language: “AND WHEN APPROVED, SHALL BE LEVIED EACH FISCAL YEAR THEREAFTER UNTIL REPEALED BY A MAJORITY OF THE REGISTERED VOTERS VOTING ON SAID QUESTION AT AN ELECTION CALLED FOR SUCH PURPOSE AND IN THE MANNER PROVIDED BY LAW”.

GENERAL ORDER

HB 1811 by Holden and Alexander of the House and Boatner of the Senate was read and considered.

Senator Crutcher asked to be named a co-author of **HB 1811**, which was the order.

Senator Lane moved to amend **HB 1811**, Page 13, Lines 8 through 10, by striking all language and relettering following paragraphs, which amendment was declared adopted.

Upon motion of Senator Boatner, **HB 1811**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **HB 1811**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Berrong asked unanimous consent, which was granted, to reconsider the vote by which **HB 1811** was considered engrossed and placed on third reading and final passage.

Upon motion of Senator Berrong, the vote

was reconsidered whereby **HB 1811** was advanced to engrossment.

GENERAL ORDER

Senator Berrong moved the vote be reconsidered whereby the Lane amendment to **HB 1811** was 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, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—42.

Nay: Lane.—1.

Excused: Howard, Nickles, Pierce, Porter and Young.—5.

The roll was ordered called on adoption of the Lane amendment, which amendment failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Combs, Crow, Crutcher, Cullison, Cummins, Howard, Kilpatrick, Lane, Luton, McCune, Murphy, Randle, Rozell, Smith, Tinsley, Vann, Watson, Wolfe and York.—21.

Nay: Berrong, Cain, Capps, Clifton, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McDaniel, Martin, Miller, Schuelein, Taliaferro and Terrill.—21.

Excused: Cate, Nickles, Pierce, Porter, Stipe and Young.—6.

Senator Lane asked unanimous consent, which was granted, that further consideration of **HB 1811** be deferred temporarily.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 629** was read and adopted upon motion of Senator Lane.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed **SB 629**, by Lane and Randle of the Senate and Murphy and Thompson (Mick) of the House, entitled:

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 565, as amended by Section 2, Chapter 189, O.S.L. 1973 and Section 22.15a *** and providing an effective date.

together with House amendments thereto, to which the Senate disagrees, having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from all amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 629** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Lane, York and Combs.

FOR THE HOUSE: Murphy and Whorton.

PENDING CONSIDERATION OF CCR

SB 629, 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, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—42.

Nay: Boatner.—1.

Excused: Nickles, Pierce, Porter, Terrill and Young.—5.

The bill and emergency passed.

SB 629, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Lane moved the Senate stand recessed until the hour of 12:30 p.m., which motion prevailed.

The Senate reassembled in its Chambers with Senator Luton presiding.

A quorum was questioned; the roll ordered called, following which a quorum was declared present.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives, pursuant to the request by the Senate, has withdrawn Engrossed **SB 363** from the Joint Conference Committee on Retirement Laws and hereby refers said bill to GCCA.

MOTION TO RECONSIDER VOTE

Senator Terrill pressed his motion to reconsider the vote whereby **HB 1859** failed,

which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Cain, Cate, Combs, Cummins, Green, Howell, Johnston, Stipe, Taliaferro, Terrill and Tinsley.—12.

Nay: Boatner, Capps, Clifton, Crow, Crutcher, Cullison, Dahl, Giles, Johnson, Keating, Keller, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Pierce, Rozell, Schuelein, Vann, Watson, Wolfe and Young.—26.

Excused: Berrong, Howard, Kilpatrick, Lane, Martin, Nickles, Porter, Randle, Smith and York.—10.

The Chair advised the Senate that Senator Lane, having been present in the Chamber at the time the vote was taken on the Terrill motion to reconsider the vote whereby **HB 1859** failed, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 12. Nay: 27. Excused: 9.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate of change in Conferees on the following Engrossed **HBs: HBs 1720 and 1915** — remove Brunton, add Smith.

GENERAL ORDER

HB 1094 by Hooper and Cleveland of the House and Taliaferro of the Senate was read and considered.

Senator Taliaferro moved to amend **HB 1094**, Page 4, Line 9, by inserting after the word "state", and before the semicolon, the following language: "or the planning commission of a municipality or a county if so designated by the governing body of the municipality or county", which amendment was declared adopted.

Upon motion of Senator Taliaferro, **HB 1094**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HB 1094**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1094 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, Giles, Green, Howell, Johnson, Johnston, Keller, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Boatner.—1.

Excused: Howard, Keating, Kilpatrick, Leonard, Nickles, Porter and Smith.—7.

The Chair advised the Senate that Senator Keating, having been present in the Chamber during the vote on **HB 1094**, would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 40. Nay: 2. Excused: 6.

The bill passed.

Senator Keating desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 41. Nay: 1. Excused: 6.

The emergency passed.

HB 1094 was referred for engrossment.

Senator Watson presiding.

GENERAL ORDER

HB 1546 by Poulos, et al, of the House and Wolfe of the Senate was read and considered.

Senator Wolfe moved to amend **HB 1546** by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Wolfe, **HB 1546**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **HB 1546**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1546 was read for the third time at length.

On the question of passage of the bill, 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, Keller, Kilpatrick, Lamb, Lane, Leonard, Lutton, McDaniell, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Giles, Landis and McCune.—3.

Excused: Howard, Porter and Stipe.—3.

The bill passed.

Senators Stipe and Landis desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 44. Nay: 2. Excused: 2.

The emergency passed.

HB 1546 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 546**.

The above numbered Bill was referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1316, 1451, 1608, 1690, 1736 and 1815**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Smith presiding.

GENERAL ORDER

HB 1811 was considered further.

Senator Randle moved to amend **HB 1811**, Page 14, Line 14, by striking all new language in subsection 13, which amendment was declared adopted.

Upon motion of Senator Crutcher, **HB 1811**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crutcher, **HB 1811**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1811 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, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Nickles, Pierce, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Nay: Berrong, Murphy and Schuelein.—3.

Excused: Howard.—1.

The bill passed.

HB 1811 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Young pressed his motion to reconsider the vote whereby **HJR 1045** failed of passage.

Senator Kilpatrick moved to table the Young motion to reconsider, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Cate, Clifton, Crow, Howell, Johnston, Kilpatrick, Leonard, McCune, Porter, Randle, Smith, Stipe, Terrill and York.—17.

Nay: Berrong, Capps, Combs, Crutcher, Cullison, Cummins, Giles, Green, Johnson, Keating, Keller, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—29.

Excused: Dahl and Howard.—2.

The vote occurring on the Young motion to reconsider was declared adopted upon roll call as follows:

Aye: Berrong, Boatner, Capps, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Keating, Keller, Lamb, Landis, Lane, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—29.

Nay: Birdsong, Cain, Cate, Clifton, Crow, Howell, Johnston, Kilpatrick, Leonard, Luton, McCune, Porter, Randle, Rozell, Smith, Stipe, Terrill and York.—18.

Excused: Howard.—1.

THIRD READING

HJR 1045 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, Capps, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Keller, Lamb, Landis, Lane, McDaniel, Martin, Miller, Nickles, Pierce, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—27.

Nay: Birdsong, Cain, Cate, Clifton, Crow, Howell, Johnston, Keating, Kilpatrick, Leonard, Luton, McCune, Murphy, Porter, Randle, Rozell, Smith and Stipe.—18.

Excused: Howard, Terrill and York.—3.

The resolution passed.

HJR 1045 was properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION — HAS

Upon motion of Senator Vann, the Senate rejected **HAS** to **SB 313** and requested Conference. President Pro Tempore Howard naming as Senate Conferees the following: Senators Vann, Dahl and Cullison.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 313**, and naming House Conferees as follows: Representatives Townsend, Morgan and Cotner.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1075; 1695**, as co-authored by Elder; **1756**, coauthored by Glover and **1834**, as amended.

Advising rejection of **SAs** to Engrossed **HB 1079**, requesting Conference and referring same to Joint Conference Committee on Retirement Laws.

Advising rejection of **SAs** to Engrossed **HB 1798**, requesting Conference, and naming House Conferees as follows: Representatives Sanders, Conaghan and Kelly.

PENDING SENATE ACTION ON HAS

HAS on **SB 383** were called up for consideration.

HAS to **SB 383** were adopted upon motion of Senator Crow.

On the question of passage of 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin,

Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Howard, McDaniel, Taliaferro, Terrill and York.—5.

The Chair advised the Senate that Senator McDaniel, having been present in the Chamber during the vote on **SB 383**, would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 43. Nay: 1. Excused: 4.

SB 383 was referred for enrollment.

GENERAL ORDER

HB 1620 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 1620** by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Crow, **HB 1620**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1620**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1620 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe,

Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Howard, Nickles and Terrill.—3.

The bill and emergency passed.

HB 1620 was referred for engrossment.

GENERAL ORDER

HB 1646 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 1646**, Page 6, Lines 9, 10 and 11, by striking after the word "exceed" on Line 9, and before the word "during", on Line 11, the words and figures, "Six Million Nine Hundred Thirty Thousand Eight Hundred Eighty Dollars (\$6,930,880.00)" and inserting in lieu thereof "Seven Million Twenty-one Thousand Three Hundred Thirty Five Dollars (\$7,021,335.00)", which amendment was declared adopted.

Upon motion of Senator Crow, **HB 1646**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1646**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1646 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliafer-

ro, Tinsley, Vann, Watson, Wolfe and York.—43.

Nay: Stipe.—1.

Excused: Howard, Nickles, Terrill and Young.—4.

The bill and emergency passed.

HB 1646 was referred for engrossment.

GENERAL ORDER

HB 1767 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 1767** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1767** was placed on third reading and final passage.

THIRD READING

HB 1767 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—29.

Nay: Berrong, Birdsong, Capps, Dahl, Howell, Keller, Lamb, Landis, Leonard, McCune, Porter, Schuelein, Smith, Stipe, Wolfe and Young.—16.

Excused: Howard, Nickles and Pierce.—3.

The bill passed.

Senator's Smith, Landis, Capps, Berrong, Dahl and Birdsong desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35. Nay: 10. Excused: 3.

The emergency passed.

HB 1767 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1807 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 1807** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1807** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1807 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Howard, Nickles and Young.—3.

The bill and emergency passed.

HB 1807 was referred for engrossment.

GENERAL ORDER

HB 1823 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 1823** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1823** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1823 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Howard, Nickles and Young.—3.

The bill and emergency passed.

HB 1823 was referred for engrossment.

GENERAL ORDER

HB 1882 by Lancaster and Wilson of the House and Rozell of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1882** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1882** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1882 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, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Berrong and Giles.—2.

Excused: Howard, Lamb and Nickles.—3.

The Chair advised the Senate that Senator Lamb, having been present in the Chamber at the time the vote was taken on **HB 1882** would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 43. Nay: 3. Excused: 2.

The bill passed.

Senator Lamb desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 44. Nay: 2. Excused: 2.

The emergency passed.

HB 1882 was referred for engrossment.

Senator Watson presiding.

PENDING SENATE ACTION — HAS

Senator Crow moved that **HAS** to the following Engrossed **SBs** be rejected and conference requested, said bills referred to **GCCA**: **SBs 393, 395, 396, 397, 398, 399, 401, 402, 403, 404, 407, 409, 410, 411, 412, 413, 415, 416, 418, 419, 420, 421, 423, 424 and 426.**

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 393, 395, 396, 397, 398, 399, 401, 402, 403, 404, 407, 409, 410, 411, 412, 413, 415, 416, 418, 419, 420, 421, 423, 424 and 426**, and referring same to **GCCA**.

PENDING CONSIDERATION OF HAS HERE

HAS to **SB 454** were called up for consideration.

Upon motion of Senator Berrong, the Senate concurred in **HAS** to **SB 454**.

SB 454, 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Crow, Murphy, Nickles, Smith and Terrill.—5.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

HB 1046 by Bengtson of the House and Terrill and Dahl of the Senate was read and considered.

Upon motion of Senator Terrill, **HB 1046** was advanced.

By unanimous consent, upon request of Senator Terrill, **HB 1046** was placed on third reading and final passage.

THIRD READING

HB 1046 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, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Crutcher, Howard, Nickles and Smith.—4.

The bill passed.

HB 1046 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1442 by Cleveland of the House and Randle and Murphy of the Senate was read and considered.

Senator Randle moved to amend **HB 1442**, Pages 2, Line 15, after the word "program" strike all language through Page 3, Line 7, before the word "exceptional" and replace with: "An appropriation may be made for an additional period not to exceed forty (40) days during the summer months for approved programs for qualified handicapped children who are severely, profoundly, and trainably mentally retarded; orthopedically impaired; severely emotionally disturbed; severely language delayed; deaf-blind; and/or other multi-handicapping condition provided the individualized education plan (IEP) states the need for a continuing educational experience to prevent loss of educational achievement and/or basic life skills.", which amendment was declared adopted.

Upon motion of Senator Randle, **HB 1442**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1442**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1442 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Howard, Nickles and Smith.—3.

The bill passed.

HB 1442 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Keller pressed his motion to reconsider the vote whereby **HB 1716** passed, which motion to reconsider was tabled upon motion of Senator Kilpatrick, the roll call thereon being as follows:

Aye: Birdsong, Cain, Cate, Clifton, Combs, Crutcher, Cummins, Howell, Johnston, Kilpatrick, Landis, Lane, Luton, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley and York.—26.

Nay: Berrong, Boatner, Capps, Crow, Cullison, Dahl, Giles, Green, Keating, Keller, Lamb, Leonard, McCune, McDaniel, Pierce, Smith, Vann, Watson, Wolfe and Young.—20.

Excused: Howard and Nickles.—2.

HB 1716 was properly signed and returned to the Honorable House.

THIRD READING

Senator Murphy moved that **HB 1933** be withdrawn from the Calendar and rereferred to the Committee on Social Welfare, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **HB 1607** was called up for consideration.

The 2nd CCR on **HB 1607** was adopted upon motion of Senator Terrill.

HB 1607, 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, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe and York.—44.

Excused: Howard, Nickles, Taliaferro and Young.—4.

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: 45. Excused: 3.

The emergency passed.

HB 1607, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION — HAS

Upon motion of Senator Keating, the Senate rejected **HAS** to **SB 192**, and requesting Conference, President Pro Tempore Howard naming as Senate Conferees the following: Senators Keating, Kilpatrick and Schuelein.

Upon motion of Senator Lane, the Senate rejected **HAS** to **SB 577**, and requested conference, President Pro Tempore Howard naming as Senate Conferees the following: Senators Luton, Cate and Lane.

Upon motion of Senator Boatner, the Senate rejected **HAS** to **SB 556** and requested conference, President Pro Tempore Howard naming as Senate Conferees the following: Senators Boatner, Terrill and Cate.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs** and naming House Conferees as follows:

SB 192 — Brunton, Smith and Steward.

SB 556 — Barker, Bradley and Steward.

SB 577 — Monks, Draper and Davis (Don).

GENERAL ORDER

HB 1905 by Cole of the House and McDaniel and Murphy of the Senate was read and considered.

Senator McDaniel asked that he be removed as author of **HB 1905** and from the bill, which was the order.

Senator Murphy asked that he be named principal Senate author of **HB 1905**, which was the order.

Senator Cate asked to be named a coauthor of **HB 1905**, which was the order.

Senator McDaniel moved to amend **HB 1905** by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Murphy, **HB 1905**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1905**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Giles moved to return **HB 1905** to the Committee on Education, Common.

Senator Murphy moved to table the Giles motion to commit, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Cain, Cate, Combs, Cummins, Green, Howell, Kilpatrick, Lane, Luton, Murphy, Porter, Randle, Schuelein, Smith, Terrill and York.—17.

Nay: Berrong, Boatner, Capps, Clifton, Crow, Crutcher, Cullison, Dahl, Giles, Johnson, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Miller, Pierce, Rozell, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—27.

Excused: Howard, Martin, Nickles and Stipe.—4.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber during the vote on the Murphy motion to table the Giles motion to refer **HB 1905** to Committee, would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 17. Nay: 28. Excused: 3.

Senator Giles pressed his motion to commit, which motion was declared adopted.

PENDING CONSIDERATION OF HAS

HAs to **SB 591** were called up for consideration.

Upon motion of Senator Boatner, the Senate concurred in **HAs** to **SB 591**.

SB 591, 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, Green,

Howell, Johnson, Johnston, Keller, Kilpatrick, Lane, Luton, McDaniel, Martin, Miller, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Nay: Giles, Keating, Lamb, Landis, Leonard, McCune and Pierce.—7.

Excused: Howard, Murphy, Nickles and Stipe.—4.

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 370, as coauthored by Cotner.

The above numbered Bill was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1481, 1647, 1701, 1744, 1862, 1881 and 1889 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of CCR and passage of **HB 1694**, as amended.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1694** was read and adopted upon motion of Senator Howell.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1694**, and Engrossed Senate Amendments there, by Twidwell, et al, of the House and Howell, et al, of the Senate, entitled:

An Act relating to motor vehicles; amending Section 3, Chapter 292, O.S.L. 1979 (47 O.S. Supp. 1979, Section 22.13a) and 47 O.S. 1971, Section 22.20, as last amended by Section 16, Chapter 209, O.S.L. 1978 (47 O.S. Supp. 1979, Section 22.20); modifying late registration penalties under provisions of the Motor Vehicle License and Registration 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:

No. 1. That the House concur in Engrossed Senate Amendment No. 1.

No. 2. That the following Conference Committee Amendment be adopted:

Page 7, Lines 24 through 27 by striking the language: "provided, however, an increase of seven percent (7%) per year for each year of experience over ten (10) years may be allowed such employee for prior service" and insert in lieu thereof the following language: "provided, however, any such employee who has been so employed in excess of ten (10) years may be compensated by an additional five per cent (5%) of such maximum annual compensation for each year in excess of ten (10) years employment not exceeding a total of twenty-five percent (25%)."

Respectfully submitted,

FOR THE HOUSE: Twidwell, Elder and Fried.

FOR THE SENATE: Howell, Luton and Murphy.

PENDING CONSIDERATION OF CCR

HB 1694, 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, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Nay: Keating and Keller.—2.

Excused: Nickles.—1.

The bill and emergency passed.

HB 1694, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HB 1924 by Davis (Don) and Townsend of the House and Luton of the Senate was read and considered.

Senator Luton moved to amend **HB 1924**, by striking the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator Luton, **HB 1924**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1924**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1924 was read 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howard, Nickles, Randle and Tinsley.—4.

The bill and emergency passed.

HB 1924 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 54**, as coauthored by Hill, Glover, Manar, Murphy, Weichel, Reimer, Whorton, Rogers, Trent and Stephenson of the House.

The above numbered Resolution was referred for enrollment.

MOTION TO RECONSIDER VOTE

Senator Taliaferro pressed his motion to reconsider the vote whereby **HB 1707** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

Senator Crow presiding.

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow,

Crutcher, Cullison, Cummins, Dahl, Giles, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—36.

Nay: Green, Howell, Keating, Keller, Lane, Rozell, Smith, Stipe and Wolfe.—9.

Excused: Howard, Nickles and Terrill.—3.

Senator Lamb presiding.

THIRD READING

HB 1707 was read for the third time at length.

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

Aye: Berrong, Boatner, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Johnson, Johnston, Lamb, Landis, Leonard, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Taliaferro, Vann, Watson and York.—29.

Nay: Birdsong, Cain, Green, Howell, Keating, Keller, Kilpatrick, Lane, Luton, Rozell, Schuelein, Smith, Stipe, Tinsley, Wolfe and Young.—16.

Excused: Howard, Nickles and Terrill.—3.

The bill passed.

HB 1707 was referred for engrossment.

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 382, 391**, as co-authored by Reimer; and **SB 629**.

The above numbered Bills as amended in Conference were referred for enrollment.

GENERAL ORDER

HB 1741 by Deatherage, et al, of the House and York of the Senate was read and considered.

Senator Cain asked to be named a co-author of **HB 1741**, which was the order.

Senator York moved to amend **HB 1741**, Page 1, by crippling the Title, which amendment was declared adopted.

Upon motion of Senator York, **HB 1741**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1741**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1741 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, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Crutcher, Cullison, Howard and Nickles.—4.

The bill passed.

HB 1741 was referred for engrossment.

Senator Kilpatrick presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1581 and 1787 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SR 97 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MOTION TO RECONSIDER VOTE

Senator York moved to reconsider the vote whereby **HB 1900** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, Martin, Miller, Murphy, Porter, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—34.

Nay: Boatner, Landis, Leonard, McCune, McDaniel, Pierce, Schuelein, Smith and Wolfe.—9.

Excused: Crutcher, Cullison, Howard, Nickles and Young.—5.

THIRD READING

HB 1900 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, Cummins, Dahl, Giles, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, Martin, Miller, Porter, Randle, Rozell, Stipe, Terrill, Tinsley, Vann, Watson, York and Young.—32.

Nay: Boatner, Green, Landis, Leonard, McCune, McDaniel, Pierce, Schuelein, Smith and Wolfe.—10.

Excused: Crutcher, Cullison, Howard, Murphy, Nickles and Taliaferro.—6.

The Chair advised the Senate that Senator Murphy, having been present in the Chamber during the vote on **HB 1900**, would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 32. Nay: 11. Excused: 5.

The bill passed.

Senators Green, Murphy and Taliaferro 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.

HB 1900 was properly signed and returned to the Honorable House.

Senator Lane moved that the Senate stand recessed for fifteen minutes, which motion prevailed.

The Senate reassembled with Senator Kilpatrick presiding.

DECLARATION OF VOTE

Senator Berrong asked that the record reflect had he been present at the time of

third reading and final passage of **HBs 1316, 1394, 1536, 1538, 1606, 1608, 1636, 1644, 1647, 1652, 1653, 1690, 1701, 1717, 1723, 1764, 1783, 1787, 1798, 1815, 1834, 1836, 1862, 1865, 1889 and 1906** when the votes were taken he would have voted "Aye", and **HBs 1407, 1451, 1481, 1581, 1716, 1736, 1786, 1789, 1794, 1840, 1859, 1881 and 1947** he would have voted "No", and on fourth reading and final passage on **SBs 488 and 491** he would have voted "Aye", and on **SBs 382 and 391** he would have voted "No", which was the order.

GENERAL ORDER

HB 1635 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 1635** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1635** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1635 was read 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, Cummins, Dahl, Giles, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—39.

Nay: Pierce.—1.

Excused: Crutcher, Cullison, Green, McDaniel, Nickles, Porter, Terrill and York.—8.

The bill and emergency passed.

HB 1635 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 Kilpatrick presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of HENRY B. CARTER, Oklahoma City, as Vice-Chairman of the Capitol-Medical Center Improvement and Zoning Commission, to serve a 3-year term ending January 31, 1983. Rev. Carter succeeds himself.

The Senate, in executive session, and upon motion of Senator Wolfe, advised and consented to the confirmation of PAMELA CHIBITTY, Tulsa, as a member of the Oklahoma Indian Affairs Commission, to serve a 3-year term ending August 15, 1981. Ms. Chibitty succeeds James Allen.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of NOLAN CHRISTIAN, Tulsa, as a member of the Board of Registration for Social Workers, to serve a 5-year term ending June 1, 1983. Mr. Christian succeeds Howard Walkingstick.

The Senate, in executive session, and upon motion of Senator Berrong, advised and consented to the confirmation of MARION DIEL, Clinton, as a member of the Board of Regents of Oklahoma Colleges, to serve an unexpired term ending June 6, 1986. Mr. Diel succeeds H. A. Carlson, Jr.

The Senate, in executive session, and upon motion of Senator Wolfe, advised and consented to the confirmation of JERRY DILLON, Tulsa, as a member of the Board of Registration for Social Workers, to serve a 5-year term ending June 1, 1984. Mr. Dillon succeeds himself.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of GLENN DOBBS, Tulsa, as a member of the Jim Thorpe Memorial-Oklahoma Athletic Hall of Fame Commission to serve a 7-year term ending June 12, 1986. Mr. Dobbs succeeds himself.

The Senate, in executive session, and upon motion of Senator Porter, advised and consented to the confirmation of TOM DUNLAP, Oklahoma City, as lay-member of the Board of Governors of Registered Dentists, to serve a 1-year term ending July 1, 1980. This is an original appointment.

The Senate, in executive session, and upon motion of Senator Wolfe, advised and consented to the confirmation of JAMES E. EMBREY, Ed.D., Tulsa, as a member of the Oklahoma Board of Hearing Aid Dealers and Fitters, to serve a 4-year term ending September 1, 1983. Dr. Embrey succeeds himself.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of HUGH FISH, Oklahoma City, as a member of the Data Processing Technical Advisory Commission, to serve a 5-year term ending July 1, 1984. Mr. Fish succeeds himself.

The Senate, in executive session, and upon motion of Senator Schuelein, advised and consented to the confirmation of GARY GILSTRAP, Commerce, as a member of the Indian and Hardrock Mining Museum Commission, to serve a 5-year term ending June 16, 1984. Mr. Gilstrap succeeds himself.

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, to serve a 6-year term ending July 1, 1985. Mr. Goodwin succeeds himself.

The Senate, in executive session, and upon motion of Senator Keller, advised and consented to the confirmation of FRED HARRISON, Oklahoma City, as a member of the Polygraph Examiners Board, to serve a 6-year term ending May 17, 1985. Mr. Harrison succeeds himself.

The Senate, in executive session, and upon motion of Senator Wolfe, advised and consented to the confirmation of E. STANLEY HAWKINS, Tulsa, as a member of the State Fire Marshal Commission to serve a 5-year term ending July 1, 1984. Mr. Hawkins succeeds himself.

The Senate, in executive session, and upon motion of Senator Schuelein, advised and consented to the confirmation of BILLY H. JAMES, Commerce, as a member of the Indian and Hardrock Mining Museum Commission to serve a 5-year term ending June 16, 1982. Mr. Jones succeeds John Burford.

The Senate, in executive session, and upon motion of Senator Schuelein, advised and consented to the confirmation of GUY JENNISON, Miami, as a member of the Indian and Hardrock Mining Museum Commission, to serve a 5-year term ending June 16, 1983. Mr. Jennison succeeds himself.

The Senate, in executive session, and upon motion of Senator Wolfe, advised and

consented to the confirmation of CHARLES KIMBERLING, Tulsa, as a member of the Board of Registration for Professional Engineers and Land Surveyors, to serve a 5-year term ending June 28, 1984. Mr. Kimberling succeeds himself.

The Senate, in executive session, and upon motion of Senator Combs, advised and consented to the confirmation of ANDREW W. LANG, Oklahoma City, as a member of the State Fire Marshal Commission, to serve an unexpired term ending July 1, 1982. Mr. Lang succeeds Arthur Cosgrove.

The Senate, in executive session, and upon motion of Senator Combs, advised and consented to the confirmation of SUSAN D. McNEELY, Oklahoma City, as a member of the State Board of Electrology, to serve a 3-year term ending May 10, 1982. Ms. McNeely succeeds Ollie Bell Stines.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of WALTER G. MOFFITT, Muskogee, as a member of the State Board of Accountancy, to serve a 5-year term ending June 30, 1984. Mr. Moffitt succeeds Sylvia Duncan.

The Senate, in executive session, and upon motion of Senator Crow, advised and consented to the confirmation of ROBERT ROBBINS, IV, Altus, as a member of the Board of Regents of Agricultural and Mechanical Colleges, to serve an unexpired term ending April 4, 1984. Mr. Robbins succeeds Gary Reid.

The Senate, in executive session, and upon motion of Senator Leonard, advised and consented to the confirmation of HARRY SHACKLEFORD, Laverne, as a member of the State Board of Education, to serve a 6-year term ending April 1, 1986. Mr. Shackelford succeeds himself.

The Senate, in executive session, and upon motion of Senator Schuelein, advised and consented to the confirmation of JOSEPH J. SMITH, Quapaw, as a member of the Ottawa Reclamation Authority, to serve a 5-year term ending January 11, 1982. Mr. Smith succeeds Lloyd Westherell.

The Senate, in executive session, and upon motion of Senator Leonard, advised and consented to the confirmation of MERLE SWINEFORD, Laverne, as a member of the State Transportation Commission, to serve an unexpired term ending February 15, 1985. Mr. Swineford succeeds James Gungoll.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of MRS. ROSALIE A. THOMPSON, Muskogee, as a member of the Oklahoma Industrial Development Commission, to serve a 6-year term ending July 1, 1985. Mrs. Thompson is a member-at-large.

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of ROSEMARY F. WAYTE, Oklahoma City, as a member of the Board of Examiners for Speech Pathology and Audiology, to serve a 3-year term ending August 17, 1981. Ms. Wayte succeeds Walter Cullinan.

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of JAN WEAVER, Oklahoma City, as a member of the Capitol-Medical Center Improvement and Zoning Commission to serve an unexpired term ending January 1, 1981. Jan Weaver succeeds Matt Robertson.

The Senate, in executive session, and upon motion of Senator Cain, advised and consented to the confirmation of MILLICENT I. WOODRUFF, Oklahoma City, as a member of the Board of Examiners for

Speech Pathology and Audiology, to serve a 3-year term ending August 17, 1981. Ms. Woodruff succeeds Joseph Lollman.

The Senate, in executive session, and upon motion of Senator Randle, advised and consented to the confirmation of TERRY YOUNG, Tulsa, as a member of the Solid Waste Management Advisory Committee to serve at the pleasure of the Governor. Mr. Young succeeds Bill Sandmann.

GENERAL ORDER

HB 1808 by Davis (Don) and Deatherage of the House and Crow of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1808** was advanced.

By unanimous consent, upon request of Senator Crow, **HB 1808** was placed on third reading and final passage.

THIRD READING

HB 1808 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—41.

Excused: Giles, Howard, Howell, Johnson, McDaniel, Porter and Vann.—7.

The bill and emergency passed.

HB 1808 was properly signed and returned to the Honorable House.

BILL WITHDRAWN — REREFERRED

Senator Crow moved that **HB 1540** be withdrawn from the Calendar and rereferred to the Committee on County, State and Federal Government, which motion was declared adopted.

PENDING SENATE ACTION ON HOUSE REQUEST

Upon motion of Senator Lane, the Senate concurred in the request of the Honorable House to refer **HB 1079** to the Joint Conference Committee on Retirement Laws.

GENERAL ORDER

HB 1923 by Davis (Don) of the House and Kilpatrick of the Senate was read and considered.

Senator Stipe asked to be named a coauthor of **HB 1923**, which was the order.

Senator Crutcher moved to amend **HB 1923**, Page 2, Lines 11 and 12, by striking after the word "effective", and before the period, the following: "October 1, 1980" and inserting "January 1, 1981", which amendment was declared adopted.

Upon motion of Senator Stipe, **HB 1923**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1923**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1923 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, Clifton, Keating, Keller, Kilpatrick, Leonard, Lutton, Pierce, Randle, Smith, Stipe, Wolfe, York and Young.—16.

Nay: Berrong, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Lamb, Landis, Lane, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Rozell, Schuelein, Taliaferro, Tinsley and Watson.—27.

Excused: Howard, Howell, Porter, Terrill and Vann.—5.

The bill failed.

BILL WITHDRAWN — REREFERRED

Senator Smith asked that the record reflect that **HB 1479** had been called up for consideration on General Order, and moved to rerefer **HB 1479** to the Committee on Revenue and Taxation for an interim study, which motion was declared adopted.

RESOLUTION

SR 95, introduced on Page 657, was called up for consideration.

SR 95 was read at length as follows:

SR 95 — By Crutcher and Cullison.

A Resolution praising Phyllis J. Sokolosky, Oklahoma Mother of the Year; encouraging her selection as American Mother of the Year; and directing distribution.

WHEREAS, Phyllis J. Sokolosky, the Oklahoma Mother of the Year for 1980, embodies, by her devotion to family and community, the qualities of motherhood that have formed the greatness and moral strength of our state and country; and

WHEREAS, Phyllis J. Sokolosky exemplifies the challenge and fulfillment found in a mother's complex world, for she

is active in church and civic work, has contributed greatly to the family business and farm, and has raised her children with love and sensitivity; and

WHEREAS, her four children, Sue, Ann, Noble and Dee have developed under Mrs. Sokolosky's loving guidance and moral direction into outstanding students and promising young citizens; and

WHEREAS, as Oklahoma Mother of the Year, Phyllis J. Sokolosky will represent this state at the 45th annual American Mothers' Conference in Phoenix, Arizona, at which conference will be chosen the American Mother of the Year; and

WHEREAS, the Oklahoma Senate believes Phyllis J. Sokolosky would be an admirable choice to represent the accomplishments of American mothers.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby congratulates Phyllis J. Sokolosky on her being chosen as the Oklahoma Mother of the Year. The Oklahoma Senate strongly recommends that Phyllis J. Sokolosky be chosen as the American Mother of the Year.

SECTION 2. Copies of this Resolution shall be distributed to Phyllis J. Sokolosky, the Oklahoma Mothers Association and the American Mothers Committee, Inc.

Senator Crutcher asked unanimous consent, which was granted, that all other members of the Senate be made coauthors of **SR 95**.

SR 95, as coauthored, was adopted upon motion of Senator Crutcher and ordered referred for enrollment.

SPECIAL INTRODUCTION

Senator Crutcher introduced Mrs. Phyllis Sokolosky and her family to the members and asked unanimous consent, which was granted, that Mrs. Sokolosky and her family members be allowed privileges of the floor to receive an Enrolled copy of **SR 95**.

Mrs. Sokolosky thanked the members for being so honored.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1053**.

HCR 1053 — By Draper of the House and Howard of the Senate.

A Concurrent Resolution providing a recess for the Oklahoma Legislature; granting required consent; authorizing work and reimbursement during the recess; and making a permanent record.

(Resolution shown in full, Page 755.)

Senator Howard moved adoption of **HCR 1053**, which was declared adopted.

HCR 1053 was properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION — HAS

Upon motion of Senator Cate, **HAs** to **SB 620** were rejected and Conference requested, President Pro Tempore Howard appointing as Conferees the following: Senators Cate, Crow and Lane.

GENERAL ORDER

HB 1721 by Hopkins and Duckett of the House and Cullison of the Senate was read and considered.

Upon motion of Senator Cullison, **HB 1721** was advanced to engrossment.

By unanimous consent, upon request of Senator Cullison, **HB 1721** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1721 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, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Johnson, Johnston, Kilpatrick, Lane, Leonard, Luton, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, York and Young.—26.

Nay: Berrong, Boatner, Crow, Giles, Green, Keating, Keller, Lamb, Landis, McCune, Martin, Nickles, Pierce, Stipe and Wolfe.—15.

Excused: Birdsong, Capps, McDaniel, Porter, Terrill, Vann and Watson.—7.

The bill passed.

HB 1721 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1531, 1607, 1737, 1897, 1910, 1931** and **HJR 1041** and **1063**.

The above numbered Enrolled Bills and Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

DECLARATION OF VOTE

Senator Green asked that the record reflect had he been present at the time the vote was taken on **HB 1635** he would have voted "aye", which was the order.

GENERAL ORDER

HB 1799 by Davis (Frank) and Duckett of the House and Nickles of the Senate was read and considered.

Senator Landis asked to be named a co-author of **HB 1799**, which was the order.

Senator Nickles moved to amend **HB 1799** by striking the Enacting Clause, which amendment was declared adopted.

Upon motion of Senator Nickles, **HB 1799** was advanced to engrossment.

Senator Nickles asked unanimous consent to consider **HB 1799** engrossed and placed on third reading and final passage, to which request objection was heard.

Senator Nickles moved to suspend the rules to consider **HB 1799** 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: Berrong, Cain, Capps, Clifton, Combs, Green, Johnson, Keating, Keller, Lamb, Landis, Leonard, McCune, Murphy, Nickles, Pierce, Wolfe and Young.—18.

Nay: Boatner, Cate, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Howell, Johnston, Kilpatrick, Lane, Luton, Martin, Miller, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley and York.—24.

Excused: Birdsong, McDaniel, Porter, Terrill, Vann and Watson.—6.

HB 1799 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1559 and **1688** were each correctly engrossed and, together with Engrossed

SAs, properly signed and ordered returned to the Honorable House.

HB 1799 was correctly engrossed.

SB 629 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 95 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 543**, as coauthored by Elder, Vaughn, Townsend, Duckett, Craighead and Stephenson of the House. (Emergency failed).

SB 543 was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1103, 1523, 1694, 1695, 1756, 1767** and **1834**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Johnson moved to reconsider the vote whereby **HB 1593** failed of passage, Senator Crow moved to table the Johnson motion, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Capps, Cate, Combs, Crow, Crutcher, Cummins, Dahl, Green, Keating, Lamb, Leonard, McCune, Miller, Murphy and Wolfe.—16.

Nay: Berrong, Boatner, Clifton, Cullison, Giles, Howard, Howell, Johnson, Johnston,

Keller, Kilpatrick, Landis, Lane, Luton, Martin, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Tinsley, York and Young.—24.

Excused: Birdsong, McDaniel, Porter, Stipe, Taliaferro, Terrill, Vann and Watson.—8.

Senator Johnson pressed his motion to reconsider, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Boatner, Clifton, Cullison, Giles, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Luton, Martin, Nickles, Pierce, Rozell, Schuelein, Smith, York and Young.—19.

Nay: Berrong, Cain, Capps, Cate, Combs, Crow, Crutcher, Cummins, Dahl, Green, Lamb, Lane, Leonard, Miller, Murphy, Porter, Tinsley and Wolfe.—18.

Excused: Birdsong, Howard, Landis, McCune, McDaniel, Randle, Stipe, Taliaferro, Terrill, Vann and Watson.—11.

The Chair advised the Senate that Senator McCune, having been present in the Chamber during the vote on the Johnson motion to reconsider **HB 1593**, would be shown voting "Nay", in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 19. Nay: 19. Excused: 10.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 49**, showing Fried as Principal House Author, and coauthored by Cleveland, Arnold, Cole, Davis (Don), Duckett, Fair, Hopkins, Lancaster, Riggs, Holt and Wilson.

The above-numbered Resolution was referred for enrollment.

Advising Conference granted on Engrossed **SB 620**, and naming House Conferees as follows: Representatives Deatherage, Denman and Davis (Don).

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs**, requesting Conference and naming Conferees, as follows:

HB 1532 — Poulos, Baughman and Cotner.

HB 1533 — Poulos, Baughman and Dunn.

HB 1534 — Poulos, Baughman and Ford.

HB 1535 — Poulos, Baughman and Dunn.

HB 1606 — Draper, Steward and Harper.

HB 1682 — Denman, Davis (Don) and Deatherage.

HB 1744 — Henry, Davis (Frank) and Elder.

HB 1783 — Smith, Elder and Kane.

HB 1784 — Smith, Davis (Don) and Barker.

HB 1787 — Hastings, Manar and Mentzer.

HB 1794 — Peterson, Monks and Fitzgibbon.

HB 1816 — Draper, Deatherage and Fried.

HB 1829 — Brunton, Smith and Steward.

HB 1865 — Riggs, Hobson and Henry.

HB 1873 — Arnold, Abbott and Holt.

HB 1881 — Deatherage, Draper and Vaughn.

HB 1904 — Deatherage, Elder and Steward.

HB 1906 — Twidwell, Hooper and Hastings.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Request for Conference was ordered granted on the following Engrossed House Bills, President Pro Tempore Howard naming Conferees as follows:

HB 1532 — Wolfe, Cate and Randle.

HB 1533 — Wolfe, Cate and Randle.

- HB 1534** — Wolfe, Cate and Randle.
HB 1535 — Wolfe, Cate and Randle.
HB 1606 — York, Birdsong and Porter.
HB 1682 — Cate, Lane and Crow.
HB 1744 — Murphy, Clifton and Smith.
HB 1783 — Luton, Wolfe and Tinsley.
HB 1784 — Luton, Terrill and Smith.
HB 1787 — Johnston, Terrill and Watson.
HB 1794 — Luton, Lane and York.
HB 1798 — Green, Combs and Cullison.
HB 1816 — Howell, Cate and Murphy.
HB 1829 — Berrong, Wolfe and Howell.
HB 1865 — Randle, Cate and Stipe.
HB 1873 — Green, Smith and Berrong.
HB 1881 — Martin, Terrill and Watson.
HB 1904 — Smith, Cate and Vann.
HB 1906 — Vann, Terrill and Smith.

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 1617**.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1617** was read and adopted upon motion of Senator Crow.

Mr. Speaker
 and
 Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1617**, and Engrossed Senate Amendments thereto, by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate, entitled:

An Act relating to the Oklahoma Department of Industrial Development *** 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. 2.

2. That the Senate recede from Engrossed Senate Amendment Nos. 1, 3, 4, 5, 6 and 7.

3. That the following Conference Committee Amendments to Engrossed House Bill No. 1617 be adopted.

(a) Page 1, Lines 33 and 34, by deleting the words and figure "One Hundred Sixty-eight Thousand Seven Hundred Thirty-three Dollars (\$168,733.00)" and by substituting in lieu thereof the words and figure "One Hundred Seventy Thousand Sixty-one Dollars (\$170,061.00)".

(b) Page 4, Line 15½, by adding a new Section 6 to read as follows:

"SECTION 6. There is hereby appropriated to the Oklahoma Department of Industrial Development, 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 Twenty-five Thousand Dollars (\$25,000.00) or so much thereof as may be necessary for local community match of the EDA, Section 304 community grants program."

Renumber the current Section 6 to read "Section 7" and renumber succeeding sections accordingly.

(c) Page 5, Line 10, by deleting the number "7" and by substituting in lieu thereof the number "8".

Respectfully submitted,

FOR THE HOUSE: Davis (Don), Holden and Barker.

FOR THE SENATE: Crow, Boatner and Rozell.

PENDING CONSIDERATION OF CCR

HB 1617, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Taliaferro, Wolfe and Young.—33.

Nay: Howell and Schuelein.—2.

Excused: Birdsong, Cullison, Howard, Landis, McDaniel, Randle, Smith, Stipe, Terrill, Tinsley, Vann, Watson and York.—13.

The bill and emergency passed.

HB 1617, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MOTION RE BILLS ON CALENDAR

Senator Lane moved that the following bills and joint resolution on the Senate Calendar under the heading of General Order or Third Reading be referred to the Committee on Rules, which motion was declared adopted: **HBs 1218, 1270, 1511, 1799 and 1929 and HJR 1046**.

HBs 1801 and 1819 were ordered left on General Order.

All measures remaining in Senate Appropriations and Budget Committee, pursuant to the Crow unanimous consent request, Page 540, were also ordered exempt from cutoff dates.

Senator Lane presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 370, 382, 383, 391, 454, 546 and 591 and SJR 49 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading and returning Enrolled **SBs 370, 382, 383, 391, 454, 546 and 591 and SJR 49**.

The above numbered bills were referred to the Governor.

SJR 49 was referred to the Secretary of State.

Advising the signing of and transmitting for signature Enrolled **HCR 1053**.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1046, 1075, 1617, 1716, 1808 and 1900 and HJR 1045**.

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

Senator McCune presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 543 and SCR 54 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 the signing of and returning Enrolled **SCR 54**.

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

Advising fourth reading of and returning Enrolled **SBs 543 and 629**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 10, 1980, of Enrolled **SBs 447, 488, 496, 526, 531, 537 and 551**.

In accordance with the provisions of Enrolled **HCR 1053**, Senator Lane moved that, when the clerk's desk is clear, the Senate stand recessed until Monday, May 5, 1980, under Senate Rule 31(b) at 1:30 p.m., which motion prevailed.

Enrolled **HCR 1053**, adopted on Page 750, was read at length, as follows:

HCR 1053 --By Draper of the House and Howard of the Senate.

A Concurrent Resolution providing a recess for the Oklahoma Legislature; granting required consent; authorizing work and reimbursement during the recess; and making a permanent record.

WHEREAS, it has become apparent that the best interests of the State of Oklahoma would be served if the Oklahoma Legislature took an extended recess; and

WHEREAS, Article V, Section 30 of the Oklahoma Constitution requires the consent of each House to the adjournment of the other for more than three days.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The House of Representatives and the Senate of the State of Oklahoma hereby recess for a period of twenty-four days, beginning the eleventh day of April, 1980, and ending the fourth day of May, 1980. The House of Representatives and the Senate will reconvene on the fifth day of May, 1980. The House of Representatives hereby consents to the recess of the Senate for the above specified amount of time, and the Senate hereby consents to the recess of the House of Representatives for the above specified amount of time. The hour at which the Houses shall reconvene shall be set by the Speaker of the House of Representatives and the President Pro Tempore of the Senate for their respective Houses.

SECTION 2. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall have the power to authorize certain members of the Legislature to continue work on Conference Committees and other authorized legislative duties. Pursuant to the provisions of 74 O.S. Supp. 1979, Section 291.1a the members shall be paid mileage and per diem. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall have the power and are authorized to employ temporary employees as deemed necessary for performance of required duties.

SECTION 3. A copy of this Resolution shall be spread upon the pages of the permanent Journals of the House of Representatives and Senate, Thirty-seventh Oklahoma Legislature, as a permanent record of the consent of each House to the other House.

BILLS RELEASED

HBs 1567 and 1636 were referred for engrossment.

Upon motion of Senator Lane, the Senate stood recessed at 11:40 p.m. to reconvene Monday, May 5, 1980, at 1:30 p.m.

Fifty-sixth Legislative Day

Monday, May 5, 1980

Pursuant to the provisions of Enrolled **HCR 1053**, the Senate was called to order at the hour of 2:30 p.m., 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, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Berrong, Keating, Keller, McDaniel, Nickles and Wolfe.—6.

Senator Luton declared a quorum present.

The prayer was offered by Reverend David E. Nyberg, St. James Episcopal Church, Oklahoma City, the guest of Senator York.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Pierce introduced Mrs. Dolores Byron, R.N., as the Nurse of the Day.

Senator McCune introduced Daniel M. Lane, M.D., as the Doctor of the Day.

Senator Leonard introduced his father-in-law, Everett Laughlin, a former member of the Illinois State Senate.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 11, 1980, of Enrolled **SB 383**; April 14, 1980, of Enrolled **SBs 382, 474, 545, 564, 591 and 618**; April 15, 1980, of Enrolled **SBs 370, 391, 454, 546 and 629**; April 16, 1980, of Enrolled **SB 543**.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1094, 1442, 1546, 1567, 1620, 1635, 1636, 1646, 1707, 1721, 1741, 1807, 1811, 1823, 1831, 1882, 1896 and 1924 were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1334, 1407, 1536, 1538, 1717, 1796, 1805** and **1862**, as amended.

Advising rejection of **SAs** to Engrossed **HBS**, requesting Conference and naming Conferees, as follows:

HB 1723 — Townsend, McCaleb and Kerr.

HB 1814 — Monks, Draper and Davis (Don).

HB 1836 — Atkins, Hastings and Deatherage.

HB 1559 — Brunton, Smith and Stephenson.

HB 1764 — Hill, Willis and Wiseman.

HB 1772 — Davis (Frank), Smith and Elder.

RESOLUTION

Senator Landis introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 98 — By Landis.

A Resolution praising Joe Dial; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 503**, as coauthored by Townsend and Kelly of the House and **SJR 42**, showing Manning as Principal House Author and coauthored by Fried, Thompson (Mick) and Duckett of the House.

The above numbered bill and resolution were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed:

SB 405, as amended and coauthored.

SB 408, as amended and coauthored

(emergency failed).

SB 431, as amended.

SB 449, as amended.

SB 550, as amended and coauthored.

SB 560, as amended and coauthored.

SB 562, as amended and coauthored.

SB 617, as amended and coauthored.

SB 638, as amended and coauthored.

SJR 15, as amended.

SJR 29, as amended.

HOUSE AMENDMENTS

HAs to **SB 405** were read as follows and consideration deferred.

Authors: Add the following coauthor: Harbin of the House.

Amendment No. 1. Amend Page 1, by striking Lines 9½ through 11, and restoring the Title to read as follows:

“An Act relating to the State Arts Council of Oklahoma; making an appropriation thereto; stating the purpose; allocating funds for community arts programs; providing for appointment, duties and compensation of employees; designating salary of the director; limiting number of employees; limiting expenditures for salaries and wages; restricting use of certain funds; providing lapse date; providing severability; and declaring an emergency.”

Amendment No. 2. Amend Page 1, Lines 22 and 23, by deleting the words and figures “Seven Hundred Twenty-two Thousand Three Hundred Forty-five Dollars (\$722,345.00)” and substituting in lieu thereof the words and figures “Seven Hundred Twenty-four Thousand Nine Hundred Forty-eight Dollars (\$724,948.00)”.

Amendment No. 3. Amend Page 2, Lines 6 and 7, by deleting the words and figures “One Hundred Forty-one Thousand One Hundred Seventy Dollars (\$141,170.00)” and substituting in lieu thereof the words and

figures "One Hundred Forty-three Thousand Seven Hundred Fifty Dollars (\$143,750.00)".

Amendment No. 4. Amend Page 2, Line 7½, by adding a new "SECTION 4" to read as follows:

"SECTION 4. No funds made available in this act shall be applied, donated or used directly or indirectly for the use, benefit or support of any sect, church, denomination or system of religion, or for the use, benefit, or support of any priest, preacher, minister, or other religious teacher or dignitary, or sectarian institution as such."

Amendment No. 5. Amend Page 2, Line 8, by renumbering the present "SECTION 4" to read "SECTION 5", and by renumbering succeeding sections accordingly.

HOUSE AMENDMENTS

HAs to SB 408 were read as follows and consideration deferred.

Authors: Add the following coauthors: Elder, Vaughn and Townsend of the House.

Amendment No. 1. Amend Page 1, Line 30, by deleting the words and figures "Ten Thousand Dollars (\$10,000.00)" and substituting in lieu thereof the words and figures "Twenty-four Thousand Dollars (\$24,000.00)".

Amendment No. 2. Amend Page 1, Lines 33 and 34, by deleting the word and figure "six (6)" and substituting in lieu thereof the word and figure "seven (7)".

Amendment No. 3. Amend Page 1, Line 36, by adding after the word and period "Statutes." the following new sentence: "All except the Director shall be selected from the merit system register."

Amendment No. 4. Amend Page 2, Line 3, by deleting the words and figures "Eighty-five Thousand Seven Hundred Eighty Dollars (\$85,780.00)" and substituting in lieu thereof the words and figures "One Hundred Ten Thousand Four Hundred Eighty Dollars (\$110,480.00)".

NOTE: Emergency failed.

HOUSE AMENDMENTS

HAs to SB 431 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 431** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 449 were read as follows and consideration deferred.

Amendment No. 1. Amend the Title, by striking Lines 10 through 14, and substituting in lieu thereof the following:

"(Revenue and Taxation — Amending 68 O.S., Section 302-2 — Tobacco — Emergency).

HOUSE AMENDMENTS

HAs to SB 550 were read as follows and consideration deferred.

Authors: Add the following coauthor: Wilson of the House.

Amendment No. 1. Amend Page 2, Lines 17 and 18, by deleting after the word "Act" and before the period "." the following language: ". and registraton fees to cover work-shop expenses".

HOUSE AMENDMENTS

HAs to SB 560 were read as follows and consideration deferred.

Authors: Add the following coauthors: Arnold, Cleveland, Hastings and Atkins 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 560** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 562 were read as follows and consideration deferred.

Authors: Add the following coauthor: Deatherage 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 562** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 617 were read as follows and consideration deferred.

Authors: Add the following coauthors: Hastings and Cleveland of the House.

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 617** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 638 were read as follows and consideration deferred.

Authors: Add the following coauthors: Holden and Kennedy 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 638** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SJR 15 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 26, by deleting the words and figures "thirty (30)" and substituting in lieu thereof the words and figures "forty-five (45)".

Amendment No. 2. Amend Page 1, Line 28, by inserting after the word and period "Census." the following new sentence: "The legislative districts shall be compact, contiguous, and conform as nearly as possible to political subdivision boundaries."

Amendment No. 3. Amend Page 2, Line 7, by inserting after the word "Legislature" and before the word "and" the words "in a certain manner".

Amendment No. 4. Amend Page 2, Line 13, by deleting the word and figures "thirty (30)" and substituting in lieu thereof the word and figures "forty-five (45)".

Amendment No. 5. Amend the Title, Line 13, by inserting before the word "PROVIDING" the following language: "ESTABLISHING CERTAIN DEVIATION AND REQUIREMENTS FOR APPORTIONMENT;"

HOUSE AMENDMENTS

HAs to SJR 29 were read as follows and consideration deferred.

Amendment No. 1. Amend Title, by striking Lines 10 through 15, and substituting in lieu thereof the following:

"(Amendment to Article X of Oklahoma Constitution — Indebtedness of Political Subdivisions — Ballot Title)".

PENDING CONSIDERATION OF HAS

HAs to SB 350 were called up for consideration.

Upon motion of Senator Landis, the Senate concurred in **HAs to SB 350**.

Senator Landis asked unanimous consent, which was granted, that further consideration of **SB 350** be deferred for this legislative day.

MESSAGE FROM THE HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of **CCR** and passage of Measure as amended: Engrossed **SB 491**, as coauthored by Manar and Reimer of the House.

The above-numbered bill, as amended in Conference, was referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 528** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 528**, by Rozell of the Senate and Lancaster of the House, entitled:

(Waters and Water Rights — Amending 82 O.S., Section 926.3 — Oklahoma Water Resources Board *** and declaring an emergency.)

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return 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: Page 2, Line 35, after the word "act", add "provided

however the various conditions and requirements imposed under the provisions of this act shall in no respect be construed as repealing or superceding any laws of the state relating to the pollution of the waters of the state but shall be rather held and construed as auxiliary and supplementary thereto. No permit, approval or authorization issued or granted by the board under the provisions of this act shall in any respect supercede or otherwise affect any waste disposal or waste discharge laws, regulations or requirements of any other governmental agency of the state possessing jurisdiction and regulatory authority respecting the discharge of wastes or pollution to the waters of the state.

Respectfully submitted,

FOR THE SENATE: Rozell and Miller.

FOR THE HOUSE: Lancaster, Barker and Hargrave.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of CCRs and passage of Measures as amended: Engrossed **HB 1576** and **HB 1584**.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1576** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1576**, and Engrossed Senate Amendments thereto, by Atkins, et al, of the House and Porter of the Senate, entitled:

An Act relating to elections; amending Section 5, Chapter 75, O.S.L. 1974, as

renumbered by Section 10, Chapter 90, O.S.L. 1976 (26 O.S. Supp. 1979, Section 4-105); providing for appointment of voter registrars; imposing certain powers and duties upon county election boards and the state election board *** 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 Senate Amendment No. 1.

Respectfully submitted,

FOR THE HOUSE: Atkins, McIntyre and Johnson (Don).

FOR THE SENATE: Porter, Lane and Cate.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1584** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1584**, and Engrossed Senate Amendments thereto, by Townsend, Vaughn, Duckett, Weichel, Feddersen and Wilson of the House and Clifton and Green of the Senate, entitled:

An Act relating to crimes and punishments; providing for the Bus Passenger Safety Act; providing short title; defining terms; prohibiting certain acts; providing penalties; allowing certain actions; providing certain special powers; 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:

“That the House reject Senate Amendment No. 1. and recommend the attached Conference Committee Substitute.”

(Pursuant to Rule 10(b), copies of the CCS for **HB 1584** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Townsend, Twidwell and Duckett.

FOR THE SENATE: Clifton, Cain and Cate.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1644, 1647, 1652 and 1653**, requesting Conference and referring same to **GCCA**.

COMMUNICATION

The following communication from the Joint Legislative Ethics Committee was received and ordered printed in the Journal for this legislative day upon request of Senator Dahl, Chairman.

Lobbyists registrations received April 1, 1980 through April 30, 1980: (Including organizations represented).

Brown, Michael D., Edmond Chamber of Commerce, Edmond Industrial Development Authority.

Kenslow, Rodney Curtis, Edmond Chamber of Commerce, Edmond Industrial Trust.

Orth, Rosemary, Fort Howard Paper Company.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 439** was read and consideration deferred.

Mr. President

Mr. Speaker

The Conference Committee, to which was referred **SB 439**, by Taliaferro, et al, of the Senate and Glover, et al, of the House, entitled:

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 509, as last amended by Section 4, Chapter 277, O.S.L. 1979 (68 O.S. Supp. 1979, Section 509) *** 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 Senate accept House Amendment No. 1.

2. That the following Conference Committee Amendment be adopted:

a. Page 2, Line 1½, add a new section to read as per attached.

b. Renumber the succeeding sections.

c. Amend the Title to read as per attached.

(Pursuant to Rule 14(b), the provisions thereof suspended, copies of the Conference Committee Amendments to **SB 439** were not printed in full and distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Taliaferro and Smith.

FOR THE HOUSE: Murphy and Hooper.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 313** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 313**, by Vann, Birdsong, Johnson and Stipe of the Senate and Townsend, Kerr, Vaughn and Cole of the House, entitled:

(Public Health and Safety — Amending 63 O.S., Sections 2252 et al — Solid Waste Management Advisory Committee — 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 313** were distributed to all Senators).

Respectfully submitted,

FOR THE SENATE: Vann, Dahl and Cullison.

FOR THE HOUSE: Townsend, Cotner and Morgan.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 331** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 331**, by Taliaferro of the Senate and Hooper and Murphy of the House, entitled:

An Act relating to game and fish; defining terms; endangered species *** directing codification; 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 its amendments Nos. 1, 2, 3 and 5.

2. That the Senate accept House Amendment No. 4.

3. That the following Conference Committee Amendments be adopted:

a. Amend Page 5, Line 20, by adding a new Section 8 to read as follows:

“It will be unlawful to kill doe deer during the 1980 and 1981 deer hunting seasons in that portion of Oklahoma as follows: Beginning at the point where United States Highway No. 59 intersects with the border of Arkansas and Oklahoma; thence west along said Highway to State Highway No. 33; continuing west along State Highway No. 33 until the Grand River; thence in a southerly direction along said Grand River to its confluence with the Arkansas River; thence southerly and easterly along the Arkansas River to its intersection with Interstate

Highway 40; thence east along Interstate Highway 40 to the Arkansas state line; thence along the border between Arkansas and Oklahoma to the point of beginning. This area shall not include the Gruber, Cherokee and Cookson Hills Wildlife Management areas.

b. Amend the Title to read as follows:

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 unlawful killing of doe deer in certain areas and certain times; providing for adoption of rules and regulations; permitting certain conduct; providing for funding; repealing Sections 2-109 and 2-135, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1979, Sections

2-109 and 2-135); directing codification; and providing an effective date.

Respectfully submitted,

FOR THE SENATE: Taliaferro, Dahl and Rozell.

FOR THE HOUSE: Hooper, Willis and Sanders.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, May 6, 1980, at 1:30 p.m.

Upon motion of Senator Lane, the Senate adjourned at 2:45 p.m. to meet Tuesday, May 6, 1980, at 1:30 p.m.



Fifty-seventh Legislative Day

Tuesday, May 6, 1980

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, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howard, Howell, McDaniel and Smith.—4.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Nyberg, the guest of Senator York.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Combs introduced Suzette Northcutt, R.N., Oklahoma City, as the Nurse of the Day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 491 and 503 and SJR 42 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 — CORRECTION

Advising change in Conferees on Engrossed **HB 1772**, as follows: Substitute Dunn and Glover for Smith and Elder.

RESOLUTION

Senator Dahl introduced the following Resolution, which was read at length as follows:

SR 99 — By Dahl.

A Resolution supporting development of nutrition guidelines; encouraging funding of nutrition research; requesting certain actions by Governors; requesting certain action by agriculture organizations; and directing distribution.

WHEREAS, the health and welfare of consumers are prime concerns of the Oklahoma Legislature; and

WHEREAS, consumers provided with accurate information are capable of, and will make, wise selections of food; and

WHEREAS, government activity in the area of nutrition should be limited to developing and disseminating soundly-based information; and

WHEREAS, much misleading and erroneous information about the value of beef in the American diet is being disseminated to the public by various segments of our society, including the federal government; and

WHEREAS, such information is often based on preliminary findings, supposition, inconclusive evidence or political considerations.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby supports and encourages the various segments of the United States Animal Industry to support:

1. The further development of scientifically-based nutrition guidelines by the Food and Nutrition Board of the National Academy of Sciences to provide consumers with adequate and accurate information which will enable them to make correct food choices in a free-market surrounding;

2. The encouragement of increased funding of nutrition research in the areas of diet and health relationships.

SECTION 2. The Oklahoma Senate requests that the governors of the fifty individual states demand that the federal government disseminate only nutrition information based on scientific fact, and that the USDA abandon its plan to develop a national agri-

culture policy based on the "national food policy".

SECTION 3. The Oklahoma Senate asks the state governors to discuss this matter with the governors of other states at the various regional governors' conferences.

SECTION 4. The Oklahoma Senate requests that the agricultural organizations represented in the individual states call the activities of the USDA and other federal agencies to the attention of their Congressional Delegations, securing their cooperation in this matter. The Congressional Delegations are asked to ensure that federal monies spent on nutrition research be allocated so that all sides of the issue are investigated.

SECTION 5. Copies of this Resolution shall be dispatched to the Oklahoma Congressional Delegation, the U.S. Department of Agriculture, and the governors of all fifty states.

SR 99 was adopted upon motion of Senator Dahl and ordered referred for enrollment.

FINAL PASSAGE

SB 350, 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, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howard, Howell, McDaniel and Smith.—4.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1094, 1581, 1688, 1707, 1811** and **1831** and **HJR 1068**, as coauthored by Duke of the House, as amended.

Advising rejection of **SAs** to Engrossed **HB's**, requesting Conference and naming Conferees, as follows:

HB 1442 — Cleveland, Deatherage and Fried.

HB 1546 — Poulos, Baughman and Dunn.

HB 1701 — Winn, Elder and Harper.

HB 1741 — Deatherage, Atkins and Thompson (Don).

HB 1889 — Winn, Peterson and Glover.

HB 1924 — Davis (Don), Smith and Barker.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 313** was called up for consideration.

The **CCR** on **SB 313** was adopted upon motion of Senator Vann.

SB 313, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Johnson, Johnston, Kilpatrick, Lamb, Lane, Leonard, Luton, Martin, Miller, Murphy, Nickles, Porter,

Randle, Rozell, Stipe, Tinsley, Vann, Watson, York and Young.—32.

Nay: Boatner, Capps, Green, Keating, Keller, Landis, McCune, Pierce, Schuelein, Taliaferro and Wolfe.—11.

Excused: Howard, Howell, McDaniel, Smith and Terrill.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator Vann moved that the vote be reconsidered whereby **SB 313** passed, as provided under Senate Rule 19(b).

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 511**, coauthored by Fitzgibbon (Principal House Author).

The above numbered Bill was referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 491** and **503**.

The above numbered Enrolled Bills were referred to the Governor.

Advising fourth reading and returning Enrolled **SJR 42**.

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

Senator Crow presiding.

PENDING CONSIDERATION OF HAS

HAs to **SB 464** were called up for consideration.

Upon motion of Senator Boatner, the Senate concurred in **HAs** to **SB 464**.

SB 464, 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, Dahl, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—36.

Nay: Cummins, Giles, Keller, McCune, Nickles, Pierce, Wolfe and Young.—8.

Excused: Howard, Howell, McDaniel and Smith.—4.

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 1334, 1407, 1536, 1538, 1717, 1796, 1805 and 1862**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION — HAS

Upon motion of Senator Crutcher, **HAs to SB 586** were rejected and conference requested, Conferees to be named at a later date.

Upon motion of Senator Landis, **HAs to SB 548** were rejected and conference requested, Conferees to be named at a later date.

PENDING CONSIDERATION OF HAS

HAs to SB 366 were called up for consideration.

Upon motion of Senator Rozell, the Senate concurred in **HAs to SB 366**.

SB 366, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howard, Howell, McDaniel and Smith.—4.

The bill 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 HBs 1620, 1635, 1636, 1646, 1721, 1807, 1823 and 1882**, requesting Conference and referring same to GCCA.

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

PENDING CONSIDERATION OF HAS

HAs to SB 477 were called up for consideration.

Upon motion of Senator McCune, the Senate concurred in **HAs** to **SB 477**.

SB 477, 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, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—40.

Nay: Capps, Crow and Wolfe.—3.

Excused: Howard, McDaniel, Porter, Smith and York.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator McCune moved that the vote be reconsidered whereby **SB 477** and the emergency passed, as provided in Senate Rule 19(b).

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

PENDING SENATE ACTION ON HOUSE REQUESTS FOR CONFERENCE

Upon motion of Senator Lane, the Senate granted the requests of the Honorable House for conference on the following Engrossed **HBs**, President Pro Tempore Howard naming Senate Conferees as follows:

HB 1559 — Wolfe, Cate and Crutcher.

HB 1723 — Kilpatrick, Green and Landis.

HB 1764 — Leonard, Smith and Stipe.

HB 1772 — Tinsley, Green and Stipe.

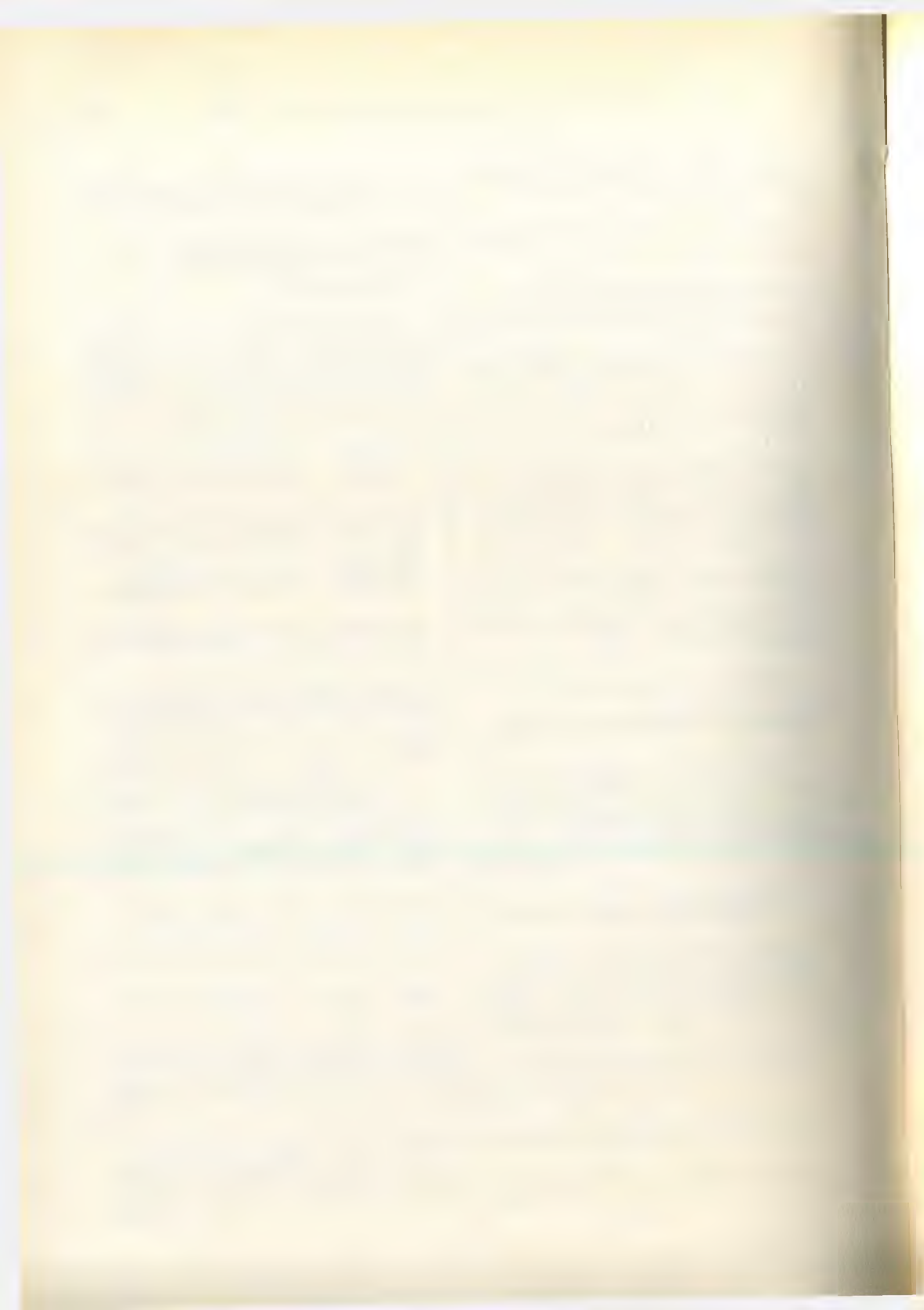
HB 1814 — Crow, Lane and Cate.

HB 1836 — Watson, Lane and Green.

HBs 1644, 1647, 1652 and 1653 were referred to **GCCA**.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, May 7, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:25 p.m. to meet Wednesday, May 7, 1980, at 1:30 p.m.



Fifty-eighth Legislative Day

Wednesday, May 7, 1980

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, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Howell, Smith and Young.—3.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Nyberg, the guest of Senator York.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Dahl introduced Jana Beth Evans, R.N., Billings, as the Nurse of the Day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 350, 366, 464 and 511 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 99 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

RESOLUTION

Senator Dahl introduced **SR 100**, which was read at length as follows:

SR 100 — By Dahl.

A Resolution honoring retiring Oklahoma educator R.E. VanBuskirk; and directing distribution.

WHEREAS, R.E. VanBuskirk is retiring this year after fifty distinguished years in education, a tenure marked by four years' service as superintendent of schools at Deer Creek, eight years as superintendent of schools at Hominy and twenty-three years as superintendent of schools at Morrison; and

WHEREAS, R.E. VanBuskirk has been active in the Christian Church, Lions Club,

4H and numerous professional organizations; and

WHEREAS, by his devotion to educational excellence and community service, he has enriched the lives of countless Oklahomans; and

WHEREAS, the citizens of Morrison will honor the accomplishments of this outstanding Oklahoma educator and civic leader at a ceremony on May 10, 1980.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The members of the Oklahoma Senate, for themselves as individuals and on behalf of their constituents, do hereby express great respect for R.E. VanBuskirk and join with Morrison, Oklahoma, in honoring his many accomplishments.

SECTION 2. Duly authenticated copies of this Resolution shall be presented to Mr. R.E. VanBuskirk and the State Superintendent of Public Instruction, Dr. Leslie Fisher.

Senator Stipe asked to be named first co-author of **SR 100**, which was the order.

Senator Dahl asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 100**, which was the order.

SR 100, as coauthored, was adopted upon motion of Senator Dahl and ordered referred for enrollment.

MESSAGE FROM THE HOUSE

The Speaker announced the appointment of the following Representatives as Conferees on the respective Subcommittees of the General Conference Committee on Appropriations:

EDUCATION

Deatherage, V. Ch.
Davis (Don)
Fried
Duke, Alt.

GENERAL GOVERNMENT AND JUDICIARY

Stephenson, Ch.
Elder
Steward
Caldwell, Alt.

PUBLIC SAFETY AND HIGHWAYS

Weichel, Ch.
Hopkins
Whorton
Abbott, Alt.

REGULATORY AND NATURAL RESOURCES

Dunn, V. Ch.
Fitzgibbon
Barker
Johnson (Don), Alt.

SOCIAL SERVICES PUBLIC AND MENTAL HEALTH

Willis, Ch.
Murphy
Denman
Atkins, Alt.

Senator Howard appointed the following Senators as Conferees on the respective Subcommittees of the General Conference Committee on Appropriations:

EDUCATION

Randle, Ch.
Rozell
Terrill
Crow, Alt.

GENERAL GOVERNMENT AND JUDICIARY

Luton, V. Ch.
Kilpatrick
Vann
York, Alt.

PUBLIC SAFETY AND HIGHWAYS

Stipe, V. Ch.
Cate
Johnson
Schuelein

REGULATORY AND NATURAL RESOURCES

Lane, Ch.
Dahl
Tinsley
Lamb, Alt.

SOCIAL SERVICES PUBLIC AND MENTAL HEALTH

Boatner, V. Ch.
Martin
Smith
Watson, Alt.

SPECIAL INTRODUCTIONS

Senator Giles introduced "Little Miss Peanut", Tammy Rust, and the "Watermelon Queen", Karla Dennis, both from Rush Springs, to the members and asked unanimous consent, which was granted, that they be allowed privileges of the floor to accept Citations honoring them. Misses Rust and Dennis accepted the Citations with brief responses.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1094, 1581, 1688, 1707, 1811, 1831 and HJR 1068.

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference was ordered granted on the following HBs, said bills referred to GCCA: HBs 1620, 1635, 1636, 1646, 1721, 1807, 1823 and 1882.

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1394, 1481, 1753, 1778 and 1908, as amended.

Advising rejection of SAs to Engrossed HB 1860, requesting Conference and naming Conferees as follows: Wiseman, Steward and Elder.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference was ordered granted on the following HBs, President Pro Tempore Howard naming as Conferees the following:

- HB 1442 — Randle, Watson and Howell.
- HB 1546 — Wolfe, Terrill and Watson.
- HB 1701 — Randle, Rozell and Cate.
- HB 1741 — York, Porter and Martin.
- HB 1889 — Tinsley, Stipe and Green.
- HB 1924 — Luton, Cate and Murphy.

MOTION TO RECONSIDER VOTE

Senator Vann moved that the vote be reconsidered whereby SB 313 passed on final passage, 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, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—45.

Excused: Howell, Smith and Young.—3.

Senator Vann moved the vote be reconsidered whereby the CCR on **SB 313** was adopted, which motion was declared adopted.

Senator Vann moved the Senate reject the CCR on **SB 313**, and request further conference, President Pro Tempore Howard naming same Senate Conferees, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1746**, remove Sanders of the House as coauthor.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1746** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1746**, and Engrossed Senate Amendments thereto, by

Conaghan, Elder, Twidwell, Bradley and Sanders of the House and Capps of the Senate, entitled:

(Motor Vehicles — Amending Sections in Title 47 — Increasing Bonds and Liability Amounts — 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 accept Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendment be adopted: Page 10, Lines 33 and 34, after the words “under this” delete the following language, “act shall be immediate following notice to the owner provided by the Department within” and on Page 11, Lines 1 and 2, delete the language “thirty (30) days of the Department’s receipt of evidence of failure to maintain security.”, and insert the following language in lieu thereof: “section shall be effective immediately upon receipt by the Department of notice that the owner is without security and the Department shall provide written notice to the owner to this effect subject to the other provisions of this act within a reasonable time.”

Respectfully submitted,

FOR THE HOUSE: Conaghan, Twidwell and Elder.

FOR THE SENATE: Capps and Keating.

PENDING SENATE ACTION — HAS

Upon motion of Senator Crow, the Senate rejected the **HAS** to **SB 449** and requested conference, said bill referred to GCCA.

Upon motion of Senator Howard, **HAS** to **SB 637** were rejected, conference requested, President Pro Tempore Howard naming as

Senate Conferees the following: Senators Howard, Terrill, Luton, Stipe and Cate.

PENDING CONSIDERATION OF CCR

The CCR on **SB 528** was called up for consideration.

The CCR on **SB 528** was adopted upon motion of Senator Rozell.

SB 528, 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, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—42.

Excused: Boatner, Crow, Howell, Luton, Smith and Young.—6.

The Chair advised the Senate that Senator Luton, having been present in the Chamber at the time the vote was taken on **SB 528**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 42. Nay: 1. Excused: 5.

The bill and emergency passed.

SB 528, 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 350, 366, 464 and 511**.

The above numbered Enrolled Bills were referred to the Governor.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 445** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 445**, by Landis of the Senate and Sanders of the House, entitled:

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 1111; providing alternatives to cash bail for violations of game and fish laws *** 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 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 445** were distributed to all Senators.).

Respectfully submitted,

FOR THE SENATE: Landis, Dahl and Cullison.

FOR THE HOUSE: Sanders, Mentzer and Briscoe.

Senator Watson presiding.

PENDING CONSIDERATION OF HAS

HAS to **SJR 41** were called up for consideration.

Upon motion of Senator Murphy, the Senate concurred in **HAs** to **SJR 41**.

SJR 41, as amended by the Honorable House, was read at length, as follows:

SJR 41 — By Murphy of the Senate and Manning, Cole and Wilson of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the proposed amendment of Section 9 of Article X of the Constitution of the State of Oklahoma; providing for the amount of ad valorem taxes; authorizing an additional levy to be apportioned among county, city, town and school district and making such levy annual until repealed by voters; providing for approval of additional levy; providing for levies; providing for additional levies by a school district; deleting certain unconstitutional and obsolete provisions; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND 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 of Section 9 of Article X of the Constitution of the State of Oklahoma, to read as follows:

Section 9. (a) Except as herein otherwise provided, the total taxes for all purposes on an ad valorem basis shall not exceed, in any taxable year, fifteen (15) mills on the dollar, no less than five (5) mills of which is hereby apportioned for school district purposes, the remainder to be apportioned between county, city, town and school district, by the county excise board, until such time as a regular apportionment thereof is otherwise provided for by the Legislature.

IN ADDITION TO THE LEVY AUTHORIZED IN THIS SUBSECTION, ANY

COUNTY MAY LEVY A TAX OF FIVE (5) MILLS ON THE DOLLAR VALUATION OF ALL TAXABLE PROPERTY IN THE COUNTY WHEN SUCH ADDITIONAL LEVY IS APPROVED BY A MAJORITY OF THE REGISTERED VOTERS VOTING ON THE QUESTION AT AN ELECTION CALLED FOR SUCH PURPOSE. SAID FIVE (5) MILLS SHALL BE APPORTIONED AMONG COUNTY, CITY, TOWN AND SCHOOL DISTRICT BY THE COUNTY EXCISE BOARD. THIS ADDITIONAL LEVY, WHEN APPROVED, SHALL BE LEVIED EACH FISCAL YEAR THEREAFTER UNTIL REPEALED BY A MAJORITY OF THE REGISTERED VOTERS VOTING ON SAID QUESTION AT AN ELECTION CALLED FOR SUCH PURPOSE AND IN THE MANNER PROVIDED BY LAW.

No ad valorem tax shall be levied for state purposes, nor shall any part of the proceeds of any ad valorem tax levy upon any kind of property in this state be used for state purposes.

(b) A tax of four (4) mills on the dollar valuation of all taxable property in the county shall be levied annually in each county of the state for school purposes and, until otherwise provided by law, the proceeds thereof shall be apportioned to the school districts of the county by the county treasurer on the basis of the legal average daily attendance for the preceding school year as certified by the State Board of Education. Provided that in case a school district lies in more than one county, such district shall be deemed a school district of the county having the greater part of the area comprising such district, unless otherwise provided by law, and shall be entitled to participate in the proceeds of such tax on the same basis as districts lying wholly within such county but revenue from such tax on the assessed valuation of the district in other counties shall, when collected, be transmitted to the county treasurer of such county

having the greater part of the area comprising the district, unless otherwise provided by law, and be apportioned as hereinbefore provided for the proceeds of such tax on the assessed valuation of such county. Not to exceed seventy-five [per centum] PERCENT (75%) of the amount received by a school district from the proceeds of such county levy in any year shall be required to finance the state guaranteed program of such district.

(c) Upon certification of a need therefor by the board of education of any school district, an additional tax of not to exceed fifteen (15) mills on the dollar valuation of all taxable property in the district shall be levied for the benefit of the schools of such district.

(d) In addition to the levies hereinbefore authorized, any school district may make an emergency levy for the benefit of the schools of such district, in an amount not to exceed five (5) mills on the dollar valuation of the taxable property in such district, when approved by a majority of the **[electors] REGISTERED VOTERS** of the district voting on the question at an election called for such purpose. This emergency levy shall provide only sufficient additional revenue to meet the needs of the district each fiscal year as determined by the board of such district and **[must be approved by a majority of the electors voting on said question at such an election for each fiscal year]**, WHEN APPROVED, SHALL BE LEVIED EACH FISCAL YEAR THEREAFTER UNTIL REPEALED BY A MAJORITY OF THE REGISTERED VOTERS VOTING ON SAID QUESTION AT AN ELECTION CALLED FOR SUCH PURPOSE AND IN THE MANNER PROVIDED BY LAW.

(d-1) In addition to the levies hereinbefore authorized, any school district may make a local support levy for the benefit of the schools of such district, in an amount not to exceed ten (10) mills on the dollar valuation of the taxable property in such district, when

approved by a majority of the **[ad valorem taxpaying] REGISTERED** voters voting on said question at an election **[for each fiscal year called for such purposes]** AND, WHEN APPROVED, SHALL BE LEVIED EACH FISCAL YEAR THEREAFTER UNTIL REPEALED BY A MAJORITY OF THE REGISTERED VOTERS VOTING ON SAID QUESTION AT AN ELECTION CALLED FOR SUCH PURPOSE AND IN THE MANNER PROVIDED BY LAW. This local support levy shall provide only sufficient additional revenue to meet the needs of the district for each such fiscal year as determined by the board of such district[; **provided, an elector desiring to vote upon such local support levy must present an ad valorem tax receipt for the year immediately preceding before being issued a ballot, or sign a sworn affidavit certifying the fact of such payment]**.

(e) The amount of revenue from school district ad valorem taxes levied under (a) and (c) of this section which any school district may be required to use to finance its state guaranteed program shall not be in excess of its share, based upon its relative taxpaying ability as may be defined by law, of an amount equivalent to the net proceeds from a fifteen-mill tax levy on the aggregate net assessed valuation of the state; but, until such relative taxpaying ability is defined by the Legislature, the amount of revenue from such taxes which any school district may be required to use to finance its state guaranteed program shall not be in excess of the net proceeds from an ad valorem tax levy of fifteen (15) mills on the dollar net assessed valuation of the district. No part of the proceeds from any ad valorem levy for emergency levy and local support levy under (d) and (d-1) of this section shall be required to finance the state guaranteed program of such district.

Nothing in the amendments to the Constitution incorporated herein shall be construed to amend, alter or supersede the present

application of Article XII-A, Sections 1 and 2 of the Oklahoma Constitution.

[(f) Should the amendment contained in subsection (d-1) hereof be adopted on September 14, 1965, the school board of any school district in the State may within ten (10) days thereafter file with the Excise Board of the county a supplemental estimate of needs and call a special election within fifteen (15) days after such call upon the new local support levy or emergency levy if not previously submitted, or both. The school board shall advertise notice of such election by publication in at least one issue of a newspaper having general circulation in the school district, or by posting in five public places in the district at least five (5) days before such election. Should the electors of the school district vote such additional levy in such election, the County Excise Board shall forthwith compute the levy and certify appropriations for all affected school districts and refile the budgets with the County Clerk and with the State Auditor. Notice of the filing of said budget shall be given as required by law. The forty (40) day protest period shall begin immediately upon the filing of said budgets.

For the fiscal year 1965-66, the Excise Board of each county shall not finally compute the levy nor certify the appropriations for the school districts of the State until after the school district shall have had the opportunity to hold a special election as provided herein.

Temporary appropriations, up to forty per centum (40%) of the estimated funds needed by the school board of any district in the State for the fiscal year 1965-66, may be approved any time after the beginning of such fiscal year.

Upon the computation of the levy and certification of appropriations by the Excise Board, the County Assessors shall

prepare or revise the tax rolls and deliver the same to the County Treasurer who shall proceed with the collection of the taxes as required by law.

Should it become necessary, because of the delay in computing levies and certifying appropriations as herein provided, the Governor may, by executive order, extend the time when taxes will be delinquent for the year of 1965, and that year only. Such extension of time shall be for the minimum time necessary to permit the County Assessor and County Treasurer to perform their duties as required by law.]

SECTION 2. The Ballot Title for 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 9 of Article X of the Constitution of the State of Oklahoma which provides for the amount of ad valorem tax and for levies; authorizing an additional five (5) mill levy to the apportioned among county, city, town and school district and to make levy annual until repealed by voters; providing for approval of such levy; providing for additional levies by a school district; deleting certain unconstitutional and obsolete provisions

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 passage of the resolution, the roll call resulted as follows:

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—42.

Nay: Pierce.—1.

Excused: Boatner, Howell, Kilpatrick, Smith and Young.—5.

The Chair advised the Senate that Senator Kilpatrick, having been present in the Chamber at the time the vote was taken on **SJR 41**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 42. Nay: 2. Excused: 4.

The resolution passed.

House amendments were properly signed and the above-numbered resolution was referred for enrollment.

PENDING SENATE ACTION —HAS

Upon motion of Senator Randle, **HAs** to **SB 471** were rejected and conference requested, President Pro Tempore Howard

naming as Conferees the following: Senators Randle, Howell and Cate.

Upon motion of Senator Randle, **HAs** to **SJR 29** were rejected and conference requested, President Pro Tempore Howard naming as Conferees the following: Senators Randle, Howell and Cate.

Upon motion of Senator Terrill, **HAs** to **SBs 560** and **562** were rejected, conferences requested, President Pro Tempore Howard naming as Conferees the following:

SB 560 — Terrill, Watson and Luton.

SB 562 — Terrill, Tinsley and Cummins.

Upon motion of Senator Stipe, **HAs** to **SCR 46** were adopted.

SCR 46, as amended by the Honorable House, was adopted upon motion of Senator Stipe and ordered referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on En-grossed **SB 449**, and referring same to GCCA.

PENDING SENATE ACTION — HAS

Upon motion of Senator Terrill, **HAs** to **SB 617** were rejected and conference requested, President Pro Tempore Howard naming as Conferees the following: Senators Terrill, Watson and Luton.

Senator Lane, on behalf of Senator Terrill, moved that the Senate reject the **HAs** to **SB 633**, requested conference, President Pro Tempore Howard naming as Conferees the following: Senators Terrill, Watson and Luton.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed **HB 1720**, requesting further Conference and naming same Conferees as follows: Hopkins, Smith and Combs.

PENDING CONSIDERATION OF HAS

HAS to SB 405 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAS to SB 405**.

SB 405, as amended by the Honorable House, was read at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Porter, Randle, Rozell, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—35.

Nay: Berrong, Giles, Lamb, Landis, Nickles, Pierce, Schuelein and Wolfe.—8.

Excused: Howell, McDaniel, Smith, Terrill and Young.—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 492 were called up for consideration.

Senator Murphy asked to be named a co-author of **SB 492**, which was the order.

Upon motion of Senator Green, the Senate concurred in **HAS to SB 492**.

SB 492, 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, Capps, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Green, Howard, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—40.

Nay: Giles, Johnson and Landis.—3.

Excused: Boatner, Howell, Smith, Terrill and Young.—5.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 449** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 449**, entitled:

An Act relating to revenue and taxation; amending Section 5, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Section 302-2) *** 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 No. 1.

2. That the following Conference Committee amendment to Engrossed **SB 449** be adopted:

a. Page 3, Section 2, Line 6, by deleting the year date "1979" and substituting in lieu thereof the year date "1980".

Senate Conferees: Crow, Chairman, York, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Lane, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Atkins, Steward, Weichel, Whorton and Willis.

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

PENDING CONSIDERATION OF HAS

HAs to SB 346 were called up for consideration.

Upon motion of Senator Dahl, the Senate concurred in **HAs to SB 346**.

SB 346, 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, Green, Johnson, Keating, Kilpatrick, Lamb, Lane,

Leonard, Luton, McDaniel, Miller, Murphy, Nickles, Porter, Randle, Stipe, Taliaferro, Tinsley, Vann, Watson and York.—33.

Nay: Giles, Johnston, Keller, Landis, McCune, Martin, Pierce, Rozell, Schuelein, Wolfe and Young.—11.

Excused: Howard, Howell, Smith and Terrill.—4.

The bill 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 1896**, requesting Conference with the following instructions:

1. Reject all Engrossed **SAs** to Engrossed **HB 1896**.

2. Return to the version of **HB 1896** as passed by the House.

3. Adopt the following Conference Committee amendment: Section 2, Page 3, Line 14 of Engrossed **HB 1896**, adding after the word 'except' and before the word 'independent' the following: 'acquisitions by medical doctors and osteopathic physicians to further their specialized area of practice and'.

4. Restore the Title.

, and naming Conferees as follows: Atkins, Sparkman and Arnold.

PENDING CONSIDERATION OF HAS

HAs to SB 364 were called up for consideration.

Upon motion of Senator Dahl, the Senate concurred in **HAS** to **SB 364**.

SB 364, 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, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Boatner, Howard, Howell, Keller, Smith and Terrill.—6.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

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

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 637**, and naming House Conferees as follows: Davis (Don), Monks, Duke, Morgan and Sanders.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on **HB 1896** was ordered granted, President Pro Tempore Howard naming as Conferees the following: Senators Terrill, Dahl and Luton.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, May 8, 1980, at 11:30 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:30 p.m. to meet Thursday, May 8, 1980, at 11:30 a.m.

Fifty-ninth Legislative Day

Thursday, May 8, 1980

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, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Excused: Cain, Capps, Keller, McDaniel, Miller, Nickles, Porter, Stipe and Wolfe.—9.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Nyberg, the guest of Senator York.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, as the Nurse of the Day.

Senator Watson introduced Joseph Hayhurst, M.D., Oklahoma City, as the Doctor of the Day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 346, 364, 405, 492 and **SJR 41** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 46 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 100 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 313**, and naming same House Conferees as follows: Townsend, Morgan and Cotner.

RESOLUTION

Senator Dahl introduced **SR 101**, which was read at length as follows, adopted upon

motion of Senator Dahl and ordered referred for enrollment:

SR 101 — By Dahl.

A Resolution urging the State Department of Health to deny a permit to the City of Bartlesville for a sanitary landfill at the "Rogers Site" in Osage County; and directing distribution.

WHEREAS, the City of Bartlesville has applied to the State Department of Health for a permit for solid waste disposal at the "Rogers Site" described as: Beginning at a point which is the SW corner of Section 22, T27N, R12E, Osage County, Oklahoma; 1,190 feet, thence West a distance of 1,670 feet to the West line of said section; thence South 1,190 feet to the point of beginning; containing 45.62 acres, more or less; and

WHEREAS, the Federal Aviation Administration has declared that a landfill at the "Rogers Site" would present a bird hazard to aircraft; and

WHEREAS, the Phillips Petroleum Company is opposed to the site because of potential dangers to the airport; and

WHEREAS, the Soil Conservation Service's District Conservationist has declared, the site has steep slopes, shallow soil over bedrock, and is susceptible to erosion; and

WHEREAS, the Soil Conservation Service's District Conservationist has further declared that, soils at the site have one or more properties unfavorable for use as a sanitary landfill because of wetness and slope; and

WHEREAS, the Osage Indian Tribe is opposed to this landfill which would be in Osage County; and

WHEREAS, nearby landowners have declared that drainage from the landfill will run into and pollute the waters of Butler Creek and the Caney River; and

WHEREAS, the city of Bartlesville has additional sites available to the city and under consideration by the city.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate urges the Oklahoma State Department of Health to deny a permit to the City of Bartlesville for a sanitary landfill at the "Rogers Site" in Osage County.

SECTION 2. Copies of this Resolution shall be dispatched to the State Commissioner of Health and the editor of the "Oklahoma Gazette".

GENERAL ORDER

CS for **HB 1819** by Draper, et al, of the House and Lane, Boatner, Cullison and Landis of the Senate was read and considered.

Senators Tinsley and Murphy asked to be named coauthors of **HB 1819**, which was the order.

Upon motion of Senator Lane, **HB 1819**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **HB 1819**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1819 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cate, Clifton, Combs, Crow, Crutcher, Cullison,

Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Excused: Cain, Capps, Keller, McDaniel, Miller, Nickles, Porter, Stipe and Wolfe.—9.

The bill and emergency passed.

HB 1819 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1054**.

HCR 1054 — By Hooper, Wilson, Gray, Davis (Guy), Baughman, Harper, Lancaster, Monks, Davis (Don), Morgan, Johnson (A.V.), Barker and Deatherage.

A Concurrent Resolution memorializing the Federal Reserve Board to lower discount rates and limit future monetary policy; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1394, 1481, 1753, 1778 and 1908**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

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

PENDING CONSIDERATION OF HAS

Has to SB 561 were called up for consideration.

Upon motion of Senator Terrill, the Senate concurred in **Has to SB 561**.

SB 561, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Cain, Capps, Keller, McDaniel, Miller, Nickles, Porter and Wolfe.—8.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

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

PENDING SENATE ACTION — HAS

Upon motion of Senator Howard, **Has to SB 638** were rejected and conference requested, the following Conferees appointed: Senators Smith, Cate and Stipe.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs** and **SJR** and naming House Conferees, as follows:

SB 471 — Winn, Manar and Wilson.

SB 560 — Arnold, Hastings and Atkins.

SB 562 — Deatherage, Atkins and Barker.

SB 617 — Hastings, Atkins and Arnold.

SB 633 — Hastings, Atkins and Arnold.

SJR 29 — Hobson, Harbin and Rieger.

PENDING CONSIDERATION OF HAS

HAs to **SB 563** were called up for consideration.

Senator Howell asked to be named a co-author of **SB 563**, which was the order.

Upon motion of Senator Terrill, the Senate concurred in **HAs** to **SB 563**.

SB 563, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCunc, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Capps, Keating, Keller, McDaniel, Miller, Nickles, Porter and Wolfe.—8.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1880**, as amended.

PENDING SENATE ACTION — HAS

Upon motion of Senator Howard, **HAs** to **SB 427** were rejected and conference requested, said bill referred to **GCCA**.

CONFEREES APPOINTED

President Pro Tempore Howard appointed the following Conferees on **SB 586**: Senators Crutcher, Luton and Rozell.

PENDING SENATE ACTION — HAS

Upon motion of Senator Howard, **HAs** to **SB 490** were rejected and conference requested, said bill referred to Joint Conference Committee on Retirement Laws.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 490** and referring same to Joint Conference Committee on Retirement Laws.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 41**.

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

Advising fourth reading of and returning Enrolled **SBs 346, 364, 405 and 492**.

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled **SCR 46**.

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

MOTION TO RECONSIDER VOTE

Senator McCune moved the vote be reconsidered whereby **SB 477** passed on final passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Nay: Johnson.—1.

Excused: Capps, Keller, McDaniel, Miller, Nickles, Porter and Wolfe.—7.

Senator McCune moved the vote be reconsidered whereby **HAs to SB 477** were adopted, which motion was declared adopted.

Upon motion of Senator McCune, **HAs to SB 477** were rejected and conference requested, President Pro Tempore Howard naming as Senate Conferees the following: McCune, Rozell and Cate.

MESSAGES FROM THE HOUSE

Advising Conferences granted on the following Engrossed **SBs** and naming Conferees as follows:

SB 586 — Fitzgibbon, Willis and Taylor.
SJ

SB 427 — GCCA.

PENDING CONSIDERATION OF HAS

HAs to SB 500 were called up for consideration.

Senator Murphy asked to be named a co-author of **SB 500**, which was the order.

Upon motion of Senator Keating, the Senate concurred in **HAs to SB 500**.

SB 500, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Capps, Keller, McDaniel, Miller, Nickles, Porter and Wolfe.—7.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Watson presiding.

PENDING CONSIDERATION OF HAS

HAs to SB 574 were called up for consideration.

Upon motion of Senator Keating, the Senate concurred in **HAs to SB 574**.

SB 574, 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, Cate, Clifton, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Capps, Keller, McDaniel, Martin, Miller, Nickles, Porter and Wolfe.—8.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 1609, 1625, 1629, 1633, 1643 and 1906.**

CONFERENCE COMMITTEE REPORT

The following **CCR on HB 1609** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1609**, entitled:

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2352, as last amended by Section 1, Chapter 195, O.S.L. 1979 (68 O.S. Supp. 1979, Section

2352); providing for purpose of revenues and distributions of certain revenues *** 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.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Atkins, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, York, Cate, Dahl, Martin, Randle, Rozell, Schuelein, Johnson, Lane, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR on HB 1625** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1625**, entitled:

(Oklahoma Capitol Improvement Authority — 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 No. 1.

2. That the following Conference Committee amendment to Engrossed **HB 1625** be adopted:

a. Page 1, restore the title to read as follows:

“An Act relating to the Oklahoma Capitol Improvement Authority; 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.”

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Atkins, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, York, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Lane, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1629** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1629**, entitled:

An Act relating to the J. M. Davis Memorial Commission; 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.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Atkins, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, York, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Lane, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1633** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1633**, entitled:

An Act relating to the Board of Medical Investigations; 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 House accept Engrossed Senate Amendments Nos. 1, 2 and 3.

2. That the following Conference Committee Amendments be adopted:

a. Amend the Title to read as follows:

"An Act relating to the Board of Medico-legal Investigations: 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; providing for certain reimbursement; authorizing filling of a designated position with position in lower job level; limiting expenditures for salaries and wages; authorizing use of all funds appropriated for federal matching purposes; providing lapse dates; providing severability; and declaring an emergency."

b. Page 1, Line 36, by inserting a new Section 2 as follows:

"SECTION 2. There is hereby appropriated to the Board of Medicolegal Investigations, 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 Forty-six Thousand Sixty-seven Dollars (\$346,067.00), or so much thereof as may be required for capital expenditures to complete the Tulsa Medical Examiner Facility (Morgue) and ancillary construction."

c. Page 2, Line 1, by renumbering "Section 2" as "Section 3" and renumbering succeeding sections accordingly.

d. Page 4, Line 3, by adding after the period (.) the following sentence: "The appropriation made by Section 2 of this act shall not be subject to fiscal year limitations and shall be available for encumbrance and expenditure purposes for a period of thirty (30) months from the date this act is approved."

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon,

Fried, Hopkins, Murphy, Atkins, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, York, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Lane, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1643** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1643**, entitled:

An Act relating to the Office of the Pardon and Parole Board; 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 Amendment No. 1.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Atkins, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, York, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Lane, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1906** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1906**, and Engrossed Senate Amendments thereto, by Twidwell, Bengtson, Hastings and Atkins of the House and Vann of the Senate, entitled:

(Professions and Occupations — Amending 59 O.S. Supp. 1979, Section 509 and 637 — Emergency).

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

No. 1. That the Senate recede from Engrossed Senate Amendment No. 1.

No. 2. That the House concur in Engrossed Senate Amendments Nos. 2 and 3.

No. 3. That the following Conference Committee Amendment be adopted:

Inserting Title to conform to bill, as amended, to read as follows:

“An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 509, as amended by Section 1, Chapter 99, O.S.L. 1973 and 637, as amended by Section 2, Chapter 136, O.S.L. 1978 (59 O.S. Supp. 1979, Sections 509 and 637); defining unprofessional conduct; adding the prescribing, dispensing or administering of certain drugs in excess of amount considered good medical practice or without medical need; providing causes for which a license may be suspended, revoked or issuance refused; and declaring an emergency.”

Respectfully submitted,

FOR THE HOUSE: Twidwell, Hooper and Hastings.

FOR THE SENATE: Vann and Terrill.

PENDING CONSIDERATION OF HAS

HAS to **SB 227** were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in **HAS** to **SB 227**.

SB 227, 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—32.

Nay: Boatner, Giles, Landis, Leonard, McCune, Martin, Pierce and Vann.—8.

Excused: Capps, Clifton, Keller, McDaniel, Miller, Nickles, Porter and Wolfe.—8.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 445** was called up for consideration.

The **CCR** on **SB 445** was adopted upon motion of Senator Landis.

SB 445, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Capps, Keller, McDaniel, Miller, Nickles, Porter and Wolfe.—7.

The bill passed.

SB 445, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING SENATE ACTION — HAS

Upon motion of Senator Stipe, **HAS** to **SB 178** were rejected and conference requested, President Pro Tempore Howard naming as Senate Conferees the following: Stipe, Smith and Lane.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 449** was called up for consideration.

The **CCR** on **SB 449** was adopted upon motion of Senator Howard.

SB 449, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison,

Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson, York and Young.—34.

Nay: Boatner, Giles, Landis, Leonard, Martin, Pierce and Taliaferro.—7.

Excused: Capps, Keller, McDaniel, Miller, Nickles, Porter and Wolfe.—7.

The bill and emergency passed.

SB 449, 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 1720** was ordered granted, President Pro Tempore Howard naming same Conferees as follows: Senators Cullison, Taliaferro and Dahl.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs** and naming House Conferees as follows:

SB 178 — Kerr, Draper and Willis.

SB 477 — Vaughn, Conaghan and Fitzgibbon.

SB 638 — Elder, Harper and Johnson (A.V.)

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on **HB 1860** was ordered granted, President Pro

Tempore Howard naming as Conferees the following: Senators Smith, Cate and Stipe.

EXECUTIVE SESSION

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

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, May 12, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 12:25 p.m. to meet Monday, May 12, 1980, at 1:30 p.m.



Sixtieth Legislative Day

Monday, May 12, 1980

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, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Keating, Keller, Lane, McDaniel, Nickles, Porter and Wolfe.—7.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Robert Dale Griffin, Calvary Baptist Church, Durant, and incorporated into the Journal upon request of Senator Boatner.

Our most kind, gracious, heavenly Father, what a privilege to call upon Your wonderful name in this place. We thank You that You are the God of grace and glory. For the revelation of Your righteousness and love

revealed in the gospel, we praise You. The love that sent Jesus to die for our sins is beyond our understanding, forbid that we should ever be ashamed of the gospel of Christ.

Father, these are very difficult days, and You know that we live continually in the midst of many dangers and great uncertainties. Because of our frailty, we need the strength and protection that can come to us only through You. Support us in our dangers and carry us through our temptations.

Dear Lord, bless every person here, this day, with leadership and courage to make decisions that must be made for our state. Help us to so dedicate ourselves to You and Your will that we will not deviate from Thy direction. Bless all our leaders today and protect the hostages in Iran. Forgive us now of our sins and guide us with Thy spirit. We pray in the name of Jesus and for His Sake. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Terrill introduced Mavane Linck, R.N., Lawton, as the Nurse of the

Day. Senator Stipe introduced James Murphy, M.D., McAlester, as the Doctor of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 9, 1980, of Enrolled SB 491, and May 12, 1980, of Enrolled SBs 346, 350, 364, 366, 492 and 503.

PENDING SENATE ACTION — RESOLUTION

SR 98, introduced on Page 758, was called up for consideration, and read at length as follows:

SR 98 — By Landis.

A Resolution praising Joe Dial; and directing distribution.

WHEREAS, athletic excellence and the competitive spirit are to be commended; and

WHEREAS, this state takes great pride in its young athletes who set an example for others by their dedication to training and hard work; and

WHEREAS, Joe Dial, a high school junior from Marlow, Oklahoma, is an outstanding student and athlete; and

WHEREAS, on April 19, 1980, Joe Dial set a World Record for seventeen year olds and a National Record for high school students by pole vaulting 17' 5¼" at the 55th annual Kansas Relays at Lawrence, Kansas; and

WHEREAS, Joe Dial was named the outstanding male performer of the Kansas Relays; and

WHEREAS, throughout his high school career, Joe Dial has exemplified the best traits of an athlete, combining natural talent with good sportsmanship and

WHEREAS, Joe Dial has set numerous meet records for pole vaulting; and

WHEREAS, as a freshman, Joe Dial was Regional and State Champion pole vaulter in the Class 2A Division; and

WHEREAS, as a sophomore, Joe Dial set a National Record for sixteen year olds and was again Regional and State Champion; and

WHEREAS, Joe Dial has been encouraged in his endeavors by his coach, Darvis Cole; and

WHEREAS, Joe Dial has received numerous honors and awards, including being named the January 1980 Prep Player of the Month for the Duncan, Oklahoma area and being voted by Track and Field News as the Top Male Athlete of the 1980 Indoor Season; and

WHEREAS, it is fitting and proper that the Oklahoma Senate honor this extraordinary young Oklahoman.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the outstanding talent and remarkable accomplishments of Joe Dial.

SECTION 2. Copies of this Resolution shall be dispatched to Mr. Joe Dial, the family of Joe Dial, Darvis Cole and the Honorable Harold Watson, Mayor of Marlow, Oklahoma.

Senator Landis asked unanimous consent that all other members of the Senate be named coauthors of SR 98, which was the order.

SR 98, as coauthored, was adopted upon motion of Senator Landis and ordered referred for enrollment.

SPECIAL PRESENTATION

Senator Landis asked unanimous consent, which was granted, that Joe Dial and his family be granted privileges of the floor to receive a copy of Enrolled **SR 98**, Mr. Dial expressed his appreciation to the members for being so honored.

Senator Lamb presiding.

PENDING CONSIDERATION OF HAS

HAS to **SB 489** were called up for consideration.

Senators Stipe, Luton, Howell, Johnston and Cullison asked to be named coauthors of **SB 489**, which was the order.

Upon motion of Senator Combs, the Senate concurred in **HAS** to **SB 489**.

SB 489, 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, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—39.

Excused: Keating, Keller, Lane, McDaniel, Nickles, Porter, Smith, Wolfe and York.—9.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1819 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 227, 500, 561, 563 and 574 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 101 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senators Keller and Nickles asked to be shown present, which was the order.

SPECIAL INTRODUCTIONS

On behalf of Senator McDaniel, Senator Luton introduced Congressman Wes Watkins of Ada, and asked that he be allowed to address the Senate. Senator Stipe escorted Congressman Watkins to the Pro Tempore's desk.

Senator Luton introduced Ambassador to the U.S. Mission to the United Nations, Carl McCall, and asked unanimous consent, which was granted, that he be allowed privileges of the floor to address the Senate.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1880**.

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 379** were called up for consideration.

Upon motion of Senator Clifton, the Senate concurred in **HAS** to **SB 379**.

SB 379, 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, Capps, Cate, Clifton, Combs, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Murphy, Nickles, Pierce, Randle, Smith, Taliaferro, Tinsley, Vann, Watson and Young.—32.

Nay: Boatner, Crow, Crutcher, Cullison, Johnson, Miller, Rozell, Schuelein and Stipe.—9.

Excused: Keating, Lane, McDaniel, Porter, Terrill, Wolfe and York.—7.

The Chair advised the Senate that Senator York, having been present in the Chamber at the time the vote was taken on **SB 379**, would be shown voting “no” in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 32. Nay: 10. Excused: 6.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Stipe moved that the vote be reconsidered whereby **SB 379** passed, as provided in Senate Rule 19(b).

MESSAGE FROM THE HOUSE

Advising that pursuant to Joint Rule 17, the House of Representatives, by unanimous consent, has suspended the Rules as they pertain to **SB 506**, exempting it from all cutoff dates.

Senator Watson presiding.

PENDING CONSIDERATION OF HAS

HAS to **SJR 15** were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in **HAS** to **SJR 15**.

SJR 15, as amended by the Honorable House, was read 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; **ESTABLISHING CERTAIN DEVIATION AND REQUIREMENTS 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 2ND 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)] **FORTY-FIVE (45)** legislative days after the convening of the [first] **SECOND** regular session of the Legislature following each Federal Decennial Census. **THE LEG-**

ISLATIVE DISTRICTS SHALL BE COMPACT, CONTIGUOUS, AND CONFORM AS NEARLY AS POSSIBLE TO POLITICAL SUBDIVISION BOUNDARIES. 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 **IN A CERTAIN MANNER** 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)] FORTY-FIVE (45)** legislative days after the convening of the second regular session of the Legislature following each Federal Decennial Cen-

SUS

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 passage of the resolution, the roll call resulted as follows:

Aye: Berrong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Birdsong, Boatner, Crow and Pierce.—4.

Excused: Keating, Lane, McDaniel, Porter and Wolfe.—5.

The resolution passed.

House Amendments were properly signed and the above-numbered resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1852**; **HB 1853**, co-authored by Bengtson; and **HB 1887**, as amended.

PENDING SENATE ACTION — HAS

Upon motion of Senator Smith, **HAs** to **SJR 44** were rejected and conference requested, President Pro Tempore Howard naming as Conferees the following: Senators Smith, Watson and Terrill.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 407** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 407**, entitled:

(Commission on Fire Protection Personnel Standards and Education — 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 Senate accept Engrossed House Amendments Nos. 1 and 3.
2. That the House recede from Engrossed House Amendment No. 2.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schue-

lein, Smith, Johnson, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 409** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 409**, entitled:

(Public Employees Retirement System — 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 Engrossed House Amendments Nos. 1, 2 and 4.
2. That the House recede from Engrossed House Amendments Nos. 3 and 5.
3. That the following Conference Committee Amendments be adopted:

a. Amend Page 1, Lines 29 and 30, by deleting the words and figures "not exceed Thirty-one Thousand Four Hundred Thirty Dollars (\$31,430.00) per year, payable monthly," and substituting in lieu thereof the words "be the equivalent of Grade 50 of

the Merit System of Personnel Administration”.

b. Amend Page 2, Lines 3 and 4, by deleting the words and figures “Five Hundred Thousand Six Hundred Seventy Dollars (\$500,670.00)” and substituting in lieu thereof the words and figures “Five Hundred Twenty-five Thousand Nine Hundred Thirty-six Dollars (\$525,936.00)”.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Johnson, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 410** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 410**, entitled:

(Oklahoma Human Rights 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 Amendments 2, 3, 4 and 5.

2. That the Senate adopt Engrossed House Amendment Number 1.

3. That the following General Conference Committee Amendments be adopted:

a. Amend Page 1, Lines 22 and 23, by deleting the words and figures “Two Hundred Seventy-eight Thousand Three Hundred Seventy-nine Dollars (\$278,379.00)” and substituting in lieu thereof the words and figures “Two Hundred Eighty-four Thousand Eight Hundred Fifty-two Dollars (\$284,852.00)”.

b. Amend Page 1, Lines 30 and 31, by deleting the words and figures “Twenty-one Thousand Forty Dollars (\$21,040.00)” and substituting in lieu thereof the words and figures “Twenty-one Thousand Four Hundred Twenty-eight Dollars (\$21,428.00)”.

c. Amend Page 2, Lines 3 and 4, by deleting the words and figures “Two Hundred Eighty Thousand Eight Hundred Seventy Dollars (\$280,870.00)” and substituting in lieu thereof the words and figures “Two Hundred Ninety-three Thousand One Hundred Dollars (\$293,100.00)”.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Johnson, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 411** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 411**, entitled:

An Act relating to the Oklahoma Indian Affairs Commission; making an appropriation thereto; stating the purposes *** 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 1, 2 and 3.

2. That the following Conference Committee amendments be made to the Engrossed bill:

a. Amend Page 1, Lines 22 and 23, by deleting the words and figures "One Hundred Fifty Thousand One Dollars (\$150,001.00)" and substituting in lieu thereof the words and figures "One Hundred Fifty-four Thousand One Hundred Sixty Dollars (\$154,160.00)".

b. Amend Page 1, Lines 30 and 31, by deleting the words and figures "Twenty-one Thousand Forty Dollars (\$21,040.00)" and substituting in lieu thereof the words and figures "Twenty-one Thousand Four Hundred Twenty-eight Dollars (\$21,428.00)".

c. Amend Page 2, Lines 6 and 7, by deleting the words and figures "Two Hundred Twenty-two Thousand One Hundred Thirty Dollars (\$222,130.00)" and substituting in lieu thereof the words and figures "One Hundred Ninety-five Thousand Four Hundred Ninety-five Dollars (\$195,495.00)".

d. Amend Page 1, Line 34, by deleting the word and figure "seventeen (17)" and inserting in lieu thereof the words and figure "nine and one-half (9.5)".

e. Amend Pages 1 and 2, Lines 36, 1, 2 and 3 by deleting the words "Those full-time-equivalent employee positions supported by federal funds shall be terminated when federal fund support of those positions is discontinued."

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Johnson, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 426** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 426**, entitled:

An Act relating to the Department of Energy; 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 Engrossed House Amendment Nos. 1, 2, 3, 4, 5, 6, 7, 8 and 9.

2. That the following Conference Committee Amendments to Engrossed **SB 426** be adopted:

a. Page 1, Lines 21-27, by deleting the present Section 1 and by substituting in lieu thereof a new Section 1 to read as follows:

“Section 1. There is hereby appropriated to the Department of Energy, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1981, not otherwise appropriated, the following amount or so much thereof as may be necessary to perform the duties imposed upon the Department of Energy by law:

General Operations	\$276,730.00
Rental of Office Space	17,100.00
Total	\$293,830.00”

b. Page 2, Line 2, by deleting the word and figure “Ten (10)” and by substituting in lieu thereof the word and figure “Eleven (11)”.

c. Page 2, Line 5, by deleting the word and figure “ten (10)” and by substituting in lieu thereof the word and figure “eleven (11)”.

d. Page 2, Line 21, by deleting the figure “47” and by substituting in lieu thereof the figure “45”.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Johnson, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

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

PENDING CONSIDERATION OF CCR

The CCR on **HB 1633** was called up for consideration.

The CCR on **HB 1633** was adopted upon motion of Senator Crow.

HB 1633, 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, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—43.

Nay: Boatner.—1.

Excused: Lane, McDaniel, Porter and Wolfe.—4.

The bill and emergency passed.

HB 1633, 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 1539, 1546, 1798 and 1841**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1539** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1539**, and Engrossed Senate Amendments thereto, by Poulos, Baughman, Ford, et al, of the House and Wolfe of the Senate, entitled:

An Act relating to oil and gas; amending 52 O.S. 1971, Sections 420.3, as amended by Section 6, Chapter 104, O.S.L. 1975, 420.4, as last amended by Section 5, Chapter 101, O.S.L. 1976 (52 O.S. Supp. 1979, Sections 420.3 and 420.4) and 420.7; recreating the Oklahoma Liquefied Petroleum Gas Board in accordance with the Oklahoma Sunset Law *** 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: Poulos and Baughman.

FOR THE SENATE: Wolfe, Crow and Tinsley.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1546** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1546**, and Engrossed Senate Amendments thereto, by Poulos, Baughman, Ford and Davis (Frank) of the House and Wolfe of the Senate, entitled:

An Act relating to public health and safety *** repealing Section 1, Chapter 182, O.S.L. 1973, Section 2, Chapter 182, O.S.L. 1973, as amended by Section 93, Chapter 30, O.S.L. 1979, Sections 3 through 14, Chapter 182, O.S.L. 1973, Section 15, Chapter 182, O.S.L. 1973, as amended by Section 43, Chapter 47, O.S.L. 1979, and Sections 16 through 19, Chapter 182, O.S.L. 1973 (59 O.S. Supp. 1979, Sections 1551 through 1569); 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:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

Respectfully submitted,

FOR THE HOUSE: Poulos and Baughman.

FOR THE SENATE: Wolfe, Terrill and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1798** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1798**, and Engrossed Senate Amendments thereto, by Sanders of the House and Green of the Senate, entitled:

An Act relating to corporations; amending 18 O.S. 1971, Sections 552.3, as last amended by Section 2, Chapter 244, O.S.L. 1978, 552.4, as amended by Section 1, Chapter 70, O.S.L. 1974 and 552.18 as amended by Section 2, Chapter 200, O.S.L. 1976 (18 O.S. Supp. 1979, Sections 552.3, 552.4 and 552.18); providing for the registration of charitable organizations with certain exceptions *** 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 Nos. 2, 3 and 4.
3. That the following Conference Committee Amendment be adopted:

Page 4, Line 9, after the words "less than" and before the words "per year.", strike the words and figure "Five Thousand Dollars (\$5,000.00)" and insert the words and figures "Ten Thousand Dollars (\$10,000.00)".

Respectfully submitted.

FOR THE HOUSE: Sanders, Conaghan and Kelly.

FOR THE SENATE: Green, Combs and Cullison.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1841** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1841**, and Engrossed Senate Amendments thereto, by Davis (Frank) and Henry of the House and Clifton, Green and Cain of the Senate, entitled:

An Act relating to estates; amending 58 O.S. 1971, Section 591; expanding order of payment of estate debts; 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 Amendment 1, and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1841** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Davis (Frank), Henry and Graves.

FOR THE SENATE: Clifton and Cate.

SPECIAL COMMITTEE APPOINTED

President Pro Tempore Howard appointed the following members of the Senate to serve on the Special Senate Committee on Reapportionment: Senators Vann, Cummins, Dahl, Lamb 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 445 and 449.

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1609** was called up for consideration.

The CCR on **HB 1609** was adopted upon motion of Senator Crow.

HB 1609, 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, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—37.

Nay: Berrong, Howell, Landis, Leonard, Pierce and Smith.—6.

Excused: Lane, McDaniel, Porter, Wolfe and Young.—5.

The bill and emergency passed.

HB 1609, 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 227, 500, 561, 563 and 574.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1625** was called up for consideration.

The CCR on **HB 1625** was adopted upon motion of Senator Crow.

HB 1625, 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, Luton, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Giles, Keller, Landis, Leonard, McCune, Nickles and Pierce.—7.

Excused: Lane, McDaniel, Porter and Wolfe.—4.

The bill and emergency passed.

HB 1625, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1629** was called up for consideration.

The CCR on **HB 1629** was adopted upon motion of Senator Crow.

HB 1629, 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, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Nay: Keating, Leonard, McCune and Nickles.—4.

Excused: Lane, McDaniel, Porter and Wolfe.—4.

The bill and emergency passed.

HB 1629, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

HAs to SB 529 were called up for consideration.

Upon motion of Senator York, the Senate concurred in **HAs to SB 529**.

SB 529, 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, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb,

Landis, Leonard, Luton, McCune, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Lane, McDaniel, Porter and Wolfe.—4.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

CONFEREES APPOINTED RE SB 638

President Pro Tempore Howard announced the following members as additional conferees on **SB 638**: Senators Luton and Crutcher.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that additional House Conferees have been appointed to the Conference Committee on Engrossed **SB 638**, as follows: Stephenson and Henry.

CONFEREES APPOINTED RE SB 548

President Pro Tempore Howard appointed the following members as Conferees on **SB 548**: Senators Landis, Schuelein and Taliaferro.

CHANGE IN CONFEREES

President Pro Tempore Howard announced the following change in Conferees on **HB 1533**: Senators Luton and Tinsley to replace Senators Cate and Randle.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, May 13, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate
adjourned at 2:55 p.m. to meet Tuesday,
May 13, 1980, at 1:30 p.m.

Sixty-first Legislative Day

Tuesday, May 13, 1980

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, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—42.

Excused: Birdsong, Keller, Nickles, Porter, Randle and York.—6.

Senator Luton declared a quorum present.

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

Our Father, we thank You for being our heavenly Father. We thank You for the love, the mercy, and the strength that comes to us through this wonderful relationship. Lord, we come into Your presence, today, to say we love You and want to praise Your name. Please help us in our daily lives that we

would fulfill Your purpose for us. We want to live worthy of this relationship, and encourage others to trust in You.

Dear Lord, my heart is so burdened for our country and the conditions of our nation. It seems that the war clouds are hanging so heavy over us. I know that America has walked away from You, and in these days of great prosperity we have failed to call on You. So, Lord, help us see Your love revealed to us through the scriptures. Help us see also Your wrath poured out upon nations of the past that have refused to humble themselves.

Father, as honestly as I know how I ask You to cause America to fall on her knees. Would You speed the release of the hostages in Iran and give them strength for the day.

Forgive us of our sins and failures and make me the man God, I need to be. In Jesus' precious name we pray. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Leonard introduced former Senator Leon Field and Mrs. Field.

Senator Clifton introduced Doug Ressler, R.N., Shawnee, as the Nurse of the Day.

Senator Lamb introduced Clarence Roberts, M.D., Enid, as the Doctor of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 13, 1980, of Enrolled SBs 405, 464 and 511.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1609, 1625, 1629, 1633, 1852 and 1887.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

CHANGE IN CONFEREES

Senator Luton announced the following change in Conferees on HB 1794: Remove Lane and substitute Smith.

PENDING CONSIDERATION OF HAS

HAS to SB 460 were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in HAS to SB 460.

SB 460, 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, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—42.

Excused: Birdsong, Keller, Nickles, Porter, Randle and York.—6.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1413, as amended.

Advising rejection of SAs to Engrossed HB 1819, requesting Conference and naming Conferees as follows: Draper, Dunn and Weichel.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on HB 1819 was ordered granted, President Pro Tempore Howard naming as Conferees the following: Senators Lane, Cate and Stipe.

PENDING SENATE ACTION — HAS

Upon motion of Senator Lane, HAS were rejected on the following Engrossed SBs and requested conferences, President Pro Tempore Howard naming Conferees as follows:

SB 509 — Lane, Rozell and Cate.

SB 590 — Lane, Randle and Cate.

SB 631 — Lane, Randle and Cate.

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 1615, 1630 and 1915.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1615** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1615**, entitled:

An Act relating to the Division of the Budget; 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 Amendment No. 1.

2. That the following Conference Committee Amendments to Engrossed **HB 1615** be adopted:

a. Page 1, Line 29, by deleting the figure "\$1,192,851.00" and substituting in lieu thereof the figure "\$1,193,737.00".

b. Page 2, Line 4, by deleting the figure "\$1,327,933.00" and by substituting in lieu thereof the figure "\$1,328,819.00".

c. Page 2, Line 6, by deleting the words and figure "Thirty-six Thousand Four Hundred Ten Dollars (\$36,410.00)" and by substituting in lieu thereof the words and figure "Thirty-seven Thousand Two Hundred Ninety-six Dollars (\$37,296.00)".

d. Page 2, Lines 18 and 19, by deleting the words and figure "Eight Hundred Fifty-seven Thousand Five Hundred Fifty

Dollars (\$857,550.00)" and by substituting in lieu thereof the words and figure "Eight Hundred Fifty-eight Thousand Four Hundred Thirty-six Dollars (\$858,436.00)".

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, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Johnson, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1630** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1630**, entitled:

(Will Rogers Memorial 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 No. 1.

2. That Engrossed Senate Amendment No. 1 be amended as follows:

a. Page 1, Lines 14½-16, by restoring the Title to read as follows:

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

b. Page 2, Section 3, Lines 11-17, by deleting Section 3 in its entirety.

c. Page 2, Line 18, by renumbering present Section 4 to read “SECTION 3” and renumbering succeeding sections accordingly.

d. Page 2, Newly numbered Section 3, Lines 22-25, by deleting all language in Section 3 after the period (.) on Line 22.

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, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Johnson, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1915** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1915**, and Engrossed Senate Amendments thereto, by

Hopkins of the House and Smith of the Senate, entitled:

An Act relating to counties and county officers; enacting the County Budget Act; stating purpose; providing for election; defining terms; providing for completion of budget; providing for estimates; creating County Budget Board; providing for membership, officers, voting, vacancies and meetings; providing for budget summary; providing for format; providing for budget of expenditures; providing for accounting by fund and account; providing for notice and public hearing; providing for adoption of budget; providing for filing; providing for appropriation; providing for examination by county excise board and certain actions; providing for computation and levy *** 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 Amendment 1 and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1915** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Hopkins, Combs and Smith.

FOR THE SENATE: Smith, Cate and Lane.

Senator Boatner presiding.

Senators Randle and York asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

The CCR on **SB 407** was called up for consideration.

The CCR on **SB 407** was adopted upon motion of Senator Crow.

SB 407, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Keller, Nickles and Porter.—4.

The bill and emergency passed.

SB 407, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 445, 449, 489, 529 and **SJR 15** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 98 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senators Keller and Nickles asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

The CCR on **SB 409** was called up for consideration.

The CCR on **SB 409** was adopted upon motion of Senator Crow.

SB 409, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Nay: Crutcher.—1.

Excused: Birdsong, Kilpatrick, Porter.—3.

The bill and emergency passed.

SB 409, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **SB 410** was called up for consideration.

The CCR on **SB 410** was adopted upon motion of Senator Crow.

SB 410, 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Lane, Leonard,

McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—34.

Nay: Berrong, Clifton, Keller, Landis, McCune, Nickles, Pierce and Wolfe.—8.

Excused: Birdsong, Kilpatrick, Luton, Porter, Stipe and Terrill.—6.

The Chair advised the Senate that Senators Stipe and Luton, having been present in the Chamber at the time the vote was taken on **SB 410**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 34. Nay: 10. Excused: 4.

The bill passed.

Senators Stipe and Luton 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.

SB 410, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 411** was called up for consideration.

The **CCR** on **SB 411** was adopted upon motion of Senator Crow.

SB 411, as amended in Conference, was read at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cum-

mins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Berrong, Landis and Pierce.—3.

Excused: Birdsong, Howard and Porter.—3.

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: 43. Nay: 2. Excused: 3.

The emergency passed.

SB 411, 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 1720** (2nd **CCR**) (Emergency failed), and **HB 1741**.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **HB 1720** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1720**, and

Engrossed Senate Amendments thereto, by Hopkins of the House and Cullison of the Senate, entitled:

An Act relating to animals; providing for the humane killing of animals held in a shelter; providing methods of disposal; providing methods of euthanasia; prescribing certain conditions; providing for limited permits issued by State Bureau of Narcotics and Dangerous Drugs Control; providing for fees; providing for certain demonstrated knowledge; authorizing promulgation of rules and regulations; providing for suspension and revocation; 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:

That the Senate recede from its Amendments 1, 2 and 3 and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1720** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Hopkins and Combs.

FOR THE SENATE: Cullison, Dahl and Taliaferro.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1741** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1741**, and Engrossed Senate Amendments thereto, by

Deatherage, Atkins and Thompson (Don) of the House and York and Cain of the Senate, entitled:

An Act relating to children; enacting the Uniform Child Custody Jurisdiction Act; providing short title; stating the purpose *** 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: Deatherage, Atkins and Thompson (Don).

FOR THE SENATE: York and Martin.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed **SB** and **SJR**, naming House Conferees as follows:

SB 548 — Mentzer, Hopkins and Murphy.

SJR 44 — Hopkins, Combs and Hargrave.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 426** was called up for consideration.

The **CCR** on **SB 426** was adopted upon motion of Senator Crow.

SB 426, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Nay: Nickles.—1.

Excused: Birdsong, Howard and Porter.—3.

The bill and emergency passed.

SB 426, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1643** was called up for consideration.

The CCR on **HB 1643** was adopted upon motion of Senator Crow.

HB 1643, 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, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Berrong, Crutcher, Giles, McDaniel and Miller.—5.

Excused: Birdsong, Howard and Porter.—3.

The bill and emergency passed.

HB 1643, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1584** was called up for consideration.

The CCR on **HB 1584** was adopted upon motion of Senator Clifton.

HB 1584, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Birdsong and Porter.—2.

The bill passed.

HB 1584, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1841** was called up for consideration.

The CCR on **HB 1841** was adopted upon motion of Senator Clifton.

HB 1841, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Birdsong and Porter.—2.

The bill passed.

HB 1841, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION — HAS

Upon motion of Senator Wolfe, **HAs** to **SB 171** were rejected and conference requested, President Pro Tempore Howard naming as Conferees the following: Senators Wolfe, Watson and York.

PENDING CONSIDERATION OF HAS

HAs to **SB 478** were called up for consideration.

Upon motion of Senator Lamb, the Senate concurred in **HAs** to **SB 478**.

SB 478, 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, Cul-

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

Excused: Birdsong and Porter.—2.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 445, 449, 489** and **529**.

The above numbered Enrolled Bills were referred to the Governor.

Advising fourth reading of and returning Enrolled **SJR 15**.

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

PENDING SENATE ACTION — HAS

Upon motion of Senator Clifton, **HAs** to **SB 431** were rejected and conference requested, President Pro Tempore Howard naming as Conferees the following: Senators Clifton, Smith and Cate.

Upon motion of Senator Randle, **HAs** to **SB 582** were rejected and conference requested, President Pro Tempore Howard naming as Conferees the following: Senators Randle, Combs and Cullison.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1746** was called up for consideration.

The **CCR on HB 1746** was adopted upon motion of Senator Capps.

HB 1746, 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, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Randle, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and York.—35.

Nay: Boatner, Crow, Giles, Landis, Rozell, Schuelein, Vann and Young.—8.

Excused: Birdsong, Clifton, Martin and Porter.—4.

*Not voting: Berrong.—1.

*Senator Berrong asked to be shown "not voting" on **HB 1746** for reason of personal interest, as provided in Article V, Section 24, Constitution.

The bill passed.

HB 1746, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

RESOLUTIONS

Senator Howard introduced the following Resolution:

SCR 56 — By Howard of the Senate and Draper of the House.

A Concurrent Resolution declaring Legislative support of the "Get Out the Vote" campaign sponsored by the American Legion, Department of Oklahoma, and the National American Legion; urging The

Oklahoma Press Association, The Oklahoma Broadcasters Association, The State Election Board, civic, patriotic, religious, and educational organizations, state and elected officials, individuals, agencies, and community organizations to join with the American Legion to cause all eligible Oklahoma citizens to register and vote; and directing distribution.

Senator Howard asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SCR 56**, which was the order.

SCR 56, as coauthored, was read at length, adopted upon motion of Senator Howard and ordered referred for engrossment.

Senator Howard introduced the following Resolution, which was read at length, as follows:

SCR 57 — By Howard.

A Concurrent Resolution memorializing the Congress of the United States to redress the unfair burden placed upon Oklahoma drivers by the oil import tax; and directing distribution.

WHEREAS, President Carter, in Proclamation 4744 of April 2, 1980, imposed a "gasoline conservation fee" upon imported crude oil, with the cost of such tax to be borne by American consumers of gasoline; and

WHEREAS, the effect of this program shall be to raise the cost of gasoline by ten cents per gallon; and

WHEREAS, users of heating oil, who also contribute to this country's dependence upon OPEC, will pay no part of this tax; and

WHEREAS, Oklahoma will bear an unfair burden under this program by virtue of the greater driving distances required of

Oklahoma drivers, the lack of viable transportation alternatives to the private automobile, and the absence of reliance of Oklahomans upon heating oil; and

WHEREAS, a program so inherently discriminatory upon this region ill serves this great country.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Legislature of Oklahoma does hereby memorialize the Congress of the United States to redress the unfair burden placed upon the citizens of this state by the "gasoline conservation fee" of the Petroleum Import Adjustment Program.

SECTION 2. Copies of this Resolution shall be sent to the President of the United States and the Oklahoma Congressional delegation.

Senator Murphy asked to be named first coauthor of **SCR 57**, and the following Senators asked to be named coauthors: Luton, Tinsley, Dahl, Cullison, Combs, Schuelein, Johnston and Landis, which was the order.

SCR 57, as coauthored, was adopted upon motion of Senator Howard and ordered 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, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Tinsley, advised and consented to the confirmation of DORLAND C. BENNETT, D.V.M., Hennessey, as a member of the Board of Veterinary Medical Examiners to serve a 4-year term ending May 9, 1982. Dr. Bennett 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 a 5-year term ending April 26, 1985. Mr. Burch succeeds himself.

The Senate, in executive session, and upon motion of Senator Clifton, advised and consented to the confirmation of EMIL FOX, Moore, as a member of the Solid Waste Management Advisory Committee to serve at the pleasure of the Governor. Mr. Fox succeeds himself.

The Senate, in executive session, and upon motion of Senator Capps, advised and consented to the confirmation of BOBBY GILLILAND, Sayre, as a member of the Solid Waste Management Advisory Committee to serve at the pleasure of the Governor. Mr. Gilliland succeeds J.C. Meeks.

The Senate, in executive session, and upon motion of Senator Capps, advised and consented to the confirmation of OBERA GOODWIN, Durham, as a member of the Board of Governors of the Registered Dentists to serve a 3-year term ending July 1, 1982. Ms. Goodwin succeeds Nellie Perry.

The Senate, in executive session, and upon motion of Senator Cummins, advised and consented to the confirmation of

NOLAND GROSS, D.V.M., Tulsa, as a member of the Board of Veterinary Medical Examiners to serve a 4-year term ending May 9, 1982. Mr. Gross succeeds himself.

The Senate, in executive session, and upon motion of Senator Tinsley, advised and consented to the confirmation of FRANCIS HOLLINGSWORTH, M.D., El Reno, as a member of the Physician Manpower Training Commission to serve an unexpired term ending June 1, 1980. Dr. Hollingsworth succeeds Jack W. Parrish.

The Senate, in executive session, and upon motion of Senator Schuelein, advised and consented to the confirmation of J. R. HUXALL, Miami, as a member of the Commission of Fire Protection Personnel Standards and Education to serve a 5-year term ending August 1, 1982. Mr. Huxall succeeds himself.

The Senate, in executive session, and upon motion of Senator Capps, advised and consented to the confirmation of BOIS MARABLE, Elk City, as a member of the State Fire Marshall Commission, to serve a 5-year term ending July 1, 1983. Mr. Marable succeeds himself.

The Senate, in executive session, and upon motion of Senator Murphy, advised and consented to the confirmation of ANNE CHARLSON OBERST, Stillwater, as a member of the State Board of Electrology, to serve an unexpired term ending May 10, 1980. Ms. Oberst succeeds Celia Middleton.

The Senate, in executive session, and upon motion of Senator Clifton, advised and consented to the confirmation of L. E. SCHNEITER, III, Shawnee, as a member of the Solid Waste Management Advisory Committee to serve at the pleasure of the Governor. Mr. Schneiter will succeed Merle Schnitzer.

The Senate, in executive session, and upon motion of Senator Rozell, advised and consented to the confirmation of STEVEN R. SMITH, Tahlequah, as a member of the Commission of Fire Protection Personnel Standards and Education, to serve a 5-year term ending August 1, 1984. Mr. Smith succeeds himself.

The Senate, in executive session, and upon motion of Senator Johnston, advised and consented to the confirmation of MELVIN L. TAYLOR, Poteau, as a member of the Solid Waste Management Advisory Committee, to serve at the pleasure of the Governor. Mr. Taylor succeeds Robert Eskridge.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, to suspend Joint Rule 17 exempting **SB 506** from all cutoff deadlines, pursuant to House Message, Page 800.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 192** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 192**, by Keating of the Senate and Brunton, Steward, Denman and Cunningham of the House, entitled:

An Act relating to liens; providing for notice to certain persons prior to certain liens becoming enforceable *** 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 its amendment.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for **SB 192** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Keating, Kilpatrick and Schuelein.

FOR THE HOUSE: Brunton and Smith.

RESOLUTION

Senator Murphy introduced the following Resolution, consideration of which was deferred for this legislative day:

SCR 55 — By Murphy of the Senate and Stephenson of the House.

A Concurrent Resolution urging the Department of Human Services to continue efforts to establish community-based group homes for certain children; requesting that the Department of Human Services conduct a study of group homes; requesting appraisal before a certain date; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, May 14, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:15 p.m. to meet Wednesday, May 14, 1980, at 1:30 p.m.



Sixty-second Legislative Day

Wednesday, May 14, 1980

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, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Wolfe, York and Young.—43.

Excused: Howell, Keller, Nickles, Tinsley and Watson.—5.

Senator Luton declared a quorum present.

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

Our most loving heavenly Father, we rejoice in this day You have given us. You are the giver of every good and perfect gift. We thank You for the gift of Your Son, Jesus Christ. I pray that Your Holy Spirit may open

our eyes and help us to see how richly, how abundantly You have poured out Your blessings upon us. Out of the abundance of Your fullness You have loved us so generously.

Father, we believe "that all things work together for good to them that love God". Grant that through the tests and sufferings of these difficult days we may grow more like You. Give us faith to believe, even when we do not see, grace and courage to do what must be done, even when we don't want to.

Dear Lord, I pray for every Senator today, that You will bless each one and his particular needs. Some may have such heavy burdens that can't be shared with any other person in this world. Father, bless them with wisdom one day at a time. Protect their families while they are away from them.

Give strength to the Iranian hostages and their families. Help them to hold on to the hope of soon release.

Forgive us of our sins and bless with joy throughout the day. In the name of Jesus I pray. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Schuelein introduced Yale Parkhurst, M.D., Geary, as the Doctor of the Day.

Senator Terrill introduced Fred Roloff, R.N., Lawton, as the Nurse of the Day.

PENDING SENATE ACTION — HAS

Upon motion of Senator Dahl, **HAs to SB 139** were rejected and conference requested, President Pro Tempore Howard naming Conferees as follows: Senators Dahl, Lane and Rozell.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1413, 1584, 1643, 1746, 1841 and 1853**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST

Senator Lamb asked unanimous consent to recall **SB 478** from the Department on Engrossed and Enrolled Bills, which was the order.

Senator Lamb moved the vote be reconsidered whereby **SB 478** passed on final passage, which motion was adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Wolfe, York and Young —41.

Excused: Clifton, Crutcher, Howell, Keller, Nickles, Tinsley and Watson.—7.

Senator Lamb moved the vote be reconsidered whereby the **HAs to SB 478** were adopted, which motion was declared adopted.

Upon motion of Senator Lamb, **HAs to SB 478** were rejected and Conference requested, President Pro Tempore Howard naming as Conferees the following: Senators Lamb, Smith and Vann.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 171**, and naming House Conferees as follows: Arnold, Sanders and Hopkins.

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

PENDING CONSIDERATION OF CCR

The **CCR on HB 1615** was called up for consideration.

The **CCR on HB 1615** was adopted upon motion of Senator Crow.

HB 1615, 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe and Young.—38.

Excused: Boatner, Clifton, Howard, Howell, Keller, McDaniel, Nickles, Pierce, Tinsley and York.—10.

The bill passed.

Senators York and Pierce desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40. Excused: 8.

The emergency passed.

HB 1615, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Boatner presiding.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1630** was called up for consideration.

The CCR on **HB 1630** was adopted upon motion of Senator Crow.

HB 1630, 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, Combs, Crow, Crutcher, Cul-lison, Cummins, Dahl, Giles, Green, John-son, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDan-iel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—41.

Excused: Clifton, Howard, Howell, Kel-ler, Lane, Nickles and Tinsley.—7.

The Chair advised the Senate that Senator Lane, having been present in the Chamber at the time the vote was taken on **HB 1630**, would be shown voting "no" 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 emer-gency, the vote resulted as follows: Aye: 42. Excused: 6.

The emergency passed.

HB 1630, together with the Conference Committee Report thereon, was ordered re-turned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 56 and **57** were each correctly en-grossed, properly signed and ordered trans-mitted to the Honorable House for considera-tion.

SB 460 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising Conference granted on En-grossed **SBs** and naming House Conferees, as follows:

SB 431 — Steward, Draper and Henry.

SB 509 — Thompson (Mick), Murphy and Fitzgibbon.

SB 590 — Thompson (Mick), Holden and Johnson (Don).

SB 631 — Cotner, Murphy and Thomp-son (Mick).

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed SBs 407, 409, 410 and 426.

The above-numbered Bills were referred for enrollment.

PENDING CONSIDERATION OF CCR

The CCR on HB 1798 was called up for consideration.

The CCR on HB 1798 was adopted upon motion of Senator Green.

HB 1798, 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, Clifton, Combs, Cullison, Cummins, Dahl, Green, Johnston, Keating, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, Pierce, Porter, Randle, Stipe, Taliaferro, Terrill, Vann, Watson and York.—26.

Nay: Berrong, Birdsong, Boatner, Crow, Crutcher, Giles, Johnson, Lamb, McDaniel, Martin, Miller, Murphy, Rozell, Schuelein, Smith, Wolfe and Young.—17.

Excused: Howard, Howell, Keller, Nickles and Tinsley.—5.

The bill passed.

HB 1798, 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 there-

on, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed HBs 1652 and 1768.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1652 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed HB 1652, entitled:

An Act relating to state government; mandating a salary increase; amending 74 O.S. 1971, Section 284, as last amended by Section 11, S.J.R. 9, O.S.L. 1979 (74 O.S. Supp. 1979, Section 284), pertaining to a minimum salary *** 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 following Conference Committee Amendments be adopted:

a. Page 5, Section 5, Line 32, change the "6" to a "3" and the "2" to a "1".

b. Page 5, Section 5, Line 33, change the "4" to a "2".

c. Page 5, Section 5, Line 34, change the "2" to a "1".

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, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Johnson, Vann, Watson and Lamb.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1768** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1768**, and Engrossed Senate Amendments thereto, by Camp, Winn and Wilson of the House and Lane and Crutcher of the Senate, entitled:

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 85.17; providing reciprocity on out-of-state bids; providing preference to residents on bids; repealing 74 O.S. 1971, Sections 85.16 and 85.18; 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 and 2, and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1768** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Camp and Winn.

FOR THE SENATE: Lane, Luton and Cummins.

Senators Howell and Keller asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1539** was called up for consideration.

The **CCR** on **HB 1539** was adopted upon motion of Senator Wolfe.

HB 1539, 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—45.

Excused: Howard, Nickles and Tinsley.—3.

The bill and emergency passed.

HB 1539, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 582**, and naming House Conferees as follows: Arnold, Cowan and Cole.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1546** was called up for consideration.

The **CCR** on **HB 1546** was adopted upon motion of Senator Wolfe.

HB 1546, 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, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—45.

Excused: Howard, Nickles and Tinsley.—3.

The bill and emergency passed.

HB 1546, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising rejection of **CCR to Engrossed HB 1873**, requesting further conference and referring same to Joint Conference Committee on Retirement Laws.

Advising rejection of **CCR to Engrossed SB 411**, requesting further conference and rereferring same to GCCA.

PENDING SENATE ACTION ON CCR

The **CCR on HB 1082** was called up for consideration.

The **CCR on HB 1082** was adopted upon motion of Senator Lamb.

Senator Murphy presiding.

FINAL PASSAGE

Senator Lamb asked unanimous consent that further consideration of **HB 1082** be deferred for this legislative day, which was the order.

HB 1082 was placed on final passage.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 460**.

The above numbered Enrolled Bill was referred to the Governor.

PENDING SENATE ACTION ON CCR

The **CCR on SB 192** was called up for consideration.

Senator Kilpatrick asked to be named a coauthor of **SB 192**, which was the order.

Senator Keating asked unanimous consent, which was granted, that further consideration of **SB 192** 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 resolved itself into Executive Session.

The Senate reassembled in open session with Senator Murphy presiding.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 395** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 395**, entitled:

(District Attorneys — 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 Engrossed House Amendments Nos. 1, 2, 3, 4, 5, 6 and 7.

2. That the following Conference Committee Amendments to Engrossed **SB 395** be adopted:

a. Page 1, Restore the Title to read as follows:

“An Act relating to the Office of the Attorney General and offices of district attorneys and the District Attorneys Training Coordination Council; making an appropriation thereto; stating the purposes; 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 an employee that is to be paid in part from federal funds; making funds available to obtain or match federal funds; providing lapse date; providing severability; and declaring an emergency.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Johnson, Vann, Watson and Lamb.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker,

Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel and Whorton.

RESOLUTION

Senator Lane introduced the following Resolution, consideration of which was deferred for this legislative day.

SR 102 — By Lane.

A Resolution memorializing the Congress of the United States to permit oil exploration on federal lands in Alaska; and directing distribution.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 478**, and naming House Conferees as follows: Elder, Willis and Stephenson.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 560** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 560**, by Terrill and Watson of the Senate and Arnold, Cleveland, Hastings and Atkins of the House, entitled:

An Act relating to mental health; providing for discharge of an involuntary inpatient under certain conditions *** 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 its amendment.

2. Accept the Conference Committee Substitute.

(Pursuant to Rule 10(b), copies of the CCS for **SB 560** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Terrill, Watson and Luton.

FOR THE HOUSE: Arnold, Hastings and Atkins.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, May 15, 1980, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:45 p.m. to meet Thursday, May 15, 1980, at 10:00 a.m.

Sixty-third Legislative Day

Thursday, May 15, 1980

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, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, York and Young.—42.

Excused: Birdsong, Keating, Nickles, Porter, Tinsley and Wolfe.—6.

Senator Boatner declared a quorum present.

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

Our precious heavenly Father, we thank You for this day. Whenever we see its beauty and know its opportunities, we are grateful You have given it to us. We thank You for other blessings that have come to us by Your

hand. We realize, our Father, that we are not and never will be worthy of all that You have given us. But we pray that You would indeed make us grateful.

Dear Lord, I am so grateful that You have given me the privilege of sharing this week in this Senate Chamber. I pray that You will always bless these men to recognize that they are men who need wisdom and Divine direction. May these final days of this session be easy for them.

Father, help me as I go back to my church to be ever more dedicated to lead our people in spiritual directions. Forgive me where I fail You and help me love You more every day.

Lord, by Your power, cause the Iranian leaders to free the hostages very soon. In the name of Jesus, my Lord, I pray. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Boatner introduced Reverend Griffin's wife and son, Ray.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 637** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 637**, by Howard of the Senate and Draper of the House, entitled:

(Employment and Unemployment — The Oklahoma Employment Security Act — Amending 40 O.S., Section 211 through Section 238.1 — 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 concur in Engrossed House Amendments Nos. 1, 2 and 3.

2. That on Lines 11½ through 14½ on Page 1 the Title be stricken and the following Title substituted therefor:

“An Act relating to employment and unemployment; renumbering, recodifying, amending and reenacting the Oklahoma Employment Security Act, 40 O.S. 1971, Section 211 through Section 238.1, both inclusive, as amended, deleting obsolete language therefrom and adding new language thereto; providing that this act shall be deemed and interpreted as a reenactment and recodification with amendments of 40 O.S. 1971, Section 211 through Section 238.1, both inclusive, as amended; providing for short title as “The Employment Security Act of 1980”; providing for transition; repealing 40 O.S. 1971, Section 211 through 238.1, both inclusive, as amended, except that 40 O.S. 1971, Section 226(a) and (b) are not repealed; and declaring an emergency.”

3. On Line 8½ on Page 39 change the semicolon to a period.

4. On Line 19½ on Page 45 strike the caption “PROCEDURE-BOARD OF REVIEW” and substitute therefor “RULES AND PROCEDURES IN APPEALS.”

5. That on Line 23½ on Page 45 the words “Board of Review” be stricken and the word “Commission” substituted therefor.

6. That on Line 24½ on Page 45 the word “reasonable” be stricken and the words “rules and” substituted therefor.

7. One Line 12½ on Page 30 change “PRECEEDING” to “PRECEDING”.

8. On Line 27½ on Page 30 strike “a” after “written” and before “claim.”

9. On Line 14½ on Page 53 substitute a semicolon for the comma after “Internal Revenue Code of 1954” and before “and”.

10. On Line 1½ on Page 72 substitute “days” for “day” after the word “different” and before the words “each day being”.

11. That on Lines 14½ through Lines 17½ on Page 73 the sentence beginning with the words “Provided, that the interest applicable” and ending with the words “due at due date” be stricken and the following sentence substituted therefor: “In addition to such interest upon all contributions not paid when due there shall accrue a penalty of Five Dollars (\$5.00) plus One Dollar (\$1.00) for each day the payment is delinquent.”

12. That on Line 7½ on Page 74 strike the following words “or was required to be filed.”

13. That on Line 7½ on Page 81 by striking the period and adding after the words “copy was filed” a comma and the follow-

ing words: “, and shall index such warrant against the real property described therein, if any is described.”

14. That on Line 11½ on Page 81 the words “or personal” be inserted after the word “real” and before the word “property”.

15. That on Line 18½ on Page 81 by adding a new sentence after the words “in this act.” to read as follows: “This lien shall be permanent and continuing without any requirement for executions under 12 O.S. 1971, Section 735 or any other similar statute. This lien of the State of Oklahoma shall continue until the amount of the tax, contribution, penalty and interest is paid.”

16. That on Lines 2½ and 3½ on Page 97 of Engrossed Senate Bill 637 strike the words and figures “Fourteen Thousand Four Hundred Dollars (\$14,400.00)” and substitute therefor the words and figures “Fourteen Thousand Seven Hundred Eighty-four Dollars (\$14,784.00).”

17. That on Lines 4½ and 17½ on Page 97 of Engrossed Senate Bill 637 insert in both lines after the word “plus” and before the words “traveling expenses” the words “actual and necessary.”

18. That on Line 13½ on Page 107 the word “Subsection” be stricken and the word “section” substituted therefor.

19. That on Lines 23½ and 32½ on Page 112 the word “subsection” be stricken in both lines where it appears and the word “section” substituted therefor.

20. On Line 11 on Page 113 insert a new Section 5-108 to read as follows:

“Section 5-108. OTHER PENALTIES IN THIS ACT. Other penalties are provided in the following sections:

Employer violations of employee rights — Section 2-301

Impermissible charges to claimants — Section 2-302

Disqualification of benefit claims for fraud — Section 2-402

Recovery of benefits paid upon false statement — Section 2-613.”

21. That the House join the Senate in adopting Section 9-104 at Line 30½ through 33½ on Page 117 and, by a vote of ⅔rds of the members of each body, enact Engrossed Senate Bill 637, as amended herein, as an emergency measure.

Respectfully submitted,

FOR THE SENATE: Howard, Terrill, Luton, Stipe and Cate.

FOR THE HOUSE: Davis (Don), Monks, Duke, Sanders and Morgan.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 407, 409, 410 and 426 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

RESOLUTION

Senator Giles introduced the following Resolution, which was read at length as follows:

SR 103 — By Giles.

A Resolution honoring retiring educator Joseph Weldon Vaughan; and directing distribution.

WHEREAS, Joseph Weldon Vaughan will retire on June 1, 1980, after 31 years of active teaching in the Anadarko Public Schools; and

WHEREAS, Joseph Weldon Vaughan has served as industrial arts teacher, coach and counselor; and

WHEREAS, he has been active in the First United Methodist Church and the Kiwanis Club; and

WHEREAS, by his devotion to the needs of students and the community, he has enriched the lives of countless Anadarko citizens.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The members of the Oklahoma Senate, for themselves as individuals and on behalf of their constituents, do hereby express great respect for Joseph Weldon Vaughan and honor his distinguished service with the Anadarko Public Schools.

SECTION 2. Duly authenticated copies of this Resolution shall be presented to Mr. Joseph Weldon Vaughan, to the County Superintendent of Caddo County, Bernard E. Parker, and to the President of the Anadarko Board of Education, Phillip Melton.

Senator Giles asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 103**.

SR 103, as coauthored, was adopted upon motion of Senator Giles and ordered referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1055**.

HCR 1055 — By Kelly and Cole of the House and Boatner of the Senate.

A Concurrent Resolution urging the Oklahoma Tourism and Recreation Department to conduct a feasibility study on possible

purchase of Devil's Den Park in Johnston County for use as a state park; requesting the Tourism and Recreation Department to report to the Legislature before January 1, 1981; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1539, 1546, 1615, 1630 and 1798**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION — RESOLUTION

SR 102, introduced on Page 831, was called up for consideration and read at length as follows:

SR 102 — By Lane.

A Resolution memorializing the Congress of the United States to permit oil exploration on federal lands in Alaska; and directing distribution.

WHEREAS, the United States imports 8.2 million barrels of oil each day, which accounts for 43 percent of the country's petroleum requirements; and

WHEREAS, this dependence upon foreign sources drains our economy and gravely threatens our national security; and

WHEREAS, increased domestic exploration and development offers the only viable means of resolving these problems; and

WHEREAS, President Carter has placed in excess of 100 million acres of federal lands in Alaska off limits for nearly all forms of human activity, including oil exploration; and

WHEREAS, the United States Congress is presently considering an Alaska Lands Bill which will permanently set aside 123 million acres of Alaska in exclusive land classifications; and

WHEREAS, this area of Alaska includes sedimentary basins with enormous oil potential.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate does hereby memorialize the Congress of the United States to thoroughly inventory the energy resources of federal lands in Alaska by permitting oil exploration on such lands.

SECTION 2. Copies of this Resolution shall be distributed to the President of the United States and the Oklahoma Congressional delegation.

Senator Lane asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 102**. Senator Cain asked that his name be removed as a coauthor of **SR 102**, which was the order.

SR 102, as coauthored, was adopted upon motion of Senator Lane and ordered 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 **SB 411** was ordered granted, said bill rereferred to GCCA.

Upon motion of Senator Lane, the request of the Honorable House for further conference on **HB 1873** was ordered granted, said bill referred to Joint Conference Committee on Retirement Laws.

PENDING SENATE ACTION — HAs

Upon motion of Senator Crow, **HAs to SB 408** were rejected and conference requested, said bill referred to GCCA.

Upon motion of Senator Johnston, **HAs to SB 45** were rejected and conference requested, President Pro Tempore Howard naming Conferees as follows: Johnston, Crutcher and Rozell.

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 resolved itself into Executive Session.

The Senate reassembled in open session with Senator Boatner presiding.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 139**, and naming House Conferees as follows: Weichel, Glover and Rogers.

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1839**.

CONFERENCE COMMITTEE REPORT

The following **CCR on HB 1839** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1839**, and Engrossed Senate Amendments thereto, by Twidwell and Thompson (Mick) of the House and Dahl of the Senate, entitled:

An Act relating to crimes and punishments; amending Sections 1 through 5, Chapter 135, O.S.L. 1979 (21 O.S. Supp. 1979, Sections 61.1 through 61.5); providing for the serving of sentences in the order in which they are received by a penal institution; providing exception to concurrent running of sentences and certain qualification; providing for sentences which are concurrent with sentences from a federal court or another state's court *** and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendment be adopted:

a. Page 1, Line 33 beginning with the word "provided" and ending with the word "convictions" on Page 2, Line 4 by deleting the following language: "provided that [this] where defendant is convicted of two (2) or more crimes in Oklahoma courts, and imprisonment is adjudged as part of penalty, sentence in second or subsequent conviction can run concurrently with first, only in cases where convictions are had in two (2) or more cases before sentence had been pronounced in either, and then were judgment and sentence in second or subsequent conviction designates that such sentence shall run concurrently with judgment and sentence in first or prior convictions".

b. Amend the Title to conform to bill, as amended by Conference Committee, Lines 10½ and 11 by striking the language "pro-

viding exception to concurrent running of sentences and certain qualification;". The amended Title should read as follows:

"An Act relating to crimes and punishments; amending Sections 1 through 5, Chapter 135, O.S.L. 1979 (21 O.S. Supp. 1979, Sections 61.1 through 61.5); 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 suspended sentence; deleting provisions of prior offense to defendant's sentence; providing for return of sentencing court to state to complete sentence; and declaring an emergency."

Respectfully submitted,

FOR THE HOUSE: Twidwell, Thompson (Mick) and Rogers.

FOR THE SENATE: Dahl, Stipe and Vann.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 408**, and referring same to GCCA.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 548** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 548**, by Landis of the Senate and Mentzer, Hastings and Thompson (Mick) of the House, entitled:

(Schools — Amending 70 O.S., Section 3311 — Law Enforcement Education and Training — Certification).

together with Engrossed House Amendment 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 amendment.

2. That the Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS for SB 548** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Landis, Schuelein and Taliaferro.

FOR THE HOUSE: Mentzer, Hopkins and Murphy.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 408** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 408**, entitled:

(Employment of the Handicapped — 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 1, 2, 3 and 4.

2. That the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS for SB 408** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Johnson, Vann, Watson and Lamb.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward and Whorton.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 407, 409, 410 and 426**.

The above numbered Enrolled Bills were referred to the Governor.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, May 19, 1980 at 1:30 p.m., which motion prevailed.

BILL RELEASED

HAs to SB 379 were properly signed and said bill referred for enrollment.

Upon motion of Senator Lane, the Senate adjourned at 10:25 a.m. to meet Monday, May 19, 1980, at 1:30 p.m.



Sixty-fourth Legislative Day

Monday, May 19, 1980

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

Roll call:

Present: Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Berrong, Clifton, Keating, Keller, Leonard, Stipe and Wolfe.—7.

Senator Murphy declared a quorum present.

The following prayer was offered by Canon Curt Junker, D.D. of the Episcopal Diocese of Oklahoma, Pastor Emeritus of Trinity Church, Tulsa, and incorporated into the Journal upon request of Senator Howard.

For our people in their daily life and work;
For our various communities, this state, nation, and the world — for all who work for human rights, freedom and peace;

For the just and proper use of Your creation and our great God-given physical and human resources — have compassion on the victims of volcanic and civic eruptions, drouth or flood, refugees and hostages and those who suffer from any want or trouble;

For the special needs, concerns and challenges of this legislative body — that we may be guided and upheld by Your Spirit, and may live and serve You in Your highest purpose now and always. Amen.

The Journal for the last Legislative Day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Tinsley introduced Mary Gil-mour, R.N., Kingfisher, and Senator Lamb introduced Wana Morgan, R.N., Oklahoma City, as the Nurses of the Day.

Senator Murphy announced that Don Cooper, M.D., Stillwater, is serving as the Doctor of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 16, 1980, of Enrolled SBs 227, 445, 449, 460, 500, 529, 561, 563 and 574, and May 19, 1980, of Enrolled SB 489.

PENDING CONSIDERATION OF HAS

HAs to SB 550 were called up for consideration.

Upon motion of Senator Howell, the Senate concurred in **HAs to SB 550**.

SB 550, as amended by the Honorable House, was read at length.

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

Aye: Birdsong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Berrong, Clifton, Keating, Keller, Leonard, Stipe and Wolfe.—7.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

Senators Clifton, Berrong and Keller asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 56**, as coauthored by all members of the House.

The above numbered Resolution was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 379 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 102 and 103 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING SENATE ACTION — CCR

The **CCR on SB 637** was called up for consideration.

Senator Howard asked unanimous consent to defer consideration of **SB 637** for this legislative day to allow reprinting, upon objection to the reproductive clarity of copies of the **CCR on SB 637**, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR on SB 560** was called up for consideration.

The **CCR on SB 560** was adopted upon motion of Senator Terrill.

SB 560, 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, Giles, Green, 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, York and Young.—41.

Nay: Boatner and Dahl.—2.

Excused: Howard, Keating, Leonard, Stipe and Wolfe.—5.

The bill passed.

SB 560, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 395** was called up for consideration.

The **CCR** on **SB 395** was adopted upon motion of Senator Crow.

SB 395, 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, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, York and Young.—43.

Excused: Keating, Leonard, Stipe, Tinsley and Wolfe.—5.

The bill and emergency passed.

SB 395, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 408** was called up for consideration.

The **CCR** on **SB 408** was adopted upon motion of Senator Crow.

SB 408, 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, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, York and Young.—40.

Nay: Landis.—1.

Excused: Cate, Howard, Keating, Leonard, Stipe, Tinsley and Wolfe.—7.

The bill and emergency passed.

SB 408, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with the **CCR** thereon, advising adoption of the **CCR** and passage of Measure, as amended:

HB 1818, coauthored by Hill, Feddersen and Townsend of the House, and remove as coauthors: Kennedy, Manning, Holden and Vaughn of the House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1818** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1818**, entitled:

(Department of Transportation — 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 Davis (Don) of the House and Crow of the Senate be added as principal authors with the present authors and co-authors to remain as coauthors.

2. That the Senate recede from Engrossed Amendments Nos. 1, 2 and 3.

3. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1818** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Hopkins, Murphy, Johnson (Don), Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, York, Vann and Watson.

MESSAGE FROM THE HOUSE

Returning following bill, together with **CCR** thereon, advising adoption of **CCR** and passage of Measure, as amended: Engrossed **SB 528**.

The above-numbered Bill was referred for enrollment.

PENDING ACTION — CCR

The **CCR** on **HB 1652** was called up for consideration.

Senator Cate moved to reject the **CCR** on **HB 1652** and rerefer to the Conference Committee with instructions as follows:

Amend Page 1, Section 1 of the Engrossed Senate Amendment to **HB 1652**, by striking the word "may" on Line 17 after the word "Commission" and insert in lieu thereof the word "shall" and striking the phrase "on a discretionary basis," on Line 18.

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

Senator Crow moved to table the Cate motion to reject the **CCR** on **HB 1652**, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Crow, Cummins, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Luton, Martin, Miller, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro and Watson.—25.

Nay: Cain, Cate, Combs, Crutcher, Cullison, Dahl, Keating, Keller, Landis, Lane, McCune, McDaniel, Murphy, Porter, Smith, Terrill, Tinsley, Vann and Young.—19.

Excused: Leonard, Stipe, Wolfe and York.—4.

Senator Crow moved the adoption of the **CCR** on **HB 1652**, which motion was declared adopted.

HB 1652, 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, 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 and Young.—44.

Excused: Leonard, Stipe, Wolfe and York.—4.

The bill and emergency passed.

HB 1652, together with the **CCR** thereon, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 45**, and naming House Conferees as follows: Winn, Peterson and Glover.

Advising fourth reading of and returning Enrolled **SB 379**.

The above-numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1056**.

HCR 1056 — By Camp, Anderson, Hill, Kamas, Holaday, Harper, Lancaster, Cotner, Reimer, Morgan, Monks, Weichel, Caldwell and Manar of the House and Berrong of the Senate.

A Concurrent Resolution requesting the Governor and the Attorney General to intervene in a lawsuit to test the constitutionality of the windfall profit tax; and directing distribution.

Senator Berrong asked for immediate consideration of **HCR 1056**, which was the order.

Senators Dahl and Murphy asked to be named coauthors of **HCR 1056**, which was the order.

Senator Berrong asked unanimous consent that all other members be named coauthors of **HCR 1056**, which was the order.

HCR 1056, as coauthored, was adopted upon motion of Senator Berrong, properly signed and ordered returned to the Honorable House.

Senator Cate presiding.

PENDING SENATE ACTION — RESOLUTION

SCR 55, introduced on Page 823, was called up for consideration.

SCR 55 was adopted upon motion of Senator Murphy and ordered referred for engrossment.

RESOLUTION

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

SCR 58 — By Miller, Smith, Pierce, Dahl, Crow, Combs, Howard, McCune, Taliaferro, Lamb, Boatner, Terrill, Vann, McDaniel, Nickles, Cain, Landis, Cate, Crutcher, Rozell, Giles, Keating, Clifton, Cullison, Birdsong, Keller, Schuelein, Johnson, Tinsley, Kilpatrick, Porter and Luton.

A Concurrent Resolution urging the Department of Human Services to construct and maintain a building to provide housing and therapy for certain students; and directing distribution.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 171** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 171**, by Wolfe of the Senate and Arnold of the House, entitled:

(Professions and Occupations — Act for Nurse Midwifery — 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 Amendment 1.

2. That the Conference Committee Substitute be accepted.

3. Representative Sanders be made principal author and that Representative Arnold be made Coauthor.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 171** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE. Watson and York.

FOR THE HOUSE: Arnold, Sanders and Hopkins.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, May 20, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:45 p.m. to meet Tuesday, May 20, 1980, at 1:30 p.m.

Sixty-fifth Legislative Day

Tuesday, May 20, 1980

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, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Excused: Howell, Keller, Leonard, Nickles, Stipe, Vann and Wolfe.—7.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Curt Junker, and incorporated into the Journal upon request of Senator Howard.

O Lord our Governor, assist the leaders of our land, that we may be a people at peace among ourselves and a blessing to others. To the President with a new Attorney General and Secretary of State, to Governors, Mayors, and to all in administrative

authority, grant wisdom and grace in the exercise of their duties; To Senators and Representatives, and those who make our laws, give courage, wisdom, and foresight to be sensitive to the needs of all; And finally, teach our people increased responsibility to their leaders and fellow citizens, that together wise decisions for the well-being of our society may be arrived at, and that we may serve faithfully in our generation to the honor of Your name. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Landis introduced his wife, Blanche; his daughter, DeEtta, and his granddaughter, Hillary, and asked unanimous consent, which was granted, that Hillary be granted privileges of the floor and named honorary page for this legislative day.

Senator Landis introduced Elizabeth McBride, R.N., and Peggy Whiteman, R.N., both from Duncan, as the Nurses of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 19, 1980, of Enrolled SBs 407, 409, 410 and 426.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1057**.

HCR 1057 — By Draper of the House and Howard of the Senate.

A Concurrent Resolution adjourning the 2nd Session of the 37th Oklahoma Legislature from the 22nd day of May, 1980, until the 27th day of May, 1980, in observance of Memorial Day.

Consideration of the Resolution was deferred for this Legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 55 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 528 and **550** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 56 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING ACTION — CCR

Upon motion of Senator Howard, the **CCR** on **SB 637** was rejected and further Conference requested, naming same Senate Conferees.

MOTION

Senator Lane moved to suspend provisions of Joint Rule 17(b)8. to allow introduction of **SB 640**, thereby exempting said measure from all cutoff deadlines, which motion to suspend was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson, York and Young.—41.

Excused: Howell, Keller, Leonard, Nickles, Stipe, Vann and Wolfe.—7.

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

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1652**.

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 1056**.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 548** was called up for consideration.

The **CCR** on **SB 548** was adopted upon motion of Senator Landis.

SB 548, 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, Giles, Green, Howard,

Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Murphy, Randle, Smith, Taliaferro, Terrill, Tinsley, Watson and York.—33.

Nay: Boatner, Crow, Lane, Miller, Pierce, Rozell, Schuelein and Young.—8.

Excused: Keller, Leonard, Nickles, Porter, Stipe, Vann and Wolfe.—7.

The bill passed.

SB 548, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

POINT OF ORDER

Senator Cummins cited the provisions of Senate Rule 7(n) to preface a point of order and requested a ruling of the Chair as to the germaneness of the subject matter contained in the **CCR on HB 1818**, submitted on Page 843, reflected as a committee substitute, as to the original intent and approach of the measure.

The Chair ruled the subject matter of the **CCR on HB 1818** germane as to acquisition and/or rehabilitation of railroad rights-of-way and trackage along state highways, further ruling that the railroad is a method of transportation, and thereby declaring the Cummins point of order not well taken.

Senator Cummins moved to appeal the ruling of the Chair.

The Presiding Officer ordered the "ayes" and "nays" taken; "ayes" voting to overrule, "nays" voting to sustain.

The Ruling of the Chair was sustained, the roll call thereon being as follows:

Aye: Berrong, Combs, Cummins, Dahl, Lamb, McCune, Pierce, Smith, Watson and Young.—10.

Nay: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley and York.—30.

Excused: Keating, Keller, Leonard, Nickles, Porter, Stipe, Vann and Wolfe.—8.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with **CCRs** thereon, advising adoption of **CCRs** and passage of Measures, as amended: Engrossed **HBs 1764, 1829** and **1889**.

CONFERENCE COMMITTEE REPORT

The following **CCR on HB 1764** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1764**, and Engrossed Senate Amendments thereto, by Hill of the House and Leonard of the Senate, entitled:

(Revenue and Taxation — Amending 68 O.S. Supp. 1979, Section 2357 — Emergency).

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendment be adopted:

Page 1, Line 7, restore the Title to read as follows:

"An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2357, as last amended by Section 1, Chapter 214, O.S.L. 1978 (68 O.S. Supp. 1979, Section 2357); providing for certain credits against income taxes; defining certain terms; extending credits related to natural gas; and providing an effective date; and declaring an emergency."

Respectfully submitted,

FOR THE HOUSE: Hill and Willis.

FOR THE SENATE: Leonard, Smith and Stipe.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1829** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1829**, and Engrossed Senate Amendments thereto, by Brunton of the House and Wolfe of the Senate, entitled:

An Act relating to cities and towns; amending Section 28-122, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Section 28-122); requiring municipal criminal courts of record to observe certain holidays; providing for trial dockets; 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 Amendments Nos. 1 and 2.

2. That the following Conference Committee Amendment be adopted:

a. Page 1, Section 1, Line 24, after the word "state" strike the period and insert the words: " ; however, the office of the court clerk may remain open for business."

b. Amend Title as follows:

"An Act relating to cities and towns; amending Section 28-122, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1979, Section 28-122); requiring municipal criminal courts of record to observe certain holidays; providing exceptions; providing for trial dockets; and providing an effective date."

Respectfully submitted,

FOR THE HOUSE: Brunton, Smith and Steward.

FOR THE SENATE: Wolfe, Berrong and Howell.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1889** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1889**, and Engrossed Senate Amendments thereto, by Winn and Duckett of the House and Tinsley, Capps and Cummins of the Senate, entitled:

An Act relating to counties and county officers; amending Sections 4 and 5, Chapter 221, O.S.L. 1979 (19 O.S. Supp. 1979, Sections 164 and 165); providing for travel

reimbursement of county officers and deputies; increasing certain travel allowances; providing penalty for failure to attend meetings; providing an effective date; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from its Amendments 1, 2 and 3 and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1889** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Winn and Glover.

FOR THE SENATE: Stipe and Green.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SB 506**, as amended and co-authored.

HOUSE AMENDMENTS

HAs to SB 506 were read as follows and consideration deferred.

Authors: Add the following coauthor: McIntyre of the House.

Amendment No. 1. Amend Page 1, by striking Lines 8 and 9, and restoring the Title to read as follows:

“An Act relating to criminal procedure; amending Section 1, Chapter 240, O.S.L. 1978 (20 O.S. Supp. 1979, Section 1313) and 22 O.S. 1971, Sections 1112 and

1114.9, as last amended by Sections 1 and 2, Chapter 179, O.S.L. 1979 (22 O.S. Supp. 1979, Sections 1112 and 1114.9); increasing the amounts deposited in the law enforcement officers training fund; providing for procedures; providing bond schedules for certain offenses; increasing such bonds; and declaring an emergency.”

MESSAGE FROM THE HOUSE

Returning following bills, together with **CCRs** thereon, advising adoption of **CCRs** and passage of Measures, as amended: En-grossed **SBs 395, 408 and 560**.

The above-numbered Bills were referred for enrollment.

Senator Crow presiding.

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 Smith, advised and consented to the confirmation of **WILLIAM B. BREISCH**, Sand Springs, as a member of the Air Quality Control Council Board, to serve a 7-year term ending June 15, 1985. Mr. Breisch succeeds himself.

The Senate, in executive session, and upon motion of Senator Crow, advised and consented to the confirmation of **EMORY S. CROW**, Hollis, as a member of the State Banking Board, to serve a 6-year term ending June 1, 1985. Mr. Crow succeeds Robert Clark.

The Senate, in executive session, and upon motion of Senator Randle, advised and consented to the confirmation of JOHN JARBOE, Tulsa, as a member of the Water Resources Board, to serve a 7-year term ending May 14, 1986. Mr. Jarboe succeeds Lee Daniel.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of ROBERT McCULLOUGH, D O., Tulsa, as a member of the State Board of Health, to serve a 9-year term ending June 30, 1987. Dr. McCullough succeeds himself.

The Senate, in executive session, and upon motion of Senator Capps, advised and consented to the confirmation of JOHN McKEE, Snyder, as a member of the Board of Regents of Western Oklahoma State College, to serve an unexpired term ending March 24, 1986. Mr. McKee succeeds Emory Crow.

The Senate, in executive session, and upon motion of Senator Johnston, advised and consented to the confirmation of JEARL SMART, Wewoka, as a member of the Board of Nursing Homes, to serve a 3-year term ending July 1, 1982. Mr. Smart succeeds himself.

The Senate, in executive session, and upon motion of Senator Lane, advised and consented to the confirmation of ERNEST R. TUCKER, Idabel, as a member of the Water Resources Board to serve an unexpired term ending May 14, 1985. Mr. Tucker succeeds Jewel B. Callahan.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 477** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed **SB 477**, by McCune of the Senate and Vaughn and Conaghan of the House, entitled:

An Act relating to criminal procedure; amending Section 1, S.J.R. 10, O.S.L. 1979 (22 O.S. Supp. 1979, Section 991a-1); extending the duration of the night or week-end incarceration program *** 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 Amendment No. 1.

Respectfully submitted,

FOR THE SENATE: McCune, Rozell and Cate.

FOR THE HOUSE: Vaughn, Conaghan and Fitzgibbon.

Senators Keller and Vann asked to be shown present, which was the order.

PENDING ACTION — CCR

Upon motion of Senator Keating, the CCR on **SB 192** was rejected; further conference requested, President Pro Tempore Howard naming same Senate Conferees.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SBs** and naming same House Conferees, as follows:

SB 192 — Brunton, Smith and Steward.

SB 637 — Davis (Don), Monks, Duke, Morgan and Sanders.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 528 and 550.

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled SCR 56.

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, May 21, 1980, at 1:30 p.m., which motion prevailed.

FIRST READING

Pursuant to Senate action to suspend Joint Rule 17(b) 8, the following was introduced and read the first time:

SB 640 — By Lane and York.

An Act relating to securities; defining terms; prohibiting take-over bid without filing of information with administrator and the target company; providing for hearings by administrator; specifying the information to be filed with administrator and target company; prohibiting certain take-over bid without announcement of intent to gain con-

trol; providing for the payment of hearing fees by target company; prohibiting conclusion of take-over bid or payment for securities prior to decision by administrator; prohibiting discrimination in take-over bid; providing for copies of information to be filed with banking department, building and loan board and corporation commission; providing remedies and penalties for noncompliance; authorizing administrator to prescribe reasonable rules and regulations; substituting the Insurance Commissioner for administrator where offeror or target company regulated insurance company; exempting certain transactions; directing codification; and declaring an emergency.

RESOLUTION

Senator Howard introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 104 — By Howard.

A Resolution praising the achievements of members of the speech, language and hearing professions; recognizing May as speech, language and hearing month; establishing a speech pathologist and an audiologist of the day; and directing distribution.

Upon motion of Senator Lane, the Senate adjourned at 4:00 p.m., the desk being clear to meet Wednesday, May 21, 1980, at 1:30 p.m.



Sixty-sixth Legislative Day

Wednesday, May 21, 1980

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

Roll call:

Present: Berrong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Excused: Birdsong, Cate, Keating, Keller, Lane, Nickles, Porter, Stipe and Wolfe.—9.

Senator Murphy declared a quorum present.

The following prayer was offered by Dr. Curt Junker, and incorporated into the Journal upon request of Senator Howard.

O God, the fountain of wisdom, whose will is good and gracious, and whose law is truth: We beseech You so to guide and bless our Senators and Representatives in the 37th Legislature of this State, that they may enact

such laws as shall please You, to the glory of Your Name and the welfare of this people: through Jesus Christ our Lord. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Landis introduced Joella Francis, R.N., and Dale Gibbs, R.N., both from Duncan, as the Nurses of the Day.

Senator Lamb introduced Larry Long, M.D., Oklahoma City, as the Doctor of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 21, 1980, of Enrolled SBs 379, 528 and 550.

UNANIMOUS CONSENT REQUEST

Senator York asked unanimous consent, which was granted, that when SB 640 is read the second time, same be referred direct to the calendar.

SECOND READING

The following was read the second time and referred as indicated:

SB 640 — Direct to Calendar.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 408 and 560 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 — RESOLUTION

SCR 58, introduced on Page 825, was called up for consideration.

Senator Miller, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Shurden be named principal House author and Representatives Cunningham and Draper named coauthors of **SCR 58**.

SCR 58, as coauthored, was read at length, adopted upon motion of Senator Miller and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Returning following Bill, together with **CCR** thereon, advising adoption of **CCR** and passage of Measure, as amended: Engrossed **SB 548**.

The above-numbered Bill was referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 415** was read and adopted upon motion of Senator Crow.

(Report shown on Page 864)

PENDING CONSIDERATION OF CCR

SB 415, 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young. — 38.

Excused: Birdsong, Cate, Clifton, Keating, Keller, Lane, Nickles, Porter, Stipe and Wolfe.—10.

The bill passed.

Senator Keating 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: 39. Excused: 9.

The emergency passed.

SB 415, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 413** was read as follows 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 413**, entitled:

(Oklahoma Department of Veterans 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:

1. That the Senate accept Engrossed House Amendment No. 1.

2. That Engrossed House Amendment No. 1 be amended as follows:

a. Page 1, Lines 17-19, by amending the Title to read as follows:

"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; making appropriations thereto; stating the purposes; providing for the transfer of funds; 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; authorizing certain exemptions from the Merit System; specifying Merit System Grades for certain positions; prescribing methods of aiding destitute minor dependents; providing lapse dates; directing codification; providing severability; and declaring an emergency."

b. Page 2, Line 7, by deleting "1,873,096.00" and substituting "1,837,096.00".

c. Page 2, Line 9, by deleting "1,979,810.00" and substituting "1,929,410.00".

d. Page 2, Line 12, by deleting "\$9,134,002.00" and substituting "\$9,047,602.00".

e. Page 3, Line 26½, by deleting "147" and substituting "142".

f. Page 3, Line 27½, by deleting "168" and substituting "161".

g. Page 4, Line 3, by deleting "1,432,387.00" and substituting "1,396,387.00".

h. Page 4, Line 4, by deleting "1,804,604.00" and substituting "1,754,204.00".

i. Page 4, Lines 14-29, by deleting all of "Section 6" and inserting in lieu thereof the following:

"SECTION 6. The Merit System grades for the psychiatric aides and psychiatric attendants of the Oklahoma Veterans Center, Norman, Oklahoma, shall conform to the following schedule:

	Grade
Psychiatric Aide I	16
Psychiatric Aide II	18
Psychiatric Aide III	20
Psychiatric Attendant I	14
Psychiatric Attendant II	15
Psychiatric Attendant III	17
Psychiatric Attendant IV	19"

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

PENDING CONSIDERATION OF CCR

Senator Berrong asked to be named a co-author of **SB 413**, which was the order.

SB 413, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Excused: Birdsong, Cate, Howard, Keller, Lane, Martin, Nickles, Porter, Stipe and Wolfe.—10.

The bill and emergency passed.

SB 413, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

FINAL PASSAGE

Senator Lamb moved the vote be reconsidered whereby the **CCR** on **HB 1082** was adopted and the bill placed on final passage, which motion to reconsider was declared adopted.

PENDING ACTION — CCR

Upon motion of Senator Lamb, the **CCR** on **HB 1082** was rejected and further conference requested, President Pro Tempore Howard naming same Senate Conferees.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with **CCRs** thereon, advising adoption of **CCRs** and passage of Measures as amended: Engrossed **HBs 1077, 1616, 1865 and 1881.**

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1077** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1077**, and Engrossed Senate Amendments thereto, by Peterson of the House and Kilpatrick and Cain of the Senate, entitled:

An Act relating to conveyances; providing for filing of special improvement district assessment in office of county clerk *** and providing an effective date.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House concur in Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendment be adopted: Amend title to read as follows:

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.

Respectfully submitted,

FOR THE HOUSE: Peterson, Steward and Elder.

FOR THE SENATE: Kilpatrick and Clifton.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1616** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1616**, entitled:

(Secretary of State — 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 Amendments Nos. 1, 2, 3 and 4.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Johnson (Don), Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Johnson, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1865** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1865**, and

Engrossed Senate Amendments thereto, by Riggs of the House and Randle of the Senate, entitled:

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 502, as amended by Section 1, Chapter 152, O.S.L. 1973, 505, as amended by Section 1, Chapter 366, O.S.L. 1975, 506 and 508, as last amended by Sections 10 and 2, Chapter 366, O.S.L. 1975, 509, as amended by Section 3, Chapter 152, O.S.L. 1973, 510 *** 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 Amendment Nos. 2, 3 and 4.

Respectfully submitted,

FOR THE HOUSE: Riggs, Hobson and Henry.

FOR THE SENATE: Randle and Cate.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1881** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1881**, and Engrossed Senate Amendments thereto, by Deatherage, Kennedy, Vaughn and Draper of the House and Watson and York of the Senate, entitled:

An Act relating to public health and safety; establishing the Oklahoma Blood Exchange Act; stating purpose *** 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 and 2, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1881** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Deatherage, Draper and Vaughn.

FOR THE SENATE: Terrill and Watson.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **SB 411** 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 411**, entitled:

An Act relating to the Oklahoma Indian Affairs Commission; making an appropriation thereto; stating the purposes *** 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 1, 2 and 3.

2. That the following Conference Committee Amendments be made to the Engrossed bill:

a. Amend Page 1, Lines 22 and 23, by deleting the words and figures "One Hundred Fifty Thousand One Dollars (\$150,0001.00)" and substituting in lieu thereof the words and figures "One Hundred Sixty-four Thousand One Hundred Sixty Dollars (\$164,160.00)".

b. Amend Page 1, Lines 30 and 31, by deleting the words and figures "Twenty-one Thousand Forty Dollars (\$21,040.00)" and substituting in lieu thereof the words and figures "Twenty-one Thousand Four Hundred Twenty-eight Dollars (\$21,428.00)".

c. Amend Page 2, Lines 6 and 7, by deleting the words and figures "Two Hundred Twenty-two Thousand One Hundred Thirty Dollars (\$222,130.00)" and substituting in lieu thereof the words and figures "Two Hundred Twenty-three Thousand Four Hundred Thirty Dollars (\$223,430.00)".

Senate Conferees: Crow, Chairman, Johnson, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Johnson (Don), Weichel, Whorton and Willis.

PENDING CONSIDERATION OF CCR

Senator Crow asked that his name be removed as author and coauthor of **SB 411**, which was the order.

Senator Boatner asked to be named principal author of **SB 411**, which was the order.

SB 411, as amended in Conference, was read at length.

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

Aye: Boatner, Cain, Clifton, Crutcher, Cullison, Cummins, Dahl, Green, Johnson, Johnston, Kilpatrick, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, York and Young.—26.

Nay: Berrong, Capps, Combs, Crow, Giles, Howell, Keating, Lamb, Landis, Leonard, McCune, Pierce and Watson.—13.

Excused: Birdsong, Cate, Howard, Keller, Lane, Nickles, Porter, Stipe and Wolfe.—9.

The bill passed.

On the question of passage of the emergency, the vote resulted as follows: Aye: 26. Nay: 13. Excused: 9.

The emergency failed.

MOTION TO RECONSIDER VOTE

Senator Howell moved that the vote be reconsidered whereby **SB 411** passed, as provided under Senate Rule 19(b).

Senator Kilpatrick moved that the vote be reconsidered whereby the Emergency section failed on **SB 411**, as provided under Senate Rule 19(b).

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 408** and **560**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING SENATE ACTION — CCR

Upon motion of Senator York, the **CCR** on **HB 1741** was rejected and further conference requested. President Pro Tempore Howard naming same Senate Conferees.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **HBs** and naming same House Conferees, as follows:

HB 1082 — Peterson, Steward and Henry.

HB 1741 — Deatherage, Atkins and Thompson (Don).

Senator Lamb presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1764** was called up for consideration.

The **CCR** on **HB 1764** was adopted upon motion of Senator Leonard.

HB 1764, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Excused: Birdsong, Cate, Howard, Keller, Lane, Nickles, Porter, Stipe and Wolfe.—9.

The bill and emergency passed.

HB 1764, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

HAS to SB 487 were called up for consideration.

Upon motion of Senator Randle, the Senate concurred in **HAS to SB 487**.

SB 487, 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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Johnston.—1.

Excused: Birdsong, Cate, Howard, Keller, Lane, Nickles, Porter, Smith, Stipe and Wolfe.—10.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION — RESOLUTION

HCR 1057, introduced on Page 848, was called up for consideration.

Senator Luton asked to be named a co-author of **HCR 1057**, which was the order.

HCR 1057, as coauthored, was read at length as follows, adopted upon motion of Senator Luton, properly signed and ordered returned to the Honorable House.

HCR 1057 — By Draper of the House and Howard and Luton of the Senate.

A Concurrent Resolution adjourning the 2nd Session of the 37th Oklahoma Legislature from the 22nd day of May, 1980, until the 27th day of May, 1980, in observance of Memorial Day.

WHEREAS, the greatest sacrifice which a citizen of this great Nation can make is to lay down his life in the defense of his countrymen; and

WHEREAS, our Nation's valiant veterans have truly preserved the American way of life for us all; and

WHEREAS, both federal law and Oklahoma law now recognize Memorial Day as a legal holiday to be observed on the last Monday in May in honor of the brave fighting men who have lost their lives in war; and

WHEREAS, it is fitting and proper that this Legislature join in this commemoration by deferring its regular proceedings in observance of Memorial Day.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The 2nd Session of the 37th Oklahoma Legislature shall stand adjourned from the time of adjournment of the respective Houses thereof on the 22nd day of May, 1980, until the time of convening said Houses on the 27th day of May, 1980.

PENDING SENATE ACTION — HAS

Upon motion of Senator Randle, **HAs** to **SB 473** were rejected and conference requested, President Pro Tempore Howard naming as Conferees the following: Senators Randle, Cate and Howell.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 473**, and naming House Conferees as follows: Winn, Hopkins and Wilson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 478** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 478**, by Lamb of the Senate and Elder of the House, entitled:

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 815.1 *** 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 Amendments 1 through 3.
2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 478** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Lamb, Smith and Vann.

FOR THE HOUSE: Elder, Willis and Stephenson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 509** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 509**, by Lane of the Senate and Thompson (Mick) of the House, entitled:

An Act relating to waters and water rights; amending Section 10, Chapter 29, O.S.L. 1977 (82 O.S. Supp. 1979, Section 1469) *** 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:

That the Senate accept House Amendment No. 1.

Respectfully submitted,

FOR THE SENATE: Lane and Rozell.

FOR THE HOUSE: Thompson (Mick), Murphy and Fitzgibbon.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1794**, requesting further Conference and naming same Conferees as follows: Peterson, Monks and Fitzgibbon.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on **HB 1794** was ordered granted. President Pro Tempore Howard naming same Senate Conferees.

MESSAGE FROM THE HOUSE

The House of Representatives, by unanimous consent, asked to reconsider the vote whereby **SB 395** and Emergency passed, and requests the return of said Bill from the Honorable Senate.

PENDING SENATE ACTION ON HOUSE REQUEST

Upon motion of Senator Luton, the request of the Honorable House for return of **SB 395** was ordered granted.

CONFERENCE COMMITTEE REPORT

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 415**, entitled:

(Alcoholic Beverage Control 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 recommendations:

1. That the Senate adopt Engrossed House Amendments 1, 3, 4 and 5.

2. That the House recede from Engrossed House Amendment No. 2.

Senate Conferees: Crow, Chairman, Johnson, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Johnson (Don), Weichel, Whorton and Willis.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, May 22, 1980, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 2:45 p.m. to meet Thursday, May 22, 1980, at 10:00 a.m.

Sixty-seventh Legislative Day

Thursday, May 22, 1980

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, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Excused: Howard, Johnston, Lane, Smith, Stipe, Terrill and Wolfe.—7.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Curt Junker, and incorporated into the Journal upon request of Senator Howard.

Almighty God our heavenly Father, send down upon those who hold office in this State and Legislature the spirit of wisdom, charity, and justice; that with steadfast purpose they may faithfully serve in their offices to promote the well-being of all people, through Jesus Christ our Lord. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Taliaferro introduced Dr. King, Lawton, as the Doctor of the Day.

Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, as the Nurse of the Day.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1057**.

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

Advising fourth reading of and transmitting for signature Enrolled **HB 1764**.

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

RESOLUTION

Senator Randle introduced **SR 105**, which was read at length as follows:

SR 105 — By Randle.

A Resolution continuing the Joint Legislative Conference on Education; providing non-use of state appropriations; providing intent; and providing interim Senate appointment.

WHEREAS, the Oklahoma Legislature's Committees on Common Education have successfully sponsored a Joint Legislative Conference on Education for the past two years; and

WHEREAS, the Oklahoma Legislature has conducted this conference without the use of state appropriations; and

WHEREAS, the education community and conference delegates have requested that the annual conference be continued; and

WHEREAS, it is the intent of the Senate that the Joint Legislative Conference on Education be sponsored again during the 38th Oklahoma Legislative Sessions.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. It is the intent of the Senate of the 2nd Session of the 37th Oklahoma Legislature that the Joint Legislative Conference on Education be continued during the 38th Oklahoma Legislative Sessions. One member of the Senate shall be appointed by the President Pro Tempore no later than June 15, 1980, to serve as the coordinator and sponsor for the conference in conjunction with a member of the House of Representatives.

SR 105 was adopted upon motion of Senator Randle and ordered referred for enrollment.

Senator Murphy presiding.

MESSAGE FROM THE HOUSE

Returning following Bills, together with **CCRs** thereon, advising adoption of **CCRs** and passage of Measures, as amended: En-grossed **SBs 413** and **415**.

The above-numbered Bills were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1616** was called up for consideration.

The **CCR** on **HB 1616** was adopted upon motion of Senator Crow.

HB 1616, 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, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Excused: Howard, Johnston, Lane, Smith, Stipe, Terrill and Wolfe.—7.

The bill and emergency passed.

HB 1616, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

RESOLUTION

Senator Young introduced the following Resolution, which was read at length as follows:

SR 106 — By Young.

A Resolution honoring the Mannford High School class of 1940.

WHEREAS, the Mannford High School Class of 1940 will hold a celebration of its fortieth anniversary on May 26th; and

WHEREAS, the Class of 1940 has met the challenges of depression, war, and rapid technological and social change; and

WHEREAS, the Mannford High School Class of 1940 includes among its members our esteemed colleague and friend, Senator Warren Green.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

THAT the members of the Oklahoma Senate, for themselves as individuals and on behalf of their constituents, honor Carolyn Tissington, Class Sponsor, and the following members of the Mannford High School Class of 1940:

Billy Adsit, Raymond Brady, Leon Brooks, Neoma Burlison, Eugenia Clegg, deceased, Eugene Crane, Warren Green, Eugene Haskins, Owen Housley, deceased, Rex Houston, Marcella Ihrig, Lucille Johnson, deceased, Bertha Larremore, Margaret Larremore, Warren Means, Ruth Rashendorfer, Raymond Tate, Elwyn Thurston and Dan Vaught.

Senator Young asked unanimous consent that all other members of the Senate be named coauthors of **SR 106**, which was the order.

SR 106, as coauthored, was adopted upon motion of Senator Young and ordered referred for enrollment.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with **CCR** thereon, advising adoption of **CCR** and passage of Measure, as amended: Engrossed **HB 1816**, coauthored by Duckett and Taylor of the House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1816** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1816**, and Engrossed Senate Amendments thereto, by Draper, Deatherage, Fried, Abbott, Bengtson, Cole, Kerr, Townsend, Wilson, Duckett and Cleveland of the House and Howell and Cain of the Senate, entitled:

An Act relating to schools; amending 70 O.S. 1971, Section 13-101, as last amended by Section 1, Chapter 118, O.S.L. 1975 (70 O.S. Supp. 1979, Section 13-101); providing for the education of gifted and talented children; stating purposes; defining terms *** 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: Draper, Deatherage and Fried.

FOR THE SENATE: Howell, Cate and Murphy.

PENDING CONSIDERATION OF CCR

The **CCR to SB 439** was called up for consideration.

Upon motion of Senator Taliaferro, the Senate concurred in the **CCR to SB 439**.

SB 439, 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, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—41.

Excused: Howard, Johnston, Lane, Smith, Stipe, Terrill and Wolfe.—7.

The bill and emergency passed.

SB 439, together with the **CCR** thereon was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising that the House has reconsidered the vote whereby **SB 395** passed on final passage; has reconsidered the vote by which the Conference Committee Report was adopted; rejected the Conference Committee Report and requests further conference, re-referring **SB 395** to **GCCA**.

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

PENDING CONSIDERATION OF HAS

HAS to SB 604 were called up for consideration.

Upon motion of Senator York, the Senate concurred in **HAS to SB 604**.

SB 604, 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, Cain, Capps, Cate, Clifton, Combs, Cullison, Cummins, Dahl, Giles, Green, Howell, Keating, Keller, Kilpatrick, Lamb, Leonard, Luton, McDaniel, Martin, Murphy, Randle, Schuelein, Tinsley, Watson and York.—26.

Nay: Birdsong, Boatner, Crow, Crutcher, Johnson, Landis, Lane, McCune, Miller, Nickles, Pierce, Porter, Rozell, Taliaferro, Vann and Young.—16.

Excused: Howard, Johnston, Smith, Stipe, Terrill and Wolfe.—6.

The bill passed.

Senators Landis, Crutcher, Birdsong, Porter, Vann 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: 10. Excused: 6.

The emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Boatner presiding.

PENDING CONSIDERATION OF CCR

The CCR on SB 478 was called up for consideration.

The CCR on SB 478 was adopted upon motion of Senator Lamb.

SB 478, 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, Cate, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—38.

Nay: Rozell.—1.

Excused: Capps, Clifton, Crutcher, Howard, Johnston, Smith, Stipe, Terrill and Wolfe.—9.

The bill and emergency passed.

SB 478, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Crutcher presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 58 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 487 and 548 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senators Johnston and Howard asked to be shown present, which was the order.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 423 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed SB 423, entitled:

(Chief Mine Inspector — 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 Engrossed House Amendment No. 1.

2. That Engrossed House Amendment No. 1 be amended as follows:

a. Page 1, Lines 15½ and 16½, by amending the Title to read as follows:

“An Act relating to the office of the Chief Mine Inspector; 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, Lines 24 and 25, by deleting the words and figure “Three Hundred Sixty-eight Thousand Three Hundred Forty-nine Dollars (\$368,349.00)” and by substituting in lieu thereof the words and

figure "Three Hundred Nineteen Thousand Six Hundred Eighty-eight Dollars (\$319,688.00)".

c. Page 2, Line 12, by deleting the figure "6" under the "NUMBER AUTHORIZED" column and by substituting in lieu thereof the figure "4".

d. Page 2, Lines 20 and 21, by deleting the following:

"Technical Aides	2	13,200
Secretary	1	9,253"

e. Page 2, Line 22, by deleting the figure "19" and by substituting in lieu thereof the figure "14".

f. Page 3, Line 6, by deleting the figure "34" and by substituting in lieu thereof the figure "29".

g. Page 3, Lines 10 and 11, by deleting the words and figure "Five Hundred Sixty-nine Thousand Two Hundred Ninety Dollars (\$569,290.00)" and by substituting in lieu thereof the words and figure "Five Hundred Two Thousand Two Hundred Ten Dollars (\$502,210.00)".

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Lamb, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Dunn, Elder, Fitzgibbon, Hopkins, Murphy, Stephenson, Weichel, Whorton and Willis.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 487 and 548.

The above numbered Enrolled Bills were referred to the Governor.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned under the provisions of Enrolled **HCR 1057**, to meet Tuesday, May 27, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 10:35 a.m. to meet Tuesday, May 27, 1980, at 1:30 p.m.

Sixty-eighth Legislative Day

Tuesday, May 27, 1980

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, Cullison, Cummins, Dahl, Green, Howard, Howell, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, Miller, Murphy, Pierce, Porter, Smith, Stipe, Tinsley, Vann, Wolfe and Young.—31.

Excused: Crutcher, Giles, Johnson, Johnston, Keating, Lamb, Lane, McDaniel, Martin, Nickles, Randle, Rozell, Schuelein, Taliaferro, Terrill, Watson and York.—17.

Senator Boatner declared a quorum present.

The following prayer was offered by Chaplain Curt Junker, U.S.N.R. (Retired), and incorporated into the Journal upon request of Senator Howard.

Let us pray for our mutual high calling this Memorial week in May—

Heavenly Father, You set a restlessness in our hearts and You made us all seekers after

that which we can never fully find; forbid us to be satisfied with what we make of life. Draw us from base content and set our eyes on far off goals. Keep us at tasks too hard for us that we may be driven to You for strength. Deliver us from fretfulness and self pity; make us sure of the goal we cannot see and of the hidden good in the world. Open our eyes to simple beauty all around us, and our hearts to the loveliness others hide from us because we do not try enough to understand them. May the spirit of peace and illumination so enlighten our minds this week that all life shall glow with new meaning and purpose; through the Risen Lord who makes us whole and His. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Cate introduced Dr. Walter Cullinan as Speech Pathologist of the Day and Dr. John May as Audiologist of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 27, 1980, of Enrolled SBs 408, 487, 548 and 560.

The following Senators are to be shown excused for this legislative day to attend a Seminar in Austin, Texas, with the Texas Legislature: York, Lamb, Crutcher, Giles, Johnson, Johnston, Keating, McDaniel, Martin, Randle, Rozell, Schuelein, Taliaferro, Terrill and Watson.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 413, 415 and 604 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 105 and 106 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 1616**.

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

PENDING SENATE ACTION — RESOLUTION

SR 104, introduced on Page 853, was called up for consideration and read at length as follows:

SR 104 — By Howard.

A Resolution praising the achievements of members of the speech, language and hearing professions; recognizing May as speech, language and hearing month; establishing a speech pathologist and an audiologist of the day; and directing distribution.

WHEREAS, May is National Speech, Language and Hearing Month; and

WHEREAS, vast achievements have been made in the speech, language and hearing professions; and

WHEREAS, these achievements have been of great benefit to the state; and

WHEREAS, members of the speech, language and hearing professions have worked diligently to develop and maintain truly admirable professional standards; and

WHEREAS, the unselfish dedication of these professionals has greatly improved and enriched the lives of the speech-impaired and hearing-impaired citizens of this state; and

WHEREAS, it is fitting for this state to acknowledge its appreciation for the achievements, dedication and professionalism of members of the speech, language and hearing professions.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the achievements of members of the speech, language and hearing professions in this state and commends these individuals for their professionalism and devotion to duty.

SECTION 2. The Oklahoma Senate recognizes May as Speech, Language and Hearing Month.

SECTION 3. The Oklahoma Senate hereby establishes a speech pathologist of the day and an audiologist of the day for the Oklahoma Senate during the week of May 26 through May 29, 1980.

SECTION 4. Copies of this Resolution shall be dispatched to members of the State Board of Examiners for Speech Pathology and Audiology.

SR 104 was adopted upon motion of Senator Cate, on behalf of Senator Howard and ordered referred for enrollment.

SPECIAL INTRODUCTIONS

Senator Luton introduced the 22 Oklahoma finalists at the 31st International Science and Engineering Fair. Citations from the Senate were presented to the following students: Michael Dennis Ryan, Karla Sue McKenzie, Dena L. Lewis, Robin Gail Lorenz, Robert Cashman, OlaMae Zack Howard, Lisa Childs, Scott D. Deatherage, Sheila Joann Fenton, Christine Day Erwin, Ronald Raunikar, Alan S. House, Brian Curran, Brad Southers, James Gregory Lynn, Michael Wayne Wallace, Cathy Eileen Hollen, Rod S. Rogers, Kathleen Ann Gorman, Debbie Williams, Nancy D. Mills and Mark Daniel Melton.

Also introduced were the parents and teachers of the above-named students.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with CCRs thereon, advising adoption of CCRs and passage of Measures, as amended: Engrossed HBs 1612, 1627, 1649 and 1651.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1612 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed HB 1612, and Engrossed Senate Amendments thereto, by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate, entitled:

(Legislative Council — Appropriations — 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 adopt Engrossed Senate Amendment No. 1 which restores the Title.

2. That the following Conference Committee Amendments be adopted:

a. Page 1, Lines 20 and 21, by deleting the words and figures "One Million Six Hundred Six Thousand Three Hundred Two Dollars (\$1,606,302.00)" and inserting in lieu thereof the words and figures "One Million Eight Hundred Fifty-six Thousand Three Hundred Two Dollars (\$1,856,302.00)".

b. Page 1, Section 2, Line 27, by adding the words "Such officials and employees of the State Legislative Council shall not be subject to the provisions of Enrolled House Bill 1652, Second Regular Session of the Thirty-seventh Legislature."

c. Page 1, Line 31½, by inserting the following new "Section 4" and renumbering succeeding sections accordingly.

"SECTION 4. It is the intent of the Legislature that a capability be developed for maintaining in Washington, D.C. Area, on an as required basis, an activity or service for an effective liaison between selective governmental activities and functions of the State of Oklahoma and the federal government. Further, that the office of the Governor and the Legislature of the State of Oklahoma be provided access to such activity or service as may be needed."

d. Page 2, Line 26 by deleting the figure "4" and inserting in lieu thereof the figure "5".

e. Page 1, amend Title to read as follows:

"An Act relating to the Oklahoma State Legislative Council; making appropriations thereto; stating purposes; providing for appointment, duties and compensation of employees; authorizing the payment of state assessment for the Southwest Regional Energy Council; stating legislative intent for federal liaison capability; amending Section 24, Chapter 247, O.S.L. 1976, as last amended by Section 6, Chapter 205, O.S.L. 1979 (74 O.S. Supp. 1979, Section 1829), relating to the Capitol Visitor Information Center: providing for the salary of the tourism information supervisor; providing lapse dates; providing severability; providing an effective date: and declaring an emergency."

Respectfully submitted,

FOR THE HOUSE: Davis (Don), Elder and Deatherage.

FOR THE SENATE: Crow and Boatner.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1627** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1627**, entitled:

(Oklahoma Department of Libraries — 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 following Conference Committee Amendment be adopted:

a. Page 1, Restore the Title to read as follows:

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

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Dunn, Elder, Fitzgibbon, Hopkins, Murphy, Stephenson, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, York, Tinsley, Vann, Watson and Lamb.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1649** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1649**, entitled:

(Water Resources 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 following Conference Committee Amendments to Engrossed **HB 1649** be adopted:

a. Page 1, Lines 10 and 11, by restoring the Title to read as follows:

“An Act relating to the Water Resources Board; making an appropriation thereto; stating the purpose; 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.”

b. Page 1, Section 1, Lines 20 and 21, by deleting the words and figure “One Million Three Hundred Fifty Thousand Nine Hundred Seventy Dollars (\$1,350,970.00)” and by substituting in lieu thereof the words and figure “One Million Five Hundred Fifty-eight Thousand Seventy-three Dollars (\$1,558,073.00)”.

c. Page 1, Section 2, Lines 31 and 32, by deleting the words and figure “sixty-eight (68)” and by substituting in lieu thereof the words and figure “sixty-six (66)”.

d. Page 2, Section 2, Lines 2 and 3, by deleting the words and figure “One Million One Hundred Seventeen Thousand One Hundred Forty Dollars (\$1,117,140.00)” and by substituting in lieu thereof the words and figure “One Million Ninety-three Thousand Eight Hundred Fifty Dollars (\$1,093,850.00)”.

e. Page 2, Section 3, Lines 4 through 9, by deleting the current Section 3 entirely.

Renumber the current Section 4 to read “Section 3” and renumber succeeding sections accordingly.

f. Page 2, Renumbered Section 3, Line 10, by deleting the word “appropriations” and by substituting in lieu thereof the word “appropriation”.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Dunn, Elder, Fitzgibbon, Hopkins, Murphy, Stephenson, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, York, Kilpatrick, Martin, Rozell, Schuelein, Johnson, Lamb, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1651** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1651**, entitled:

(Cancelled Warrants — Appropriation — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return 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 1651** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Dunn, Elder, Fitzgibbon, Hopkins, Murphy, Stephenson, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Lamb, Tinsley, Vann and Watson.

MESSAGES FROM THE HOUSE

Advising rejection of 2nd **CCR** to Engrossed **HB 1794**, requesting further Conference and naming same Conferees as follows: Peterson, Monks and Fitzgibbon.

Advising rejection of **CCR** to Engrossed **HB 1017**, requesting further Conference and naming same Conferees, as follows: Peterson, Elder and Steward.

UNANIMOUS CONSENT REQUEST

Senator Howell asked unanimous consent, which was granted, that the time be extended on the motion to reconsider the vote whereby **SB 411** passed to Thursday, May 29, 1980, and on behalf of Senator Kilpatrick, that the time be extended on the motion to reconsider the vote whereby the emergency failed on **SB 411**, to Thursday, May 29, 1980.

MESSAGE FROM THE HOUSE

Returning following Bills, together with **CCRs** thereon, advising adoption of **CCRs** and passage of Measures, as amended: **SB 439**; and **SB 478**, coauthored by Davis (Frank) of the House.

The above-numbered bills were referred for enrollment.

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. Howell to replace Terrill as author; Terrill to be coauthor.
2. That the Senate recede from House Amendments 1, 2 and 3.
3. Committee Substitute attached.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 280** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Terrill, Howell and Rozell.

FOR THE HOUSE: Holt, Abbott and Elder.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 413, 415 and 604**.

The above numbered Enrolled Bills were referred to the Governor.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on SB 637 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB 637, by Howard of the Senate and Draper of the House, entitled:

(Employment and Unemployment — The Oklahoma Employment Security Act — Amending 40 O.S. Section 211 through Section 238.1 — 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 concur in Engrossed House Amendments Nos. 1, 2 and 3.

2. That on Lines 11½ through 14½ on Page 1 the Title be stricken and the following Title substituted therefor:

“An Act relating to employment and unemployment; renumbering, recodifying, amending and reenacting the Oklahoma Employment Security Act, 40 O.S. 1971, Section 211 through Section 238.1, both inclusive, as amended, deleting obsolete language therefrom and adding new language thereto; providing that this act shall be deemed and interpreted as a reenactment and recodification with amendments of 40 O.S. 1971, Section 211 through Section 238.1, both inclusive, as amended; providing for short title as “The Employment Security Act of 1980”; providing for transition; repealing 40 O.S. 1971, Section 211 through 238.1,

both inclusive, as amended, except that 40 O.S. 1971, Section 226(a) and (b) are not repealed; and declaring an emergency.”

3. On Line 12½ on Page 30 change “PRECEEDING” to “PRECEDING”.

4. On Line 27½ on Page 30 strike “a” after “written” and before “claim.”

5. On Line 8½ on Page 39 change the semicolon to a period.

6. On Line 19½ on Page 45 strike the caption “PROCEDURE-BOARD OF REVIEW” and substitute therefor “RULES AND PROCEDURES IN APPEALS.”

7. On Line 25½ on Page 45 insert the words “before the Board of Review” after the words “hearings and appeals” and before the words “consistent with the”.

8. On Line 26½ on Page 45 the following new sentence be inserted after the sentence ending with the words “provisions of this act.”: “The Commission shall adopt and, from time to time, may modify and amend rules and regulations governing appeals before the Appeals Tribunal of the Commission and its referees, which rules shall provide for one hearing before a referee near the place of the last employment involved in an intrastate appeal.”

9. On Line 14½ on Page 53 substitute a semicolon for the comma after “Internal Revenue Code of 1954” and before “and”.

10. On Lines 26½ through 29½ on Page 58, strike Lines 26½ through 29½ and substitute therefor the following:

“the employer.

(4) Within fourteen (14) days after the date of mailing of the notice of the determination, the employer may file with the Commission at the address prescribed in the notice his

specific written objections to the contribution rate so determined. The matter will be heard upon those specific written objections by a representative of the Commission who may be a referee of the appeals tribunal. The decision thereon of the representative or referee shall be made in writing and notice thereof mailed to the employer. The employer may appeal therefrom to the District Court by filing a petition for review with the clerk of that court within thirty (30) days after the date of mailing stated upon that notice of decision."

11. On Line 14½ through 16½ on Page 60 by striking Lines 14½ through 16½ and substituting therefor the following: "wages and whether or not the claimant is ineligible for or disqualified from benefits and the Commission shall promptly notify the employer and the claimant of that determination. The determination shall become final unless the employer or the claimant files an appeal within the time and manner provided by Part 6 of Article 2."

12. On Lines 7½ through 8½ on Page 68 by striking Lines 7½ and 8½ and substitute therefor the following: "for contribution rate in Section 3-102(3) and the employer may appeal therefrom as provided in Section 3-102(4)."

13. On Line 1½ on Page 72 substitute "days" for "day" after the word "different" and before the words "each day being".

14. On Lines 14½ through Lines 17½ on Page 73 strike the sentence beginning with the words "Provided, that the interest applicable" and ending with the words "due at due date" and substitute therefor the following sentence: "Upon all contributions not paid when due there shall accrue a penalty of One Dollar (\$1.00) for each day the payment is delinquent up to a maximum of Twenty-five Dollars (\$25.00) which shall be in addition to the interest."

15. On Line 7½ on Page 74 strike the following words "or was required to be filed."

16. On Lines 19½ through 23½ on Page 76 by striking Lines 19½ through 23½ and substitute therefor the following: "(4) The employer may appeal from the order confirming, modifying or vacating the prior determination and assessment to the District Court by filing a petition for review with the clerk of that court within thirty (30) days after the date of mailing stated upon the notice thereof."

17. On Lines 10½ on Page 79 strike the word "COMMISSION."

18. On Line 7½ on Page 81 by striking the period and adding after the words "copy was filed" a comma and the following words: ", and shall index such warrant against the real property described therein, if any is described."

19. On Line 11½ on Page 81 the words "or personal" be inserted after the word "real" and before the word "property".

20. On Line 18½ on Page 81 by adding a new sentence after the words "in this act." to read as follows: "This lien shall be permanent and continuing without any requirement for executions under 12 O.S. 1971, Section 735 or any other similar statute. This lien of the State of Oklahoma shall continue until the amount of the tax, contribution, penalty and interest is paid."

21. On Lines 2½ and 3½ on Page 97 of Engrossed **SB 637** strike the words and figures "Fourteen Thousand Four Hundred Dollars (\$14,400.00)" and substitute therefor the words and figures "Fourteen Thousand Seven Hundred Eighty-four Dollars (\$14,784.00)".

22. On Lines 4½ and 17½ on Page 97 of Engrossed **SB 637** insert in both lines after

the word "plus" and before the words "travelling expenses" the words "actual and necessary."

23. On Line 13½ on Page 107 the word "Subsection" be stricken and the word "section" substituted therefor.

24. On Lines 23½ and 32½ on Page 112 the word "subsection" be stricken in both lines where it appears and the word "section" substituted therefor.

25. On Line 11 on Page 113 insert a new Section 5-108 to read as follows:

"Section 5-108. OTHER PENALTIES IN THIS ACT. Other penalties are provided in the following sections:

Employer violations of employee rights — Section 2-301

Impermissible charges to claimants — Section 2-302

Disqualification of benefit claims for fraud — Section 2-402

Recovery of benefits paid upon false statement — Section 2-613."

26. That the House join the Senate in adopting Section 9-104 at Line 30½ through 33½ on Page 117 and, by a vote of ⅔rds of the members of each body, enact Engrossed **SB 637**, as amended herein, as an emergency measure.

27. On Line 18½ on Page 41 strike the words "file with" and substitute therefor the words "mail to".

Respectfully submitted,

FOR THE SENATE: Howard, Stipe, Luton and Cate.

FOR THE HOUSE: Davis (Don), Monks, Sanders and Duke.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, May 28, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Luton, the Senate adjourned at 1:55 p.m. to meet Wednesday, May 28, 1980, at 1:30 p.m.



Sixty-ninth Legislative Day

Wednesday, May 28, 1980

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, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—43.

Excused: Johnston, Keller, Nickles, Stipe and Young.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Chaplain Curt Junker, and incorporated into the Journal upon request of Senator Howard.

Let us pray for our daily work. We offer to You, O Lord our God, the work You have appointed for us; Help us to do it heartily and faithfully as in Your sight and for Your glory, that so we may be drawn nearer to You and confirmed in Your service which alone is

true freedom, in the name of our Master and Savior, Jesus Christ. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator McCune introduced Dr. Rosemary Wayte as the Speech Pathologist of the Day and Senator Watson introduced Dr. Michael Dennis as the Audiologist of the Day.

Senator Landis introduced Dr. E. H. Linley, Duncan, as the Doctor of the Day.

Senator Leonard introduced Laurice Gesten, R.N., and Elsie Smith, R.N., both from Woodward, as the Nurses of the Day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 439 and 478 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 104 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1839** was called up for consideration.

The **CCR** on **HB 1839** was adopted upon motion of Senator Dahl.

HB 1839, 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, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Crow and Murphy.—2.

Excused: Johnston, Keller, Nickles, Stipe and Young.—5.

The bill and emergency passed.

HB 1839, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION — CCR

Upon motion of Senator Tinsley, the **CCR** on **HB 1889** was rejected and further Conference requested. President Pro Tempore Howard naming same Senate Conferees.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 58**, as coauthored by Peterson, Riggs, Sheppard and Gray.

The above numbered Resolution was referred for enrollment.

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1701**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1701** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1701**, and Engrossed Senate Amendments thereto, by Winn of the House and Randle of the Senate, entitled:

An Act relating to schools; amending 70 O.S. 1971, Section 5-114; providing for treasurers of school districts; providing for assistant treasurers in certain school districts *** 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 Senate Amendment No. 1.

2. That the following Conference Committee Amendment be adopted: Page 2, Line 20½, by deleting all the language on that line and inserting a new section as follows:

“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.”

3. Amend the Title to read as follows:

“An Act relating to schools; amending 70 O.S. 1971, Section 5-114; providing for treasurers of school districts; providing for assistant treasurers in certain school districts; delineating new requirements regarding payment of costs by school districts; and declaring an emergency.”

Respectfully submitted,

FOR THE HOUSE: Winn, Elder and Harper.

FOR THE SENATE: Randle and Rozell.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1906** was called up for consideration.

The **CCR** on **HB 1906** was adopted upon motion of Senator Vann.

HB 1906, 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, Keating, Kilpatrick, Lamb, Landis, Lanc, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tins-

ley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Clifton, Johnston, Keller and Stipe.—4.

The bill and emergency passed.

HB 1906, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1612** was called up for consideration.

The **CCR** on **HB 1612** was adopted upon motion of Senator Crow.

HB 1612, 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, Giles, Green, Howell, Johnson, Keating, Keller, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Cate, Howard, Johnston, Kilpatrick and Stipe.—5.

The bill and emergency passed.

HB 1612, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1627** was called up for consideration.

The CCR on **HB 1627** was adopted upon motion of Senator Crow.

HB 1627, 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, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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, Johnston and Stipe.—3.

The bill and emergency passed.

HB 1627, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1649** was called up for consideration.

The CCR on **HB 1649** was adopted upon motion of Senator Crow.

HB 1649, 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, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Clifton, Johnston, Lane, Martin and Stipe.—5.

The bill and emergency passed.

HB 1649, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1651** was called up for consideration.

The CCR on **HB 1651** was adopted upon motion of Senator Crow.

HB 1651, 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, Giles, Green, Howell, Johnson, Keller, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—42.

Excused: Howard, Johnston, Keating, Kilpatrick, Stipe and Tinsley.—6.

The bill passed.

Senator Keating desired to vote aye on the emergency,

On the question of passage of the emergency, the vote resulted as follows: Aye: 43. Excused: 5.

The emergency passed.

HB 1651, 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 439** and **478**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING SENATE ACTION — CCR

The **CCR** on **HB 1818** was called up for consideration.

Senator Capps asked to be named a co-author of **HB 1818**, which was the order.

Upon motion of Senator Crow, the **CCR** on **HB 1818** was adopted.

Senator Smith moved the vote be reconsidered whereby the **CCR** on **HB 1818** was adopted.

Senator Crow moved to table the Smith motion to reconsider the vote whereby the **CCR** on **HB 1818** was adopted, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Capps, Cate, Clifton, Crow, Crutcher, Giles, Howard, Howell, Johnson, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Miller, Porter, Rozell, Taliaferro, Terrill, Tinsley and York.—24.

Nay: Cain, Combs, Cullison, Cummins, Dahl, Green, Keating, Keller, Kilpatrick, McCune, Martin, Murphy, Nickles, Pierce, Schuelein, Smith, Vann, Watson, Wolfe and Young. — 20.

Excused: Birdsong, Johnston, Randle and Stipe.—4.

FINAL PASSAGE

Senator Young moved that the vote on **HB 1818** be continued until the Department of Transportation furnishes to the State Senate a report stating what they are going to buy; the condition of the property to be purchased; the legal ownership of the right-of-way and any and all details concerning this purchase.

Senator Crow moved to table the Young motion in writing, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Boatner, Capps, Cate, Clifton, Crow, Crutcher, Giles, Howard, Howell, Johnson, Lamb, Luton, McDaniel, Miller, Rozell, Taliaferro, Terrill and Tinsley.—19.

Nay: Cain, Combs, Cullison, Cummins, Dahl, Green, Keating, Keller, Kilpatrick, Landis, Leonard, McCune, Martin, Murphy, Nickles, Pierce, Porter, Schuelein, Smith, Vann, Watson, Wolfe, York and Young.—24.

Excused: Birdsong, Johnston, Lane, Randle and Stipe.—5.

Senator Young pressed his motion to defer final consideration of **HB 1818**, which motion was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Combs, Cullison, Cummins, Dahl, Green, Keating, Keller, Kilpatrick, McCune, Murphy, Nickles, Pierce, Schue-

lein, Smith, Vann, Watson, Wolfe, York and Young.—20.

Nay: Berrong, Boatner, Capps, Cate, Clifton, Crow, Crutcher, Giles, Howard, Howell, Johnson, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Porter, Rozell, Taliaferro, Terrill and Tinsley.—24.

Excused: Birdsong, Johnston, Randle and Stipe.—4.

Senator Cate moved to put the previous question, which motion was declared adopted upon a division of the question.

Senator Pierce raised a point of order stating a motion in writing was on the Clerk's desk.

Senator Howard stated a point of order on the Pierce point in that a motion to put the previous question had been adopted and no other motion would be in order, to which point the Chair concurred.

Senator Boatner presiding.

The Chair ruled the provisions of Senate Rule 14(l)(m)(n) were in order, allowing the friends and opponents to debate, with the author the final ten minutes to close.

Senator Martin raised a point of order and asked that the reading clerk read the provisions of Article V, Section 58, of the Oklahoma Constitution, which states, in part, that emergency measures shall not include the granting of franchises or license *** to extend longer than one year *** and further stated in his point that **HB 1818** has the emergency feature and the provisions in said bill would be in direct conflict with the Constitution if passed as an emergency feature, to which point the Chair concurred.

HB 1818, as amended in Conference, was read at length.

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

Aye: Berrong, Capps, Cate, Clifton, Combs, Crow, Crutcher, Giles, Green, Howard, Howell, Johnson, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Porter, Rozell, Taliaferro, Terrill, Tinsley and York.—26.

Nay: Boatner, Cain, Cullison, Cummins, Dahl, Keating, Keller, Kilpatrick, McCune, Murphy, Nickles, Pierce, Randle, Schuelein, Smith, Vann, Watson, Wolfe and Young.—19.

Excused: Birdsong, Johnston and Stipe.—3.

The bill passed.

In accordance with the previous Ruling of the Chair, no vote was taken on the emergency feature on **HB 1818**.

MOTION TO RECONSIDER VOTE

Senator Crow moved that the vote be reconsidered whereby **HB 1818** passed, as provided in Senate Rule 19(b).

CHANGE IN CONFEREES

President Pro Tempore Howard announced the following change in conferees on the Joint Conference Committee on Retirement Laws:

Senator Terrill to replace Senator McCune.

Senator Cate to replace Senator Nickles.

PENDING SENATE ACTION ON HOUSE REQUESTS FOR CONFERENCE

Upon motion of Senator Lane, the requests of the Honorable House for further

conference was granted on the following bills, President Pro Tempore Howard appointing Conferees as follows:

SB 395 — GCCA.

HB 1017 — Same Conferees.

HB 1794 — Same Conferees.

CONFERENCE COMMITTEE REPORT

The following CCR on **SJR 29** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SJR 29** by Randle of the Senate and Hobson of the House, entitled:

A Joint Resolution directing the Secretary of State to refer to the people *** 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 *** directing filing; and providing for a special election.

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 Amendment 1.

2. That the following Conference Committee amendments be adopted:

a. Amend the Title to read as follows:

“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 27C; 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.

b. Page 1, Line 25, change “27B” to “27C”.

c. Page 1, Line 26, change “27B” to “27C”.

d. Page 4, Line 21, change “27B” to “27C”.

e. Page 3, Line 13, after the word “bonds” insert: “or other evidences of indebtedness upon an affirmative vote of at least three-fourths (¾) of all the members of the board of directors as constituted. At least a majority of the cities or towns which are members of the joint agency, by action of the city or town governing body, shall approve the proposed bonds or debt prior to issuance by the joint agency. Such approval may be general and continuing in nature and need not specify specific maturity dates or interest rates.”

f. Page 4, Line 12, after the word “indebtedness.” insert: “As used in this Section, the words “public utility” shall have the same meaning as the words “public utilities” in Section 27 of Article X of the Constitution.”

Respectfully submitted,

FOR THE SENATE: Randle and Howell.

FOR THE HOUSE: Hobson, Harbin and Rieger.

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

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 637** was called up for consideration.

The 2nd CCR on **SB 637** was adopted upon motion of Senator Howard.

SB 637, as amended in Conference, was read 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, Giles, Howard, Howell, Johnson, Kilpatrick, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—37.

Nay: Boatner, Green, Keating, Lamb, Landis, Pierce, and Wolfe.—7.

Excused: Birdsong, Johnston, Keller and Vann.—4.

The bill passed.

Senators Landis and Boatner desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 39. Nay: 5. Excused: 4.

The emergency passed.

SB 637, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

GENERAL ORDER

SB 640 by Lane and York was read and considered.

Senator Lane, citing Rule 8(d), asked unanimous consent that Representative Stephenson be named principal House author and Representative Dunn be named House coauthor of **SB 640**, which was the order.

Senator Lane moved to amend **SB 640**, Page 1, by crippling the Title, which amendment was declared adopted.

Upon motion of Senator Lane, **SB 640**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **SB 640**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 640 was read 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, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Johnston, Keller and Vann.—4.

The bill and emergency passed.

SB 640 was referred for engrossment.

Senator Luton presiding.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1701** was called up for consideration.

Senator Cate asked to be named a coauthor of **HB 1701**, which was the order.

The CCR on **HB 1701** was adopted upon motion of Senator Cate.

Senator Watson presiding.

HB 1701, 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: Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Watson and York.—36.

Nay: Boatner, Johnson and Taliaferro.—3.

Excused: Berrong, Birdsong, Howard, Johnston, Keller, Terrill, Vann, Wolfe and Young.—9.

The bill and emergency passed.

HB 1701, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **SB 192** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 192**, by Keating and Kilpatrick of the Senate and Brunton, Steward, Denman and Cunningham of the House, entitled:

An Act relating to liens; providing for notice to certain persons prior to certain liens becoming enforceable *** 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 its amendment.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the 2nd CCS for **SB 192** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Keating, Kilpatrick and Schuelein.

FOR THE HOUSE: Brunton and Smith.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 393** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 393**, entitled:

(Court of Criminal Appeals — 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, 2, 3, 4 and 5.

2. That the attached Conference Committee Substitute for Engrossed **SB 393** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 393** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Vann, Watson and Lamb.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 395** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 395**, entitled:

(District Attorneys — 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, 2, 3, 4, 5, 6 and 7.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 395** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Lamb, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Johnson (Don), Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 397** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 397**, entitled:

(Workers' Compensation Court — 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 Senate accept Engrossed House Amendment No. 1.

2. That the House recede from Engrossed House Amendments Nos. 2 and 3.

3. That the following Conference Committee Amendments to Engrossed **SB 397** be adopted.

a. Page 1, Lines 24 and 25, by deleting the words and figure "One Million Four Hundred Sixty-four Thousand Seventy-one Dollars (\$1,464,071.00)" and substituting in lieu thereof the words and figure "One Million Four Hundred Eighty-seven Thousand Six Hundred Thirty-nine Dollars (\$1,487,639.00)".

b. Page 1, Lines 33 and 34, by deleting the words and figure "Thirty-seven Thousand Five Hundred Dollars (\$37,500.00)" and substituting in lieu thereof the words and figure "Forty Thousand Dollars (\$40,000.00)".

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Lamb, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Johnson (Don), Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 403** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 403**, entitled:

(State Board of Vocational and Technical Education — 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 403** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Cate, Dahl, Kilpatrick, Martin, Rozell, Schuelein, Smith, Terrill, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fried, Hopkins, Stephenson, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 547** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 547**, by York of the Senate and Hooper, Monks and Arnold of the House, entitled:

An Act relating to motor vehicles 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 its amendments 1 and 2.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for **SB 547** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: York, Lane and Combs.

FOR THE HOUSE: Hooper, Monks and Davis (Don).

CONFERENCE COMMITTEE REPORT

The following CCR on **SJR 44** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SJR 44**, by Smith and Keating of the Senate and Hopkins, Arnold and McCorkell of the House, entitled:

A Joint Resolution directing the Secretary of State to refer to the people *** and ordering a special election.

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 Amendments 1, 2 and 3.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **SJR 44** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Smith, Watson and Terrill.

FOR THE HOUSE: Hopkins, Combs and Hargrave.

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 Cummins, advised and consented to the confirmation of N. W. BALDWIN, Broken Arrow, as a member of the State Board of Vocational Technical Education, to serve a 6-year term ending April 1, 1986. Mr. Baldwin succeeds himself.

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of BOWIE C. BALLARD, Ada, as a member of the Board of Regents of Oklahoma Colleges to serve a 9-year term ending June 10, 1989. Mr. Ballard succeeds James A. Thomas.

The Senate, in executive session, and upon motion of Senator Crow, advised and

consented to the confirmation of CHARLES W. ECKENRODE, Frederick, as a member of the Board of Regents for Western Oklahoma State College to serve a 7-year term ending March 24, 1987. Mr Eckenrode succeeds himself.

The Senate, in executive session, and upon motion of Senator Crutcher, advised and consented to the confirmation of OTIS ENGLISH, Claremore, as Chief Mine Inspector to the State Department of Mines to serve an unexpired term ending January 1, 1983. Mr. English succeeds Ward Padgett.

The Senate, in executive session, and upon motion of Senator York, advised and consented to the confirmation of JANE HARDIN, Oklahoma City, as a member of the Board of Regents for South Oklahoma City Junior College to serve a 7-year term ending May 22, 1987. Ms. Hardin succeeds herself.

The Senate, in executive session, and

upon motion of Senator Leonard, advised and consented to the confirmation of DENNY B. HOPKINS, Woodward, as a member of the State Board of Corrections to serve an unexpired term ending March 15, 1981. Mr. Hopkins succeeds Tim Curtin.

The Senate, in executive session, and upon motion of Senator Tinsley, advised and consented to the confirmation of RENE HUCKABA, Yukon, as a member of the Board of Regents of El Reno Junior College to serve a 7-year term ending April 22, 1987. Ms. Huckaba succeeds Jim Watson.

Senator Cate moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, May 29, 1980, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Cate, the Senate adjourned at 5:40 p.m. to meet Thursday, May 29, 1980, at 10:00 a.m.

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Seventieth Legislative Day

Thursday, May 29, 1980

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

Roll call:

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

Excused: Clifton, Johnston, Keating, Lane and Wolfe.—5.

Senator Murphy declared a quorum present.

The following prayer was offered by Chaplain Curt Junker, and incorporated into the Journal upon request of Senator Howard.

Direct us, O Lord, with Your most gracious favor and further us with Your continual help, that all our deliberations and decision making, begun in Your name, may

be to Your greater glory and to the greater well being of many, both now and always. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 29, 1980, of Enrolled **SB 478**.

Senator Luton moved that the Senate stand recessed until the hour of 11:00 a.m., which motion prevailed.

The Senate reassembled with Senator Luton presiding.

President Pro Tempore Howard 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

SB 640 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 58 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1889**, and naming same House Conferees as follows: Winn, Peterson and Glover.

RESOLUTIONS

Senator Murphy introduced **SR 107**, which was read at length as follows:

SR 107 — By Murphy.

A Resolution honoring Duke (D.J.) Cooper; and directing distribution.

WHEREAS, Duke (D.J.) Cooper retired on January 15, 1980, after 28 years of service to the people of this state as manager of the Central Rural Electric Cooperative; and

WHEREAS, during the tenure of Duke Cooper, the Cooperative grew from 1,718 miles of line and 3,962 consumers to 3,109 miles of line serving 9,718 consumers; and

WHEREAS, Duke Cooper pioneered a job safety manual widely used by municipalities and electric companies throughout the nation; and

WHEREAS, the Central Rural Electric Cooperative was the recipient of the General Electric Safety Award for working 704,660 man hours without a lost-time accident, an outstanding safety record reflecting the success of the safety and job training program developed by Duke Cooper; and

WHEREAS, he was instrumental in the development and passage in 1971 of the Retail Electric Supplier Certified Territory Act, an act that has promoted efficiency and the continued vitality of the rural electric cooperative movement in Oklahoma; and

WHEREAS, he has been active in community service, working with the YMCA and other youth projects; and

WHEREAS, by his years of hard work, Duke Cooper has made an enormous contribution to the development of rural Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The members of the Oklahoma Senate, for themselves as individuals and on behalf of their constituents do hereby honor the distinguished career of Duke (D.J.) Cooper.

SECTION 2. Duly authenticated copies of this Resolution shall be presented to Mr. Cooper and the Board of Directors of the Central Rural Electric Cooperative.

Senator Dahl asked to be named first co-author of **SR 107**, which was the order.

Senator Murphy asked unanimous consent that all other members of the Senate be named coauthors of **SR 107**, which was the order.

SR 107, as coauthored, was adopted upon motion of Senator Murphy and ordered referred for enrollment.

Senators Berrong and Cummins introduced the following Resolution:

SCR 59 — By Berrong and Cummins.

A Concurrent Resolution declaring Legislative intent with regard to a certain appropriation; providing terms and conditions; creating a Special Committee on Railroads; providing powers and duties; and directing distribution.

Senators Taliaferro, Cain, Schuelein, McDaniel, Porter, Combs, Landis, Capps, Watson, Green, Pierce and McCune asked to be named coauthors of **SCR 59**, which was the order.

Senator Berrong asked unanimous consent that Representatives Weichel be named House author and Winn be named coauthor of **SCR 59**, which was the order, citing Rule 8(d).

Senator Murphy moved to amend **SCR 59**, Page 2, Line 10, by adding after Line 10 and before Section 2 a new paragraph as follows:

"Any lease that contains a lease purchase agreement in favor of the lessee shall require that the lessee pay ad valorem taxes."

, which amendment was declared adopted.

SCR 59, as coauthored and amended, was adopted upon motion of Senator Murphy, the roll call thereon being as follows:

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

Excused: Clifton, Johnston, Keating, Lane and Wolfe.—5.

SCR 59, as coauthored and amended, was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising that the House of Representatives, by unanimous consent, has suspended the provisions of Joint Rule 17, thereby

exempting **SB 640** from all cutoff dates in the House.

Transmitting following Bills, together with **CCRs** thereon, advising adoption of **CCRs** and passage of Measures, as amended: Engrossed **HBs 1352, 1618** and **1787**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1352** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1352**, and Engrossed Senate Amendments thereto, by Milacek, Conaghan and Whorton of the House and Lamb of the Senate, entitled:

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.

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 Engrossed Amendments numbers 1, 2, 3 and 4, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1352** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Milacek and Fitzgibbon.

FOR THE SENATE: Lamb and York.

CONFERENCE COMMITTEE REPORT

The following **CCR on HB 1618** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1618**, entitled:

An Act relating to the Secretary of the State Election Board; 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 adopt Engrossed Senate Amendments No. 1 and 2.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Dunn, Fried, Hopkins, Stephenson, Johnson (Don), Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Cate, Dahl, Kilpatrick, Martin, Rozell, Schuelein, Smith, Terrill, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following **CCR on HB 1787** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1787**, and Engrossed Senate Amendments thereto, by Hastings, Vaughn and Manar of the House and Johnston of the Senate, entitled:

An Act relating to mental health; providing for commitment of certain persons; stating procedures for commitment; requiring certain petitions containing certain information; requiring examinations within a certain time period; requiring certain reports; providing for certain hearings; providing procedures for trial if requested *** and providing severability.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the House concur in Engrossed Senate Amendments Nos. 1 through 13 inclusive.

Respectfully submitted,

FOR THE HOUSE: Hastings, Manar and Mentzer.

FOR THE SENATE: Johnston, Terrill and Watson.

PENDING SENATE ACTION — RESOLUTION

HCR 1050, introduced on Page 721, was called up for consideration.

HCR 1050 was adopted upon motion of Senator Cain, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1612, 1627, 1649, 1651, 1701, 1839 and 1906.**

The above-numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

RESOLUTIONS

Senator Dahl introduced **SR 108**, which was read at length as follows:

SR 108 — By Dahl.

A Resolution praising the Barnsdall Panthers baseball team; and directing distribution.

WHEREAS, the Barnsdall Panthers, under the leadership of Coach Joe Gilbert, won the 1980 Class A State Championship in baseball; and

WHEREAS, the Panthers won the title in an emotional 2-1 conquest over the Fort Cobb Longhorns; and

WHEREAS, this is Barnsdall High School's first state championship in any varsity sport; and

WHEREAS, this is an accomplishment worthy of statewide recognition; and

WHEREAS, this state takes great pride in its athletes; and

WHEREAS, the young men comprising the Panthers baseball team, along with their coach, Joe Gilbert, deserve commendation and congratulations.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the Barnsdall Panthers baseball team on its outstanding 1980 baseball season which culminated in the winning of the 1980 Class A State Championship.

SECTION 2. Copies of this Resolution shall be dispatched to Coach Joe Gilbert, Kevin Anthony, Byron Aultz, Brad Bell, Curtis Bray, David Carson, Joe Cole, Tim Fannings, Barry Gott, Bob Hatfield, Jimmy Hatfield, Bud Holcomb, Cleve Javine, Randy McCullough, Dwayne Miller, Rick Miller, David Moles, Mark Moore, Mike Parks, Jerry Patrick, John Sneed, the principal of Barnsdall High School and the editor of the Pawhuska "Daily Journal-Capital".

Senator Dahl asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 108**.

SR 108, as coauthored, was adopted upon motion of Senator Dahl and ordered referred for enrollment.

Senator Dahl introduced **SR 109**, which was read at length, as follows:

SR 109 — By Dahl.

A Resolution praising Joe Gilbert; and directing distribution.

WHEREAS, Joe Gilbert has been an outstanding athletic coach for 26 years; and

WHEREAS, Joe Gilbert has dedicated his career to encouraging the educational and physical development of the youth of Barnsdall, Oklahoma; and

WHEREAS, Joe Gilbert is a credit to the community of Barnsdall and to the state; and

WHEREAS, the Barnsdall High School Panthers, under his direction, recently won the 1980 Class A State Championship in baseball; and

WHEREAS, this accomplishment reflects the skill and dedication of an exceptional coach; and

WHEREAS, Joe Gilbert has also coached boys and girls varsity basketball teams,

advancing teams to state tournaments nine times; and

WHEREAS, while serving as Head Varsity Girls Softball coach, his teams have won 20 District Championships; and

WHEREAS, Coach Gilbert, exemplifies the spirit of competitiveness tempered by good sportsmanship, qualities he strives to instill in his athletes; and

WHEREAS, Joe Gilbert is a model coach and citizen.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the life and outstanding accomplishments of Coach Joe Gilbert.

SECTION 2. Copies of this Resolution shall be dispatched to Mr. Joe Gilbert, the principal of Barnsdall High School and the editor of the Pawhuska "Daily Journal-Capital".

Senator Dahl asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 109**.

SR 109, as coauthored, was adopted upon motion of Senator Dahl and ordered referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of 2nd **CCR** to En-grossed **SB 637**, requesting further Conference and naming same Conferees as follows: Davis (Don), Monks, Duke, Morgan and Sanders.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 403** was called up for consideration.

Senator Murphy asked to be named a co-author of **SB 403**, which was the order.

The **CCR** on **SB 403** was adopted upon motion of Senator Crow.

SB 403, 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, Dahl, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Berrong, Clifton, Johnston, Keating, Lane and Wolfe.—6.

The bill and emergency passed.

SB 403, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF HAS

HAS to **SB 507** were called up for consideration.

Upon motion of Senator Howard, the Senate concurred in **HAS** to **SB 507**.

SB 507, 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Leon-

ard, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Nay: Keller, Landis, McCune and Pierce.—4.

Excused: Berrong, Clifton, Johnston, Keating, Lane and Wolfe.—6.

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 547** was called up for consideration.

The CCR on **SB 547** was adopted upon motion of Senator York.

SB 547, 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, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Porter, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—37.

Nay: Boatner, Nickles, Pierce and Stipe.—4.

Excused: Clifton, Johnston, Keating, Lane, Randle, Terrill and Wolfe.—7.

The bill and emergency passed.

SB 547, 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 President Pro Tempore Howard, the request of the Honorable House for further conference on **SB 637** was ordered granted, naming same Senate Conferees.

PENDING SENATE ACTION — CCR

The CCR on **HB 1915** was called up for consideration.

Senator Stipe raised a point of order and requested a ruling of the Chair on germaneness as to subject matter contained in the CCR on **HB 1915**, pursuant to Rule 7 (n) to which point the Chair ruled out of order.

Senator Smith moved adoption of the CCR on **HB 1915**, which motion was declared failed of adoption upon a division of the question.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 58**.

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

PENDING SENATE ACTION — CCR

The CCR on **SB 280** was called up for consideration.

Senator Howell moved that the CCR on **SB 280** be adopted, which motion was declared failed of adoption, upon a division of the question.

MESSAGE FROM THE HOUSE

Returning following Bill, together with **CCR** thereon, advising adoption of **CCR** and passage of Measure, as amended: En-grossed **SB 403**.

The above-numbered Bill was referred for enrollment.

UNANIMOUS CONSENT REQUEST

Senator Cate, on behalf of Senators Howell and Kilpatrick, asked unanimous consent, which was granted, that the time be extended one legislative day, to Monday, June 2, 1980, for the motions to reconsider the vote whereby **SB 411** passed and the emergency section thereto failed.

GENERAL ORDER

HB 1801 by Draper, et al, of the House and Kilpatrick of the Senate, was read and considered.

Upon motion of Senator Kilpatrick, **HB 1801** was advanced.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1801** was placed on third reading and final passage.

THIRD READING

HB 1801 was read 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, Combs, Crow, Crutcher, Cul-lison, Cummins, Dahl, Green, Howard, Howell, Johnson, Kilpatrick, Landis, Lu-ton, McDaniel, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—34.

Nay: Giles, Keller, Lamb, Leonard, McCune, Martin, Nickles, Pierce and Young.—9.

Excused: Clifton, Johnston, Keating, Lane and Wolfe.—5.

The bill and emergency passed.

HB 1801 was ordered withheld pursuant to Rule 19(f).

PENDING SENATE ACTION — CCR

Upon motion of Senator Crow, the **CCR** on **SB 423** was rejected and further conference requested, said bill to be rereferred to **GCCA**.

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 announcements:

The Senate, in executive session, and upon motion of Senator Crow, advised and consented to the confirmation of ARTHUR CUNNINGHAM, Frederick, as a member of the Board for Property and Casualty Rates to serve a 6-year term ending March 3, 1985. Mr. Cunningham succeeds Willard Wegner.

The Senate, in executive session, and upon motion of Senator Vann, advised and consented to the confirmation of SAMUEL G. HAMMONS, Norman, as Director to the Oklahoma Department of Energy to serve at the pleasure of the Governor. Mr. Hammons succeeds Richard G. Hill.

President Pro Tempore Howard presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 403 and **507** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 107 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 423** and rereferring same to **GCCA**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 590** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 590**, by Lane and Randle of the Senate and Thompson (Mick), et al, of the House, entitled:

An Act relating to state officers and employees; amending 74 O.S. 1971 *** 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:

That the Senate accept House Amendment No. 1, and that House Amendment No. 1 be further amended as follows:

No. 1. Page 1, Line 36½, delete the words "OKLAHOMA INDUSTRIAL" and on Page 2, Line 1, delete the words "DEVELOPMENT AND PARK DEVELOPMENT" and insert in lieu thereof the words "OKLAHOMA TOURISM AND RECREATION DEPARTMENT".

No. 2. Page 4, Line 13, strike the words "Industrial Development and Park" and insert the words "Tourism and Recreation".

No. 3. Page 4, Line 16, strike the words "Industrial Development and Park" and insert the words "Tourism and Recreation".

No. 4. Page 4, Line 29½, strike the words "Industrial Development and Park" and insert the words "Tourism and Recreation".

Respectfully submitted,

FOR THE SENATE: Lane, Randle and Cate.

FOR THE HOUSE: Thompson (Mick) and Johnson (Don).

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 403** and **507**.

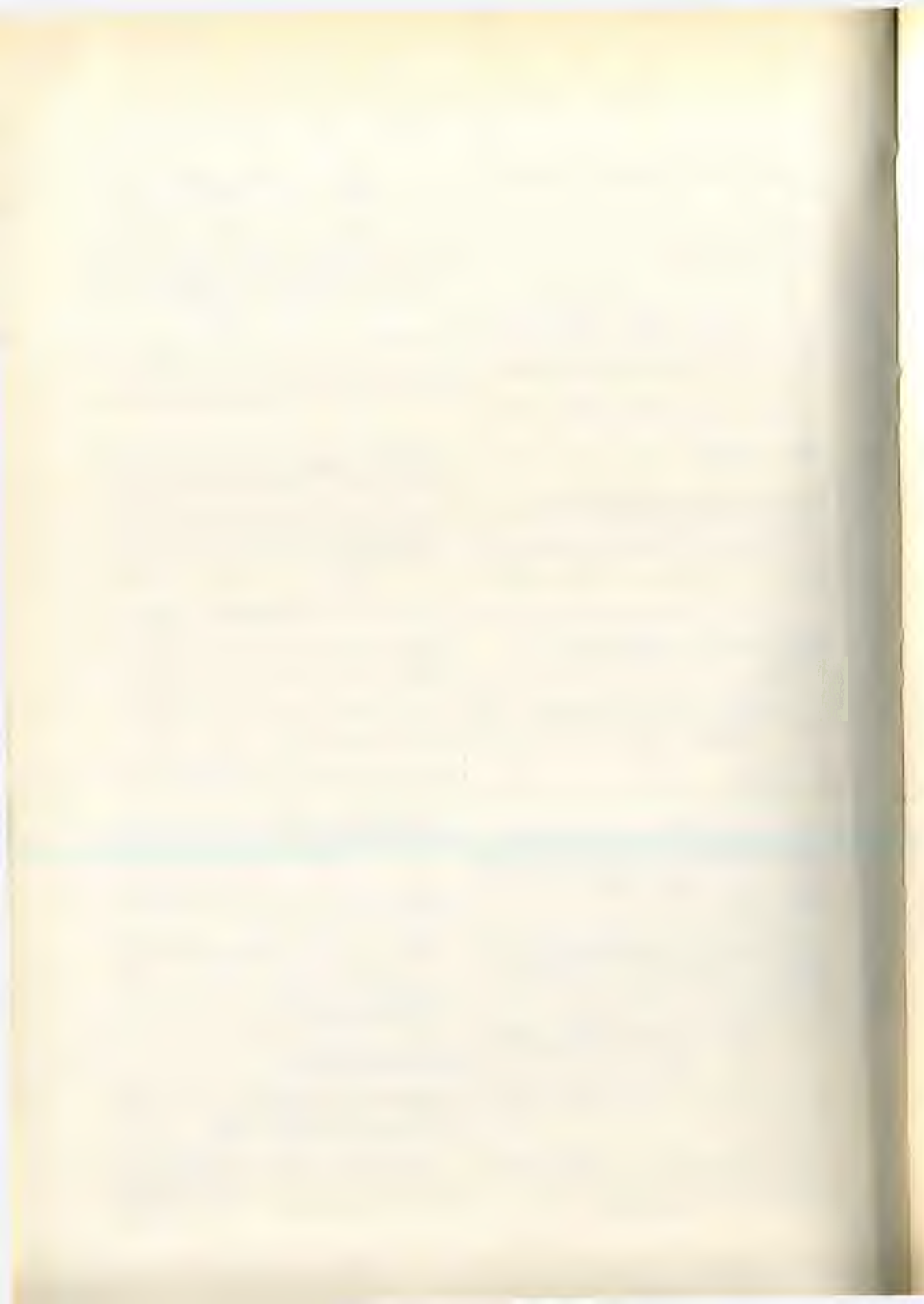
The above numbered Enrolled Bills were referred to the Governor.

Senator Cate moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, June 2, 1980, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1801 was properly signed and returned to the Honorable House.

Upon motion of Senator Cate, the Senate adjourned at 12:15 p.m. to meet Monday, June 2, 1980, at 1:30 p.m.



Seventy-first Legislative Day

Monday, June 2, 1980

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, Culison, Cummins, Dahl, 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, Tinsley, Vann, Watson, York and Young.—43.

Excused: Berrong, Leonard, Miller, Terrill and Wolfe.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Bill Gentry, Calvary Baptist Church, Lindsey, and incorporated into the Journal upon request of Senator Vann.

Dear Lord, We thank You this day for life, health and strength; and for every blessing You have brought our way. Grant this day direction, wisdom and discernment for every decision that shall be made. May the words

of our mouths and the meditations of our hearts be acceptable in Thy sight oh Lord our strength and our redeemer; may we work out today the salvation You have brought and can bring to each heart; and we pray this prayer in the name of Jesus and for His sake. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Howell introduced Kathy Tagnese, R.N., Oklahoma City, and Senator McCune introduced Marilyn Vernon, R.N., Oklahoma City, as the Nurses of the Day.

COMMUNICATION

The following communication from the Joint Legislative Ethics Committee was received and ordered printed in the Journal for this legislative day upon request of Senator Dahl, Chairman:

Lobbyists registration received May 1, 1980 through May 31, 1980: (Including organizations represented)

Hatton, Jacqueline Eunice, American First Land Title Insurance Co.

Kensinger, Milburn E., American First Land Title Insurance Co.

McBride, Kenneth Eugene, American First Land Title Insurance Co.

Shaffer, Earl David, Committee for Better Legal and Banking Service Inc. of Oklahoma.

Smith, Charles Allen, Municipal Electric Systems of Oklahoma.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 30, 1980, of Enrolled SBs **403, 413, 415, 439, 507** and **604**.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 59 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 109 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1801**.

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 1050**.

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

MOTION TO RECONSIDER VOTE

Senator Crow moved to reconsider the vote whereby **HB 1818** passed.

Senator Capps moved to table the Crow motion to reconsider, which motion to table was declared adopted.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 471** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 471**, by Randle et al, of the Senate and Winn of the House, entitled:

An Act relating to cities and towns; providing for return of utility deposits; providing notice; providing forfeiture; directing codification; 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 its Amendment 1.

Respectfully submitted,

FOR THE SENATE: Randle and Howell.

FOR THE HOUSE: Winn and Manar.

PENDING SENATE ACTION — CCR

Upon motion of Senator Howell, the CCR on **SB 280** was adopted.

FINAL PASSAGE

Senator Nickles moved to return **SB 280** to conference with instructions to strike the word "shall" on Page 2, Line 7, of the Conference Committee Substitute, and insert the word "may", which motion was ruled out of order by the Chair.

Senator Nickles moved to reconsider the vote whereby the CCR on **SB 280** was adopted.

Senator Howell moved to table the Nickles motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Cain, Capps, Cate, Clifton, Crutcher, Cummins, Dahl, Howard, Howell, Johnson, Kilpatrick, Lamb, Lane, Luton, McDaniel, Murphy, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—28.

Nay: Combs, Crow, Cullison, Giles, Green, Keating, Keller, Landis, McCune, Martin, Nickles, Pierce and Smith.—13.

Excused: Berrong, Boatner, Johnston, Leonard, Miller, Terrill and Wolfe.—7.

SB 280, 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, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle,

Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—37.

Nay: Crow, Cullison, Giles, Nickles and Smith.—5.

Excused: Berrong, Boatner, Leonard, Miller, Terrill and Wolfe.—6.

The bill passed.

SB 280, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Smith presiding.

RESOLUTION

Senator Cummins introduced **SR 110**.

SR 110 — By Cummins.

A Resolution memorializing the Congress of the United States to remedy the Cuban refugee crisis; and directing distribution.

Senator Stipe asked unanimous consent, which was granted, that further consideration of **SR 110** be deferred for this legislative day.

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

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed **SB 547**, requesting further Conference and naming same Conferees as follows: Hooper, Monks and Davis (Don).

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request for further conference was ordered granted on Engrossed **SB 547**, President Pro Tempore Howard naming same Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 477** was called up for consideration.

The **CCR** on **SB 477** was adopted upon motion of Senator McCune.

SB 477, 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, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnston, Keating, Kilpatrick, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—33.

Nay: Boatner, Capps, Combs, Crow, Johnson, Keller, Lamb, Landis, Stipe and Young.—10.

Excused: Berrong, Howard, Leonard, Miller and Wolfe.—5.

The bill and emergency passed.

SB 477, 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 1080, 1682, 1730** and **1741**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1080** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1080**, and Engrossed Senate Amendments thereto, by Bengtson, et al, of the House and Luton of the Senate, entitled:

An Act relating to police officers *** and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

Add the following coauthor: Hopkins of the House.

1. That the Senate recedes from Amendment No. 1.

2. That the House concur in Amendment No. 2.

Respectfully submitted,

FOR THE HOUSE: Bengtson, Hopkins and Vaughn.

FOR THE SENATE: Luton and Vann.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1682** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1682**, and Engrossed Senate Amendments thereto, by Denman of the House and Cate of the Senate, entitled:

(State Officers and Employees — Amending Sections of Title 74 Relating to State Travel Reimbursement — Emergency).

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

Add the following coauthor: Deatherage of the House.

That the Senate recede from its Amendments 1, 2, 3, 4 and 5, and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1682** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Denman, Davis (Don) and Deatherage.

FOR THE SENATE: Cate and Crow.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1730** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1730**, and Engrossed Senate Amendments thereto, by Vaughn and Whorton of the House and Schuelein of the Senate, entitled:

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 85.7; modifying bidding requirements of the Central Purchasing Law; setting restrictions on certain types of bids; 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 Amendments No. 1, 2 and 3.

2. That the following Conference Committee Amendments be adopted:

a. Page 1, Section 1, Line 21, after the words "in excess of" and before the word "without" strike the words and figures "ONE THOUSAND DOLLARS (\$1,000.00)" and insert the words and figures "SEVEN HUNDRED AND FIFTY DOLLARS (\$750.00)".

b. Page 2, Section 1, Line 4½, insert a new paragraph to read as follows:

"Purchases or acquisitions for repairs of equipment and machinery in emergencies, or of livestock through a market agency, dealer, commission house or livestock auction market bonded or licensed under federal or state law and human organs and internal prosthesis for the Oklahoma Children's Memorial Hospital or Oklahoma Memorial Hospital, shall not be subject to the competitive bid requirements of this section or any other provisions of the Oklahoma Central Purchasing Act."

Respectfully submitted,

FOR THE HOUSE: Vaughn, Reiger and Hastings.

FOR THE SENATE: Schuelein and Cate.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1741** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1741**, and Engrossed Senate Amendments thereto, by Deatherage, Atkins and Thompson (Don) of the House and York and Cain of the Senate, entitled:

An Act relating to children; enacting the Uniform Child Custody Jurisdiction Act; providing short title; stating the purpose *** 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, and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1741** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Deatherage and Atkins.

FOR THE SENATE: York and Martin.

PENDING CONSIDERATION OF CCR

The CCR on **SB 393** was called up for consideration.

The CCR on **SB 393** was adopted upon motion of Senator Crow.

SB 393, 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, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, John-

son, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Berrong, Howard, Howell, Leonard, Miller, Porter and Wolfe.—7.

The Chair advised the Senate that Senator Howell, having been present in the Chamber at the time the vote was taken on **SB 393**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 41. Nay: 1. Excused: 6.

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: 42. Excused: 6.

The emergency passed.

SB 393, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 395** was called up for consideration.

The 2nd CCR on **SB 395** was adopted upon motion of Senator Crow.

SB 395, 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, Culison, Cummins, Dahl, Giles, Green, How-

ell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Nay: Keating.—1.

Excused: Berrong, Howard, Leonard, Miller, Porter and Wolfe.—6.

The bill and emergency passed.

SB 395, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 397** was called up for consideration.

The **CCR** on **SB 397** was adopted upon motion of Senator Crow.

SB 397, 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, Giles, Green, 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, York and Young.—43.

Excused: Berrong, Howard, Leonard, Miller and Wolfe.—5.

The bill and emergency passed.

SB 397, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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

MOTION — HB 1818

Senator Crow moved the vote be taken on the Emergency Section to **HB 1818**.

The roll was ordered called on the motion, which resulted as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Landis, Lane, Luton, McDaniel, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—30.

Nay: Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, Martin, Murphy, Nickles, Pierce, Randle, Smith, Watson and Young.—14.

Excused: Berrong, Miller, Porter and Wolfe.—4.

The Emergency Section to **HB 1818** was declared failed of passage.

MOTION TO RECONSIDER VOTE

Senator Crow moved, that the vote be reconsidered whereby the Emergency Section to **HB 1818** failed of passage, Senate Rule 19(b).

PENDING CONSIDERATION OF CCR

The **CCR** on **SJR 29** was called up for consideration.

The **CCR** on **SJR 29** was adopted upon motion of Senator Randle.

SJR 29, as amended in Conference, was read at length, as follows:

SJR 29 — By Randle of the Senate and Hobson 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 27C; 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.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVE OF THE 2ND 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 amendment to Article X of the Constitution of the State of Oklahoma. Article X is hereby amended by the addition of Section 27C to read as follows:

Section 27C. A. Any incorporated city or town may borrow money or issue bonds, notes or other evidences of indebtedness, which debt shall be payable from and secured by revenues over a term of years, for the purpose of financing any public utility or combination thereof in the following manner:

1. The governing body of a city or town shall submit the question of undertaking a proposed public utility or combination there-

of or a resolution to execute a joint agency agreement to the qualified electors at an election when:

a. the proposed public utility or combination thereof has not been undertaken by the city or town at any time during a ten-year period preceding the date of the election or governing body ordinance to finance the proposed public utility.

b. the proposed public utility or combination thereof does not meet the requirements or come within the terms of paragraph 3 of subsection A of this section, or

c. the governing body adopts a resolution to execute a joint agency agreement as authorized herein;

2. If a public utility or combination thereof or a resolution to execute a joint agency agreement has been approved by a majority vote of the qualified electors voting on the question at an election or if a public utility or combination thereof is authorized pursuant to paragraph 3 of subsection A of this section, the governing body of a city or town or the board of directors of a joint agency may borrow money or issue bonds, notes or other evidences of indebtedness, which debt shall be payable from and secured by revenues over a term of years, upon an affirmative vote of at least three-fourths ($\frac{3}{4}$) of all the members of such governing body or board of directors as constituted;

3. Any additions, extensions, reconstruction, maintenance, operation, repairs or other improvement to any public utility or combination thereof may be financed as provided in paragraph 2 of subsection A of this section if the question of undertaking the public utility or the issuance of bonds therefor was approved by a majority vote of the qualified electors voting on the question at an election, or if the public utility or combination thereof was financed by bonds or other debt of a public trust, excluding an industrial

trust, of which the city or town is a beneficiary. Any bonds or other debt issued by a public trust, excluding an industrial trust, of which the city or town is a beneficiary may be refunded by the governing body of the city or town in the manner provided in paragraph 2 of subsection A of this section.

B. Any two or more incorporated cities or towns, by resolution of the governing body of each such city or town to execute a joint agency agreement, may create a joint agency to exercise powers granted by this section and by law, which resolution shall not become effective until it is approved by majority vote of the qualified electors voting on the question in an election in each such city or town. The joint agency as authorized herein shall be a body politic and corporate of the State of Oklahoma and may exercise all powers necessary, appropriate or incidental to undertaking any public utility or combination thereof, including, without limitation, the planning, financing, acquiring, constructing, reconstructing, leasing, owning, operating, maintaining, repairing, improving, extending or other participation, individually or jointly with any person, in any facility, plant, works, systems, or real or personal property within or without the state, used or useful in the provision of a product or service of a public utility or combination thereof. The joint agency may borrow money or issue revenue bonds OR OTHER EVIDENCES OF INDEBTEDNESS UPON AN AFFIRMATIVE VOTE OF AT LEAST THREE-FOURTHS ($\frac{3}{4}$) OF ALL THE MEMBERS OF THE BOARD OF DIRECTORS AS CONSTITUTED. AT LEAST A MAJORITY OF THE CITIES OR TOWNS WHICH ARE MEMBERS OF THE JOINT AGENCY, BY ACTION OF THE CITY OR TOWN GOVERNING BODY, SHALL APPROVE THE PROPOSED BONDS OR DEBT PRIOR TO ISSUANCE BY THE JOINT AGENCY. SUCH APPROVAL MAY BE GENERAL AND CONTINUING IN NATURE AND NEED NOT SPECIFY SPECIFIC MATURITY DATES OR

INTEREST RATES. Any such indebtedness shall be a limited obligation payable from and secured by a lien and charge upon all or part of its revenues and shall not constitute an indebtedness of a participating city or town or joint agency for the purpose of any constitutional or statutory limitation.

C. Any city or town or joint agency may enter into and carry out any contracts or agreements for a period of not to exceed fifty (50) years beyond the fiscal year in which the contract or agreement is made with any other city or town, the State of Oklahoma, the United States of America, or any other governmental subdivision or agency of any of them, any public utility regulated by the state or United States governments, or any person, which are necessary, appropriate or incidental to carrying out the intent and purpose of this section, including, without limitation, any contracts or agreements for the organization or operation of a joint agency or for the purchase, acquisition, sale, exchange, interchange, generation, wheeling, pooling, production, transmission, transportation, distribution, treatment, collection, disposal, release or storage of the products or services of a public utility or combination thereof, or contracts or agreements which provide that the obligation of the city, town or joint agency thereunder is unconditional or that such city or town or joint agency will assume the obligations of, and receive the products and services which would have been derived by, a defaulting party.

D. The revenue indebtedness or contractual obligations of any city, town or joint agency as authorized by this section shall be a limited obligation payable from and secured by a lien and charge on revenues or funds so pledged for their payment by the governing body of the city or town, or board of directors of the joint agency and shall not constitute an indebtedness of the city or town or joint agency for the purpose of any constitutional or statutory limitation.

E. This section shall be independent and shall not be limited by or limit other provisions of the Oklahoma Constitution or statutes relating to financing public utilities or indebtedness of a city or town, nor shall it be exclusive as to other agencies of this state authorized by law to incur indebtedness. AS USED IN THIS SECTION, THE WORDS "PUBLIC UTILITY" SHALL HAVE THE SAME MEANING AS THE WORDS "PUBLIC UTILITIES" IN SECTION 27 OF ARTICLE X OF THE CONSTITUTION.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Article X of the Oklahoma Constitution by adding a new Section 27C thereto; allowing public utilities to be financed by revenue bonds or other evidences of indebtedness issued by cities or towns or joint agencies, after approval of the utility has been obtained from a majority of voters in an election and from three-fourths ($\frac{3}{4}$) vote of the governing body

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. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next statewide primary election or special election, whichever occurs first, at which time the proposed amendment to the Constitution of the State of Oklahoma, as set forth in SECTION 1 of this resolution, shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

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

Aye: Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and Watson.—39.

Nay: Boatner, Johnson and Young.—3.

Excused: Berrong, Birdsong, Miller, Porter, Wolfe and York.—6.

The resolution passed.

The question being, "Shall **SJR 29**, by Randle of the Senate and Hobson of the House, entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article X of the Oklahoma Constitution by adding a new Section 27C; 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.

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a special election to be held throughout the State of Oklahoma on the date of the next statewide primary election or special election, whichever occurs first, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next statewide primary election or special election, whichever occurs first, as provided in Section 1, Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McDaniel, Martin, Nickles, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley and Vann.—30.

Nay: Boatner, Crow, Giles, Johnston, Keller, Landis, McCune, Murphy, Pierce, Stipe, Watson and Young.—12.

Excused: Berrong, Birdsong, Miller, Porter, Wolfe and York.—6.

The Presiding Officer, in open session, declared the Special Election Feature, having failed to receive a constitutional two-thirds majority vote of the members elected to and constituting the Senate, failed of passage.

MOTION TO RECONSIDER VOTE

Senator Randle moved that the vote be

reconsidered whereby the Special Election feature to **SJR 29** failed, Senate Rule 19(b).

MOTION TO RECONSIDER VOTE

Senator Howell moved the vote be reconsidered whereby **SB 411** passed, which motion to reconsider was declared failed of adoption, the roll call thereon being as follows:

Aye: Cain, Capps, Clifton, Combs, Crow, Giles, Howell, Johnson, Johnston, Keller, Lamb, Landis, Leonard, McCune, McDaniel, Nickles, Pierce, Rozell, Schuelein and Watson.—20.

Nay: Birdsong, Boatner, Cate, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Kilpatrick, Lane, Luton, Martin, Murphy, Porter, Randle, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—24.

Excused: Berrong, Keating, Miller and Wolfe.—4.

UNANIMOUS CONSENT REQUEST

Senator Lane, on behalf of Senator Kilpatrick, asked unanimous consent that the time be extended one legislative day, to Tuesday, June 3, 1980, to reconsider the vote whereby the Emergency Section to **SB 411** failed of passage, which was the order.

PENDING CONSIDERATION OF CCR

The CCR on **SB 590** was called up for consideration.

The CCR on **SB 590** was adopted upon motion of Senator Randle.

SB 590, 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, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Howell, Johnson, Johnston, Keating, Martin and Pierce.—6.

Excused: Berrong, Birdsong, McDaniel, Miller and Wolfe.—5.

The bill passed.

SB 590, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 471** was called up for consideration.

The **CCR** on **SB 471** was adopted upon motion of Senator Randle.

SB 471, 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, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—39.

Nay: Crow and Johnson.—2.

Excused: Berrong, Birdsong, Miller, Porter, Stipe, Terrill and Wolfe.—7.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber at the time the vote was taken on **SB 471**, would be shown voting "no" in compliance with Rule 13(b). The vote thereby resulted as follows: Aye: 39. Nay: 3. Excused: 6.

The bill passed.

SB 471, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 108 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING SENATE ACTION — CCR

The 2nd **CCR** on **SB 192** was called up for consideration.

Senator Keating moved adoption of the 2nd **CCR** on **SB 192**.

Senator Boatner moved the 2nd **CCR** on **SB 192** be rejected.

Senator Keating moved to table the Boatner motion to reject, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Crutcher, Cummins, Giles, Green, Howard, Johnson, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—32.

Nay: Boatner, Crow, Dahl, Howell, Johnston, Lamb, Lane, McDaniel, Rozell, Vann and Young.—11.

Excused: Berrong, Birdsong, Miller and Wolfe.—4.

*Not voting: Cullison.—1.

*As provided under Art. 5, Sec. 24, Oklahoma Constitution, Senator Cullison asked to be shown not voting for reason of personal interest.

Senator Keating pressed the motion to adopt the 2nd CCR on **SB 192**, which motion was declared adopted, the roll call thereon being as follows:

Aye: Cain, Capps, Cate, Clifton, Combs, Crutcher, Cummins, Giles, Green, Johnson, Keating, Keller, Kilpatrick, Landis, Leonard, Luton, McCune, Martin, Murphy, Pierce, Porter, Randle, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—30.

Nay: Boatner, Crow, Dahl, Howard, Howell, Johnston, Lamb, Lane, McDaniel, Nickles, Rozell and Young.—12.

Excused: Berrong, Birdsong, Miller, Stipe and Wolfe.—5.

*Not voting: Cullison.—1.

*As provided under Art. 5, Sec. 24, Oklahoma Constitution, Senator Cullison asked to be shown not voting for reason of personal interest.

SB 192, 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, Clifton, Combs, Crow, Crutcher, Cummins, Giles, Green, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, Leonard, McCune, Martin, Murphy, Nickles, Pierce, Porter, Randle, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson and York.—31.

Nay: Boatner, Dahl, Howard, Howell, Lamb, Lane, Luton, McDaniel, Rozell, Vann and Young.—11.

Excused: Berrong, Birdsong, Miller, Stipe and Wolfe.—5.

*Not voting: Cullison.—1.

*As provided under Art. 5, Sec. 24, Oklahoma Constitution, Senator Cullison asked to be shown not voting for reason of personal interest.

The bill passed.

MOTION TO RECONSIDER VOTE

Senator Boatner moved, that the vote be reconsidered whereby **SB 192** passed, Senate Rule 19(b).

Senator Watson presiding.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1816** was called up for consideration.

Senator Lamb presiding.

The CCR on **HB 1816** was adopted upon motion of Senator Howell, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Howard, Howell, Johnson, Keller, Kilpatrick, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Smith, Terrill, Tinsley, Vann, York and Young.—28.

Nay: Capps, Crow, Giles, Green, Johnston, Keating, Lamb, Landis, Nickles, Pierce, Schuelein, Stipe and Taliaferro.—13.

Excused: Berrong, Birdsong, Boatner, Miller, Porter, Watson and Wolfe.—7.

The Chair advised the Senate that Senator Boatner, having been present in the Chamber during the vote would be shown voting "no" on the motion to adopt the **CCR on HB 1816**, in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 28. Nay: 14. Excused: 6.

HB 1816, 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, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Randle, Rozell, Smith, Terrill, Tinsley, Vann, York and Young.—32.

Nay: Capps, Crow, Giles, Johnston, Lamb, Landis, Pierce, Schuelein, Stipe and Taliaferro.—10.

Excused: Berrong, Birdsong, Miller, Porter, Watson and Wolfe.—6.

The bill passed.

HB 1816, together with the Conference Committee Report thereon, was ordered withheld pursuant to Rule 19(f).

Senator Cate presiding.

PENDING CONSIDERATION OF CCR

The **CCR on HB 1865** was called up for consideration.

The **CCR on HB 1865** was adopted upon motion of Senator Randle.

HB 1865, 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, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—42.

Excused: Berrong, Birdsong, Miller, Porter, Watson and Wolfe.—6.

The bill passed.

HB 1865, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION — CCR

Upon motion of Senator Johnston, the **CCR on HB 1787** was rejected, further conference requested, President Pro Tempore Howard naming same Senate Conferees.

PENDING CONSIDERATION OF CCR

The **CCR on SB 509** was called up for consideration.

The **CCR on SB 509** was adopted upon motion of Senator Randle, on behalf of Senator Lane.

SB 509, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton,

McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—42.

Excused: Berrong, Birdsong, Miller, Porter, Watson and Wolfe.—6.

The bill and emergency passed.

SB 509, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **SB 547** was read as follows and adopted upon motion of Senator York.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 547**, by York of the Senate and Hooper, Monks and Arnold of the House, entitled:

An Act relating to motor vehicles *** 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 its Amendments 1 and 2.

2. That the Second Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for **SB 547** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: York, Lane and Combs.

FOR THE HOUSE: Hooper and Monks.

PENDING CONSIDERATION OF CCR

SB 547, 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: Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—37.

Nay: Boatner, Keating, Nickles, Pierce and Young.—5.

Excused: Berrong, Birdsong, Miller, Porter, Watson and Wolfe.—6.

The bill and emergency passed.

SB 547, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **SB 313** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 313**, by Vann, Birdsong, Johnson and Stipe of the Senate and Townsend, Kerr, Vaughn and Cole of the House, entitled:

(Public Health and Safety — Amending 63 O.S.. Sections 2252 et al — Solid Waste Management Advisory Committee — 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 313** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Vann, Dahl and Culison.

FOR THE HOUSE: Townsend and Morgan.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 577** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 577**, by Luton of the Senate and Davis (Don) and Deatherage of the House, entitled:

An Act relating to state officers and employees *** 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:

That the House recede from Amendment No. 1, and that the bill be further amended as follows:

Amendment No. 1. Page 4, Line 24, after the word "temporary" and before the word "and", delete the word "employees".

Amendment No. 2. Page 4, Line 25, after the word "permanent" and before the word "employees" delete the words "clerical and secretarial".

Respectfully submitted,

FOR THE SENATE: Luton, Cate and Lane.

FOR THE HOUSE: Monks, Draper and Davis (Don).

RESOLUTION

Senator Luton introduced **SR 111**, and asked unanimous consent that said Resolution not be printed in full in the Journal for this legislative day:

SR 111 — 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.

SR 111 was 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, June 3, 1980, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1816, together with the CCR thereon, was ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 5:45 p.m. to meet Tuesday, June 3, 1980, at 1:30 p.m.



Seventy-second Legislative Day

Tuesday, June 3, 1980

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, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—42.

Excused: Berrong, Keating, Keller, Miller, Nickles and York.—6.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Bill Gentry, and incorporated into the Journal upon request of Senator Vann.

Dear Heavenly Father: As we begin the activities of this afternoon, we pause to thank You for this new day of life. It is only possible because of Your mercy and grace. Would You forgive us where we have fallen short and failed to stand firm for that which is

right. May we ever look to Your Word because it is truly a lamp unto our feet and a light unto our path. You instruct us so plainly in Your Word that we are to pray for those in authority that we may lead a quiet and peaceable life; thus, we take this time to ask You to grant Divine leadership and illumination to these who have been selected to serve in this legislative assembly. May the decisions that they make be most of all pleasing to You. Bless their families and those for whom they are responsible. We thank You for Jesus Christ, Your sinless Son, who came that we might have life eternal with You, and we conclude this prayer in the name of Your Son, Jesus Christ. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Murphy introduced Alice Gam-bill, M.D., Stillwater, as the Doctor of the Day.

Senator Tinsley introduced Mary Gil-mour, R.N., Kingfisher, as the Nurse of the Day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 111 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 **HBs 1816** and **1865**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION — RESOLUTION

HCR 1055, introduced on Page 836, was called up for consideration.

HCR 1055 was adopted upon motion of Senator Boatner, properly signed and ordered returned to the Honorable House.

COMMITTEE REPORT

Senator Terrill submitted the following Report of the Committee on Rules and asked for immediate Senate consideration of said Report:

Mr. President:

The Committee on Rules, after due consideration, recommend a study and investigation of alleged police brutality on a statewide basis and further asks for authorization for the introduction of a Joint Resolution setting up the membership of the committee and empowers the same with subpoena power and all other authority necessary to accomplish the scope of the investigation.

/s/ Al Terrill, Chairman

/s/ Gideon Tinsley, Vice Chairman

MOTION

Senator Terrill moved to suspend the provisions of Joint Rule 17(b)8. to allow introduction of a joint resolution, which motion to suspend was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Wolfe.—40.

Nay: Young.—1.

Excused: Berrong, Keating, Keller, Miller, Nickles, Porter and York.—7.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1787**, and naming same House conferees as follows: Hastings, Manar and Mentzer.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1682** was called up for consideration.

The **CCR** on **HB 1682** was adopted upon motion of Senator Cate.

HB 1682, 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, Crow, Crutcher, Cul-

lison, Cummins, Dahl, Green, Howard, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Nay: Giles, Howell, Johnson, McDaniel and Pierce.—5.

Excused: Berrong, Keating, Keller, Miller, Nickles and Porter.—6.

The bill passed.

Senator McDaniel desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 38. Nay: 4. Excused: 6.

The emergency passed.

HB 1682, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Crow presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1352** was called up for consideration.

The **CCR** on **HB 1352** was adopted upon motion of Senator Lamb.

HB 1352, 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, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, Mc-

Cune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—41.

Excused: Berrong, Keating, Keller, Miller, Nickles, Porter and York.—7.

The bill and emergency passed.

HB 1352, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1080** was called up for consideration.

The **CCR** on **HB 1080** was adopted upon motion of Senator Luton.

HB 1080, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Combs, Crow, Crutcher, Giles, Green, Johnston, Kilpatrick, Lamb, Landis, Luton, McDaniel, Martin, Murphy, Nickles, Pierce, Rozell, Smith, Stipe, Tinsley, Vann and York.—25.

Nay: Boatner, Cain, Cullison, Cummins, Dahl, Howard, Howell, Johnson, Lane, Leonard, McCune, Randle, Schuelein, Taliaferro, Terrill, Watson, Wolfe and Young.—18.

Excused: Berrong, Keating, Keller, Miller and Porter.—5.

The bill passed.

Senators Schuelein, Dahl, Taliaferro, Cummins, Cullison, Howell 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.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Wolfe moved that the vote be reconsidered whereby **HB 1080** and the emergency section passed.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HB 1017** (2nd CCR); **HB 1706** — coauthored by Caldwell, Roberts, Townsend, Craighead and Manning of the House; **HB 1784**; **HB 1794** — remove as coauthors: Holden, Kennedy and Vaughn of the House; **HB 1814** and **HB 1868**.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1017** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was rereferred Engrossed **HB 1017**, and Engrossed Senate Amendments thereto, by Peterson of the House and Pierce, Clifton and Keller of the Senate, entitled:

An Act relating to mortgages; limiting the power of foreclosure under certain circumstances; providing certain exceptions

through extension agreements *** and providing an effective date.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House concur in Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

a. Page 1, Line 25, Section 1 following the word "trust" and before the word ", and" insert the language "becomes due as set out therein".

b. Page 3, Line 10, Section 2 by striking all of Section 2.

c. Page 3, Line 13 by renumbering Section 3 to read Section 2 and changing the language therein to read as follows:

"SECTION 2. Section 1 of this act shall be codified in the Oklahoma Statutes as Section 301 of Title 46, unless there is created a duplication in numbering.

d. Renumber Section 4 to read Section 3.

e. Restore that title to read as follows:

"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.

Respectfully submitted,

FOR THE HOUSE: Peterson and Elder.

FOR THE SENATE: Pierce and Randle.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1706** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1706**, and Engrossed Senate Amendments thereto, by Draper, et al, of the House and Howard, et al, of the Senate, entitled:

An Act relating to schools; amending 70 O.S. 1971, Sections 1-116, as amended by Section 1, Chapter 193, O.S.L. 1973 (70 O.S. Supp. 1979, Section 1-116), 6-125 and 18-114, as last amended by Section 24, Chapter 282, O.S.L. 1979 (70 O.S. Supp. 1979, Section 18-114); stating purposes; providing for allocation of funds for in-service teacher training programs *** repealing 70 O.S. 1971, Sections 507.1 through 507.4; 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 Amendment No. 1, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1706** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Fried, Deatherage and Davis (Don).

FOR THE SENATE: Howard, Randle and Rozell.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1784** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1784**, and Engrossed Senate Amendments thereto, by Smith, Davis (Don), Barker and Monks of the House and Luton of the Senate, entitled:

An Act relating to courts; establishing judicial districts; providing judges for each district; providing for nomination and election; providing terms; establishing certain qualifications; repealing 20 O.S. 1971, Sections 92a, 92b1, as amended by Section 1, Chapter 241, 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 1 through 8, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1784** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Smith, Davis (Don) and Barker.

FOR THE SENATE: Luton and Smith.

CONFERENCE COMMITTEE REPORT

The following 3rd CCR on **HB 1794** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was rereferred Engrossed **HB 1794**, and Engrossed Senate Amendments thereto, by Peterson, Monks, Murphy, et al, of the House and Luton of the Senate, entitled:

An Act relating to motor vehicles; amending Section 6, Chapter 181, O.S.L. 1979, as amended by Section 7, Chapter 292, O.S.L. 1979 (47 O.S. Supp. 1979, Section 23.2b) *** providing for perfection of prior interests; 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 Amendment 1, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1794** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Peterson, Monks and Fitzgibbon.

FOR THE SENATE: Luton, Smith and York.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1814** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1814**, and

Engrossed Senate Amendments thereto, by Monks, Draper and Davis (Don) of the House and Crow of the Senate, entitled:

(State Officers and Employees — Amending 74 O.S. Supp. 1979, Section 292.1 — 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 No. 1 and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1814** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Monks, Draper and Davis (Don).

FOR THE SENATE: Crow, Lane and Cate.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1868** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1868**, and Engrossed Senate Amendments thereto, by Davis (Frank), Henry, Wilson, Bradley and Sanders of the House and Clifton, Green, Cain and Landis of the Senate, entitled:

An Act relating to estate taxes; amending 58 O.S. 1971, Section 721, Section 1, Chapter 240, O.S.L. 1974, as amended by Section 1, Chapter 12, O.S.L. 1975, and Sec-

tion 17, Chapter 258, O.S.L. 1979 (58 O.S. Supp. 1979, Sections 912 and 1104) and 68 O.S. 1971, Sections 815 and 821; providing certain exemption from filing estate tax returns *** 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 Amendment 1, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1868** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Davis (Frank), Elder and Henry.

FOR THE SENATE: Clifton, York and Cate.

PENDING CONSIDERATION OF CCR

The CCR on **SB 577** was called up for consideration.

The CCR on **SB 577** was adopted upon motion of Senator Luton.

SB 577, 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, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Nickles.—1.

Excused: Berrong, Keating, Keller, Miller, Porter and Terrill.—6.

The Chair advised the Senate that Senator Terrill, having been present in the Chamber during the vote would be shown voting "no" on **SB 577**, in that the switch on the voting apparatus did not reflect his vote. The vote thereby resulted as follows: Aye: 41. Nay: 2. Excused: 5.

The bill and emergency passed.

SB 577, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **SB 171** was called up for consideration.

The CCR on **SB 171** was adopted upon motion of Senator Wolfe.

SB 171, 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, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Crow.—1.

Excused: Berrong, Keating, Keller, Miller and Porter.—5.

The bill and emergency passed.

SB 171, 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 Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SB 395** (2nd CCR) and **SB 397**.

The above numbered Bills as amended in Conference were referred for enrollment.

MOTION TO RECONSIDER VOTE

Senator Randle moved that the vote be reconsidered whereby the Special Election Feature failed on **SJR 29**, which motion to reconsider was declared adopted, the roll call thereon being as follows:

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

Excused: Berrong, Keating, Keller, Miller and Porter.—5.

The question being: "Shall **SJR 29**, by Randle of the Senate and Hobson of the House, entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article X of the Oklahoma Constitution by adding a new Section 27C; providing for the indebtedness of certain political subdivisions for financing public utilities; specifying procedure; providing for a joint agency; provid-

ing for certain contracts or agreements; providing for application of certain law; providing ballot title; directing filing; and providing for a special election.

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a special election to be held throughout the State of Oklahoma on the date of the next statewide primary or special election, whichever comes first, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next statewide primary or special election, whichever occurs first, as provided in Section 1, Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—39.

Nay: Boatner, Johnston, Wolfe and Young.—4.

Excused: Berrong, Keating, Keller, Miller and Porter.—5.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 29, together with the CCR thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1077** was called up for consideration.

The CCR on **HB 1077** was adopted upon motion of Senator Kilpatrick.

HB 1077, 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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Boatner.—1.

Excused: Berrong, Birdsong, Keating, Keller, Miller and Porter.—6.

The bill passed.

HB 1077, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

DECLARATION OF VOTE

Senator York asked that the record reflect had he been present at the time the vote was taken on **HB 1352** on final passage, he would have voted "Aye", which was the order.

PENDING CONSIDERATION OF CCR

The CCR on **SJR 44** was called up for consideration.

The CCR on **SJR 44** was adopted upon motion of Senator Smith.

SJR 44, as amended in Conference, was read at length, as follows:

CCS for SJR 44—By Smith and Keating of the Senate and Hopkins, Arnold and McCorkell of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection the proposed amendment to the Constitution of the State of Oklahoma, by the addition of a new section to Article X, to be designated Section 9D; authorizing an additional ad valorem tax levy for a Department of Health; providing for election; providing for continuance of levy; providing methods for discontinuing levy; allowing joint departments of health between or among governmental subdivisions; providing for no prohibitions on other levies or public funds; providing no limitation on certain other provisions; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND 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, by the addition of a new section to Article X, to be designated Section 9D, to read as follows:

Section 9D. For the purpose of maintaining or aiding in maintaining a department of health within any county of the state, an additional levy not to exceed one and one-half (1½) mills on the dollar of the assessed valuation of the county may be levied annually, when such levy is approved by a majority of the qualified electors of the county voting on the question at an election called for such purpose by the board of county commissioners or by initiative petition by voters of a county. A maximum levy of one and one-half (1½) mills, in addition to any levy made pursuant to Section 9A of

Article X of the Constitution of the State of Oklahoma, may be made for such purpose after such approval and shall continue for five (5) years or until repealed by a majority of the qualified electors of the county voting on the question at an election called for such purpose by the board of county commissioners, or by initiative petition by voters of a county as provided by law, whichever occurs first. Such department of health may be maintained jointly or in conjunction with one or more counties, cities, towns or school districts, or any combination thereof, and shall be maintained as now or hereafter provided by law. Nothing herein shall prohibit other levies or the use of other public funds for such department of health. Nothing herein contained shall be construed as limiting the authorization and provisions of Section 9A of Article X of 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

amending Article X of the Oklahoma Constitution by adding a new section, to be designated Section 9D, authorizing an additional county ad valorem tax levy not to exceed one and one-half (1½) mills on the dollar of assessed valuation, when approved by vote of the people, for a department of health; providing levy to continue after approval for five (5) years or until repealed by vote of the people or initiative petition; providing for maintaining department

with one or more counties, cities, towns or school districts, or any combination thereof; providing no prohibition on other levies or use of public funds; and providing no limitation on authorization of Section 9A of Article X of the Oklahoma Constitution

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 passage of the resolution, the roll call resulted as follows:

Aye: Birdsong, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Randle, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—34.

Nay: Boatner, Combs, Crow, Giles, Howell, Pierce and Wolfe.—7.

Excused: Berrong, Keating, Keller, Miller, Porter, Rozell and Terrill.—7.

The resolution passed.

SJR 44, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1730 was called up for consideration.

The CCR on HB 1730 was adopted upon motion of Senator Schuelein.

HB 1730, 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, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson, Wolfe, York and Young.—39.

Nay: Johnson, Leonard and Taliaferro.—3.

Excused: Berrong, Keating, Keller, Miller, Porter and Terrill.—6.

The bill passed.

HB 1730, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION — CCR

Upon motion of Senator Cate, the CCR on HB 1618 was rejected, and further conference requested. Said Bill to be rereferred to GCCA with instructions to adopt the following amendment:

Page 2, Line 4½ add a new Section 2 as follows:

“Section 2. Section 2-118, Chapter 153, O.S.L. 1974, as last amended by Section 3,

Chapter 240, O.S.L. 1979 (26 O.S. Supp. 1979, Section 2-118), is amended to read as follows:

Section 2-118. Compensation of secretaries.—The secretary of each county election board shall be paid an annual salary according to the following schedule:

Registered Voters	Salary
0 to 5,000	\$ 3,800
5,001 to 10,000	5,800
10,001 to 15,000	7,800
15,001 to 17,500	9,800
17,501 to 25,000	11,800
25,001 to 50,000	15,400
50,001 or more	21,000

One-half (½) of the secretary's salary shall be paid from state funds and one-half (½) from county funds, and the salary shall be paid on a monthly basis. THE NUMBER OF REGISTERED VOTERS, FOR THE PURPOSES OF THIS SECTION, SHALL BE DETERMINED BY THE NUMBER OF REGISTERED VOTERS IN THE COUNTY ON JANUARY 1, 1979, AND EVERY TWO YEARS THEREAFTER.

, and renumber subsequent sections.

Senator Watson presiding.

PENDING CONSIDERATION OF CCR

The CCR on HB 1741 was called up for consideration.

The CCR on HB 1741 was adopted upon motion of Senator York.

HB 1741, 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, Crow, Crutcher, Cul-

lison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Berrong, Keating, Keller, Miller and Porter.—5.

The bill passed.

HB 1741, together with the Conference Committee Report thereon, was ordered withheld pursuant to Rule 19(f).

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1768** was called up for consideration.

The **CCR** on **HB 1768** was adopted upon motion of Senator Lane.

HB 1768, 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, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—40.

Nay: Johnson.—1.

Excused: Berrong, Birdsong, Keating, Keller, Miller, Porter and Young.—7.

The bill passed.

HB 1768, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

HAS to **SB 506** were called up for consideration.

Upon motion of Senator Clifton, the Senate concurred in **HAS** to **SB 506**.

SB 506, 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, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Boatner.—1.

Excused: Berrong, Keating, Keller, Miller and Porter.—5.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

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

MOTION TO RECONSIDER VOTE

Senator Kilpatrick moved to reconsider the vote whereby the Emergency Section to **SB 411** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Johnson, Johnston, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—31.

Nay: Boatner, Green, Howell, Keller, Landis, Leonard, McCune, Nickles, Pierce, Schuelein, Watson and Wolfe.—12.

Excused: Berrong, Crow, Keating, Miller and Porter.—5.

The roll was ordered called on the Emergency Section to **SB 411**, and resulted as follows:

Aye: Birdsong, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Johnson, Johnston, Kilpatrick, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—31.

Nay: Boatner, Crow, Green, Howell, Keller, Lamb, Landis, Leonard, McCune, Nickles, Pierce, Watson and Wolfe.—13.

Excused: Berrong, Keating, Miller and Porter.—4.

The Emergency Section to **SB 411** was declared failed of passage, having failed to receive a constitutional $\frac{2}{3}$ vote of those elected to and constituting the Senate.

SB 411, 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 Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as

amended: Engrossed **SBs 280** — coauthored by Duckett of the House, **471, 477, 509, 547** (2nd CCR) and **590**.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed **SB 393**, requesting further Conference and rereferring same to GCCA.

PENDING SENATE ACTION — CCR

Upon motion of Senator Lane, the request of the Honorable House for further conference on **SB 393** was ordered granted, said bill rereferred to GCCA.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1618**, and rereferring same to GCCA.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 638** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 638**, by Smith, Luton, et al, of the Senate and Elder, Harper, et al, of the House, entitled:

An Act relating to insurance; amending 37 O.S. Supp. 1979, Sections 307, 331, 332 *** 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:

Amendment 1. That the House recede from its amendment.

Amendment 2. Adopt Conference Committee Substitute.

(Pursuant to Rule 10(b), copies of the CCS for **SB 638** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Smith, Cate, Stipe, Luton and Crutcher.

FOR THE HOUSE: Elder, Harper, Johnson (A.V.), Henry and Stephenson.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, June 4, 1980, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1741, together with the **CCR** thereon, was ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 2:50 p.m. to meet Wednesday, June 4, 1980, at 1:30 p.m.

Seventy-third Legislative Day

Wednesday, June 4, 1980

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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Berrong, Keller and Miller.—3.

Senator Luton declared a quorum present.

The prayer was offered by Reverend Bill Gentry, the guest of Senator Vann.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Murphy introduced Elnora Miller, M.D., Stillwater, as the Doctor of the Day.

Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, as the Nurse of the Day.

Senator Watson introduced former Senator Mary Helm.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1077, 1352, 1682, 1730, 1741 and 1768.**

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 1055.**

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

RESOLUTION

Senator Giles introduced **SR 112**, which was read at length, as follows:

SR 112 — By Giles.

A Resolution memorializing and strongly urging the United States Congress and Federal and State governmental entities to pro-

vide energy plans, procedures and remedies for low-cost, reliable and sufficient energy; and directing distribution.

WHEREAS, Oklahoma is a vital link in the nation's energy program; and

WHEREAS, energy is an essential resource in the overall economic growth and development of this great nation; and

WHEREAS, there is currently an energy crisis of great magnitude which is enveloping the nation and the crisis has the potential to cause grave energy and economic problems for Oklahoma and the nation now and in the future; and

WHEREAS, one half of U.S. oil needs come from foreign sources, mostly from countries with unstable governments; and

WHEREAS, continued reliance on foreign oil seriously threatens our economy, our national security and our way of life; and

WHEREAS, the over \$90 Billion U.S. Dollars annually spent abroad for oil importation fuel the fire of inflation and contribute significantly to worsening the U.S. balance of payments problem; and

WHEREAS, the regulatory entities at the federal governmental level must provide for the energy needs of the people now and in the coming years; and

WHEREAS, the growth of Oklahoma economically and energy-wise is projected to exceed the growth of the nation as a whole; and

WHEREAS, to maintain the stature of Oklahoma as a leader in the energy field, the Oklahoma Corporation Commission must make the necessary decisions to allow the maximum use of Oklahoma's vast energy resources; and

WHEREAS, all governmental entities of the state must expedite the adaptation of resources of Oklahoma to meet the energy needs of the state for business, industry and residential purposes; and

WHEREAS, the least costly, most environmentally effective, and most reliable and sufficient energy must be realized as soon as possible, whether this be by the use of electrical, solar, biomass, oil, natural gas, coal, wind, nuclear or any other viable energy source.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma memorializes and strongly urges the Congress of the United States and federal and state governmental entities concerned with energy and the economy to provide plans, procedures and remedies to ensure that low-cost, reliable and sufficient energy be provided for the needs of the nation and Oklahoma, now and in the future.

SECTION 2. Copies of this Resolution shall be dispatched to the President of the United States, the President Pro Tempore of the United States Senate, the Speaker of the United States House of Representatives, the Oklahoma Congressional delegation, the Governor of Oklahoma and the Commissioners of the Corporation Commission.

Senator Giles asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 112**, which was the order.

Senator Boatner asked that his name be removed as a coauthor of **SR 112**, which was the order.

SR 112 was adopted upon motion of Senator Giles and ordered referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of 2nd CCR to Engrossed **SB 411**, requesting further Conference and rereferring same to GCCA.

PENDING ACTION — HOUSE REQUEST

Upon motion of Senator Lane, the request for further conference on **SB 411** was ordered granted; said bill rereferred to GCCA.

Senator Cate presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 280, 395, 397, 471, 477, 506, 509, 547 and 590 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING ACTION — CCR

The CCR on **HB 1706** was called up for consideration.

Senators Birdsong, Stipe, Murphy and Terrill asked to be named coauthors of **HB 1706**, which was the order.

Senator Randle moved adoption of the CCR to **HB 1706**, which motion was declared adopted.

FINAL PASSAGE

Senator Boatner moved to reconsider the vote whereby the CCR on **HB 1706** was adopted.

Senator Randle moved to table the Boatner motion to reconsider, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Howard, Johnson, Kilpatrick, Lane, Luton, McDaniel, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley and York.—23.

Nay: Birdsong, Boatner, Capps, Crow, Giles, Green, Howell, Johnston, Keating, Lamb, Landis, Leonard, McCune, Martin, Murphy, Nickles, Pierce, Vann, Watson, Wolfe and Young.—21.

Excused: Berrong, Keller, Miller and Porter.—4.

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

MOTION

Senator Pierce moved to reconsider the vote whereby the CCR for **HB 1706** passed for the purpose of rereferring it back to the Conference Committee with instructions to separate the bill into two bills — one bill for the pay raise and one bill for the certification procedure.

The Chair ruled the Pierce motion out of order in that the CCR on **HB 1706** had been adopted, thereby placing the measure on final passage. The motion to reconsider the vote whereby the CCR was adopted had been laid on the table, and a vote recorded thereon, which was a final disposition of the motion. (Senate Rule 19.)

Senator Luton moved the previous question, which motion was declared adopted.

Senator Boatner moved to appeal the ruling of the Chair on the ruling on the final disposition of the Randle motion to table the Boatner motion to reconsider the vote whereby the CCR on **HB 1706** was adopted.

The Chair ruled a question of order in order and the Boatner appeal, being a question of order, was before the Senate for con-

sideration. The roll was ordered taken on the Boatner motion to appeal, the "ayes" voting to sustain, "nays" voting to overrule.

The Ruling of the Chair was sustained, the roll call thereon being as follows:

Aye: Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Johnson, Kilpatrick, Lane, Luton, McDaniel, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—26.

Nay: Birdsong, Boatner, Capps, Crow, Green, Howell, Johnston, Keating, Keller, Lamb, Landis, Leonard, McCune, Murphy, Nickles, Pierce, Porter, Watson, Wolfe and Young.—20.

Excused: Berrong and Miller.—2.

Senator Randle moved the main question.

The Chair advised the Luton motion to put the previous question had been adopted and further advised the provisions of Senate Rule 14(l)(m)(n) were in order giving the friends and opponents equal time to debate, and the author the final ten minutes to close.

Senator Lamb asked unanimous consent to suspend the provisions of Senate Rule 14(n), allowing friends and opponents fifteen minutes respectively, to which request objection was heard.

The roll was ordered called on final passage of **HB 1706**.

HB 1706, as amended in Conference, was read at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell,

Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Berrong, Birdsong and Miller.—3.

The bill and emergency passed.

HB 1706, 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 1079, 1100, 1533** and **1723**, coauthored by Duckett of the House.

CONFERENCE COMMITTEE REPORT

The following **CCR on HB 1079** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1079**, and Engrossed Senate Amendments thereto, by Bengtson and Duckett of the House and Boatner of the Senate, entitled:

An Act relating to schools *** and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the House concurs in Senate amendments 1, 2 and 3.

Respectfully submitted,

FOR THE HOUSE: Abbott, Baughman, Fried and Weichel.

FOR THE SENATE: Crow, Cate, Boatner, Terrill and Young.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1100** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 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 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, Cain and Murphy.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1533** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1533**, and Engrossed Senate Amendments thereto, by Poulos, Baughman and Ford of the House and Wolfe, Howell and Luton of the Senate, entitled:

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 15.2, 15.3 and 15.4; recreating the Oklahoma State Board of Public Accountancy *** repealing 59 O.S. 1971, Sections 15.5 through 15.34; directing codification; providing effective dates; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from its Amendment 1, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1533** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Poulos and Baughman.

FOR THE SENATE: Luton and Tinsley.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1723** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1723**, and Engrossed Senate Amendments thereto, by Townsend, McCaleb, Hill, Craighead, Holaday, Camp, Kamas and Atkins of the House and Kilpatrick, Murphy, McCune and Pierce of the Senate, entitled:

(Revenue and Taxation — amending 68 O.S. Supp. 1979, Sections 2357.1 and 2357.2 — Repealing 68 O.S. Supp. 1979, Section 2357.3 — Emergency).

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

Add the following coauthors: Sheppard of the House and Green and Landis of the Senate.

That the Senate recede from its Amendments 1 and 2, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS for HB 1723** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Townsend, McCaleb and Kerr.

FOR THE SENATE: Kilpatrick, Green and Kerr.

MOTION

Senator Crutcher moved to suspend the provisions of Joint Rule 17(b)8. to allow introduction of a joint resolution relating to the Grand River Dam Authority, which

motion to suspend was declared adopted, the roll call thereon being as follows:

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

Excused: Berrong, Birdsong, Miller, Stipe and York.—5.

MESSAGE FROM THE HOUSE

Returning following Bills, together with **CCRs** thereon, advising adoption of **CCRs** and passage of Measures, as amended: Engrossed **SB 171**; **SB 577** and **SJR 29** (Special Election provision failed).

The above-numbered Bills and Joint Resolution were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR on HB 1814** was called up for consideration.

The **CCR on HB 1814** was adopted upon motion of Senator Crow.

HB 1814, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliafer-

ro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Nickles.—1.

Excused: Berrong, Birdsong, Howard, Miller, Porter and Stipe.—6.

The bill and emergency passed.

HB 1814, 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 **280, 395, 397, 471, 477, 506, 509, 547 and 590**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1784** was called up for consideration.

Senators Terrill and Tinsley asked to be named coauthors of **HB 1784**, which was the order.

The **CCR** on **HB 1784** was adopted upon motion of Senator Luton.

HB 1784, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein,

Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—43.

Excused: Berrong, Birdsong, Miller, Porter and Young.—5.

The bill and emergency passed.

HB 1784, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **HB 1794** was called up for consideration.

The 3rd **CCR** on **HB 1794** was adopted upon motion of Senator Luton.

HB 1794, 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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Giles, Green, Howard, Howell, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Smith, Tinsley, Vann, York and Young.—29.

Nay: Boatner, Dahl, Johnson, Keating, Keller, Leonard, McCune, Nickles, Pierce, Schuelein, Taliaferro, Terrill, Watson and Wolfe.—14.

Excused: Berrong, Birdsong, Miller, Porter and Stipe.—5.

The bill passed.

Senators Terrill, Dahl, Leonard 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: 10. Excused: 5.

The emergency passed.

HB 1794, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1100** was called up for consideration.

The **CCR** on **HB 1100** was adopted upon motion of Senator Terrill.

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, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Green, Howard, Howell, Keating, Kilpatrick, Lane, Murphy, Randle, Stipe, Taliaferro, Terrill, Tinsley, Watson and York.—21.

Nay: Boatner, Capps, Combs, Dahl, Giles, Johnson, Johnston, Lamb, Landis, Leonard, Luton, McCune, McDaniel, Martin, Nickles, Pierce, Rozell, Schuelein, Smith, Vann and Wolfe.—21.

Excused: Berrong, Birdsong, Keller, Miller, Porter and Young.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Terrill moved that the vote be reconsidered whereby **HB 1100** failed of passage, as provided under Senate Rule 19(b).

MOTION TO RECONSIDER VOTES UNDER RULE 19(c)

Senator Lane moved that Rule 19(c) be invoked on the 74th Legislative Day, Thurs-

day, June 5, 1980, for the remainder of the Second Session of the 37th Legislature, which motion was declared adopted.

PENDING SENATE ACTION — CCR

Upon motion of Senator Cullison, the **CCR** on **HB 1720** was rejected, and further conference requested, President Pro Tempore Howard naming same Senate Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1829** was called up for consideration.

The **CCR** on **HB 1829** was adopted upon motion of Senator Wolfe.

HB 1829, as amended in Conference, was read at length.

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

Aye: Cain, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Green, Howell, Keating, Kilpatrick, Leonard, McDaniel, Martin, Nickles, Pierce, Randle, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe and York.—25.

Nay: Boatner, Capps, Crow, Dahl, Giles, Johnson, Johnston, Lamb, Landis, Lane, Luton, McCune, Murphy, Rozell, Schuelein and Tinsley.—16.

Excused: Berrong, Birdsong, Howard, Keller, Miller, Porter and Young.—7.

The bill passed.

HB 1829, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **SB 393** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 393**, entitled:

(Court of Criminal Appeals — 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, 2, 3, 4 and 5.

2. That the 2nd Conference Committee Substitute for Engrossed **SB 393** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS for SB 393** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Fitzgibbon, Hopkins, Murphy, Stephenson, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 396** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 396**, entitled:

(District Courts — Appropriations — Amending 20 O.S., Section 106.9 — 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 be adopted.

(Pursuant to Rule 10(b), copies of the **CCS for SB 396** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don) Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Fitzgibbon, Hopkins, Murphy, Stephenson, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **SB 423** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 423**, entitled:

(Chief Mine Inspector — 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 Engrossed House Amendment No. 1.

2. That Engrossed House Amendment No. 1 be amended as follows:

a. Page 1, Lines 15½ and 16½, by amending the Title to read as follows:

“An Act relating to the office of the Chief Mine Inspector; 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, Lines 24 and 25, by deleting the words and figure “Three Hundred Sixty-eight Thousand Three Hundred Forty-nine Dollars (\$368,349.00)” and by substituting in lieu thereof the words and figure “Three Hundred Twenty-three Thousand Two Hundred Eighty-eight Dollars (\$323,288.00)”.

c. Page 2, Line 9, by deleting the figure “18,876” and by substituting in lieu thereof the figure “24,000”.

d. Page 2, Line 12, by deleting the figure “6” under the “NUMBER AUTHORIZED” column and by substituting in lieu thereof the figure “4”.

e. Page 2, Lines 20 and 21, by deleting the following:

“Technical Aides	2	13,200
Secretary	1	9,253”

f. Page 2, Line 22, by deleting the figure “19” and by substituting in lieu thereof the figure “14”.

g. Page 3, Line 6, by deleting the figure “34” and by substituting in lieu thereof the figure “29”.

h. Page 2, Lines 10 and 11, by deleting the words and figure “Five Hundred Sixty-nine Thousand Two Hundred Ninety Dollars (\$569,290.00)” and by substituting in lieu thereof the words and figure “Five Hundred Seven Thousand Three Hundred Forty Dollars (\$507,340.00)”.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Fitzgibbon, Hopkins, Murphy, Stephenson, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 427** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 427**, entitled:

(State Officers and Employees — Amending 74 O.S., Section 3601 — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendments Nos. 1, 2, 3, 4 and 5.

2. That the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **SB 427** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Fitzgibbon, Hopkins, Murphy, Stephenson, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 617** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 617**, by Terrill and Watson of the Senate and Hastings and Cleveland of the House, entitled:

An Act relating to mental health; enacting the Unified Community Mental Health Services Act *** 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 1.

2. Committee Substitute attached.

(Pursuant to Rule 10(b), copies of the CCS for **SB 617** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Terrill, Watson and Luton.

FOR THE HOUSE: Atkins and Arnold.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 631** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed **SB 631**, by Lane of the Senate and Cotner and Murphy of the House, entitled:

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 853; defining terms *** 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 Amendment 1.

Respectfully submitted,

FOR THE SENATE: Lane, Randle and Cate.

FOR THE HOUSE: Cotner, Murphy and Thompson (Mick).

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1720**, and naming same House Conferees, as follows: Hopkins, Smith and Combs.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 638** was called up for consideration.

Senator Smith asked unanimous consent, which was granted, to correct a scrivener's error on the effective date to read "1981" at the time of enrollment, shown on Page 34 of the **CCS** for **SB 638**.

The **CCR** on **SB 638** was adopted upon motion of Senator Smith.

SB 638, 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, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and Wolfe.—38.

Nay: Crow.—1.

Excused: Berrong, Birdsong, Howard, Keller, Miller, Porter, Stipe, York and Young.—9.

The bill and emergency passed.

SB 638, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 313** was called up for consideration.

The 2nd **CCR** on **SB 313** was adopted upon motion of Senator Vann.

SB 313, 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, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Kilpatrick, Landis, Lane, Martin, Murphy, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley and Vann.—22.

Nay: Capps, Combs, Giles, Howell, Johnson, Johnston, Keating, Lamb, Leonard, Luton, McCune, McDaniel, Nickles, Pierce, Schuelein, Smith, Watson, Wolfe and York.—19.

Excused: Berrong, Birdsong, Howard, Keller, Miller, Porter and Young.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Vann moved, to reconsider the vote whereby **SB 313** failed of passage, Senate Rule 19(b).

Senator Smith presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1868** was called up for consideration.

Senators Nickles, Combs and Boatner asked to be named coauthors of **HB 1868**, which was the order.

The **CCR** on **HB 1868** was adopted upon motion of Senator Clifton.

HB 1868, 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, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41.

Excused: Berrong, Birdsong, Howard, Keller, Miller, Porter and Young.—7.

The bill passed.

HB 1868, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1836**, requesting further conference and naming same Conferees as follows: Atkins, Hastings and Deatherage.

PENDING ACTION — HOUSE REQUEST

Upon motion of Senator Lane, the request of the Honorable House for further conference on **HB 1836** was ordered granted, President Pro Tempore Howard naming same Senate 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 1620, 1623, 1637 and 1873** (2nd **CCR**).

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1620** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1620**, entitled:

An Act relating to the office of the State Auditor and Inspector; 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 Sente recede from Engrossed Senate Amendment No. 1.
2. That the following Conference Committee Amendments to Engrossed **HB 1620** be adopted:

a. Page 1, Lines 10 through 14½, by amending the Title to read as follows:

“An Act relating to the office of the State Auditor and Inspector; making appropriations thereto; stating the purposes; providing for certain contracts for professional audit services; 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; providing lapse date; providing severability; and declaring an emergency."

b. Page 2, Section 3, Lines 18 through 26, by deleting the current Section 3 and substituting in lieu thereof a new Section 3 to read as follows:

"SECTION 3. The State Auditor and Inspector shall appoint and fix the duties and compensation of the employees not otherwise specified and necessary to perform the duties imposed upon the State Auditor and Inspector by law. The maximum number of full-time-equivalent employees utilized in the operation of the Office of the State Auditor and Inspector shall not exceed eighty (80) during the fiscal year ending June 30, 1981, except as may be authorized under the provisions of Section 3603 of Title 74 of the Oklahoma Statutes. The total funds from all sources expended by the agency for the payment of any payroll salary or wage, including tax-sheltered deferment contracts authorized by state statute, shall not exceed One Million Five Hundred Sixty Thousand One Hundred Fifty-four Dollars (\$1,560,154.00) during the fiscal year ending June 30, 1981."

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Fitzgibbon, Hopkins, Murphy, Stephenson, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Martin, Johnson, Rozell, Schuelein, Smith, Lamb, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1623** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1623**, entitled:

(Oklahoma Tax 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 be adopted.

(Pursuant to Rule 10(b), copies of the CCS of **HB 1623** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Fitzgibbon, Hopkins, Murphy, Stephenson, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Martin, Johnson, Rozell, Schuelein, Smith, Lamb, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1637** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1637**, and

Engrossed Senate Amendments thereto, by Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate, entitled:

An Act relating to the office of the Oklahoma Military Department; making appropriations thereto; stating the purposes *** 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 adopt Engrossed Senate Amendment No. 1.

2. That Engrossed Senate Amendment No. 1 be amended as follows:

a. Page 1, by restoring the Title to read as follows:

"An Act relating to the office of the Oklahoma Military Department; making appropriations thereto; stating the purposes; 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; reappropriating certain funds; providing lapse dates; providing severability; and declaring an emergency."

b. Page 2, Section 2, Lines 6 and 7 by deleting the words and figure "One Million Four Hundred Eighty-nine Thousand Seven Hundred Ten Dollars (\$1,489,710.00)" and substituting in lieu thereof the words and figure "One Million Five Hundred Four Thousand Seven Hundred Ten Dollars (\$1,504,710.00)".

c. Page 2, Section 5, Lines 25 through 35, by deleting all of Section 5 and renumbering succeeding sections accordingly.

d. Page 3, New Section 5, Lines 4 and 5, by deleting the words and figures "Two

Hundred Fourteen Thousand Seven Hundred Fifty Dollars (\$214,750.00)" and inserting in lieu thereof the words and figures "Three Hundred Fourteen Thousand Seven Hundred Fifty Dollars (\$314,750.00)".

e. Page 3, New Section 5, Line 13, by deleting the figure "19,760.00" and substituting in lieu thereof the figure "19,760.00".

f. Page 3, New Section 5, Line 13½, by inserting a new Line 13½ to read as follows:

"Rehabilitate McAlester Armory	\$100,000.00"
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g. Page 3, New Section 5, Line 14, by deleting the figure "214,750.00" and substituting in lieu thereof the figure "314,750.00".

h. Page 4, New Section 8, Line 13, by deleting the numerals and word "6, 7 and 8" and inserting in lieu thereof the word and numerals "6 and 7".

Respectfully submitted,

FOR THE HOUSE: Weichel and Dunn.

FOR THE SENATE: Crow and Cummins.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1873** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1873**, and Engrossed Senate Amendments thereto, by Arnold of the House and Green of the Senate, entitled:

(Counties and County Officers — Amending 19 O.S. 1971, Section 956 — 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 1873** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Abbott, Baughman, Camp, Fried, Weichel and Davis (Don).

FOR THE SENATE: Young, Terrill, Cate and Boatner.

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 Clifton, advised and consented to the confirmation of BARBARA BLAKE, Moore, as a member of the Board of Trustees, Teachers' Retirement System, to serve a 4-year term ending July 1, 1983. Ms. Blake succeeds Jamie Bennett.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of

WILLIAM L. CHRISTIANSEN, Tulsa, as a member of the Oklahoma Board of Private Schools, to serve a 6-year term ending July 1, 1983. Mr. Christiansen succeeds LeRoy Broesder.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of RONALD P. CROPPER, Oklahoma City, as a member of the Oklahoma Board of Private Schools, to serve a 6-year term ending July 1, 1985. Mr. Cropper succeeds R. J. Thompson.

The Senate, in executive session, and upon motion of Senator Terrill, advised and consented to the confirmation of MARILYN DAVIS, Lawton, as a member of the State Textbook Committee, to serve a 3-year term ending May 1, 1981. Ms. Davis succeeds Pat Ross.

The Senate, in executive session, and upon motion of Senator Wolfe, advised and consented to the confirmation of JACK GRIFFIN, Tulsa, as a member of the State Textbook Committee, to serve a 3-year term ending June 1, 1981. Mr. Griffin succeeds himself.

The Senate, in executive session, and upon motion of Senator Cummins, advised and consented to the confirmation of SUE IRWIN, Broken Arrow, as a member of the State Textbook Committee, to serve a 3-year term ending May 1, 1982. Ms. Irwin succeeds Sherry Morgan.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of WILLIAM O. JOHNSTONE, Oklahoma City, as a member of the Oklahoma Board of Private Schools, to serve an unexpired term ending July 1, 1982. Mr. Johnstone succeeds Bill J. English.

The Senate, in executive session, and upon motion of Senator Leonard, advised

and consented to the confirmation of EUGENE KEITH, Guymon, as a member of the State Textbook Committee, to serve a 3-year term ending May 1, 1981. Mr. Keith succeeds Wanda Gerb.

The Senate, in executive session, and upon motion of Senator Clifton, advised and consented to the confirmation of CHRISTINE LEESE, Shawnee, as a member of the State Textbook Committee, to serve a 3-year term ending May 1, 1982. Mrs. Leese succeeds Gwen Cox.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of SHARYN LESTER, Oklahoma City, as a member of the State Textbook Committee, to serve a 3-year term ending July 7, 1982. Ms. Lester succeeds Nancy Burke.

The Senate, in executive session, and upon motion of Senator Randle, as authorized by written request from Senator Berrong, advised and consented to the confirmation of DR. J. W. MARTIN, Alva, as a member of the Board of Trustees, Teachers' Retirement System, to serve a 4-year term ending July 1, 1983. Dr. Martin succeeds himself.

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of CARRI MOTHERSHED, Oklahoma City, as a member of the Oklahoma Educational Television Authority, to serve a 7-year term ending June 30, 1986. Ms. Mothershed succeeds herself.

The Senate, in executive session, and upon motion of Senator Boatner, advised and consented to the confirmation of K. E. PENNINGTON, Madill, as a member of the State Textbook Committee, to serve a 3-year term ending May 1, 1982. Mr. Pennington succeeds Elizabeth Perry.

The Senate, in executive session, and upon motion of Senator Capps, advised and consented to the confirmation of DON PITTMAN, Gage, as a member of the State Textbook Committee, to serve a 3-year term ending May 1, 1982. Mr. Pittman succeeds Jerry Kirk.

The Senate, in executive session, and upon motion of Senator Landis, advised and consented to the confirmation of TOMMY TAYLOR, Commanche, as a member of the State Textbook Committee, to serve a 3-year term ending May 11, 1983. Mr. Taylor succeeds Hazel Sheegog.

The Senate, in executive session, and upon motion of Senator Cate, advised and consented to the confirmation of PATRICK TURNER, Norman, as a member of the Board of Private Schools, to serve an unexpired term ending July 1, 1980. Mr. Turner succeeds Herman Everett Pope.

The Senate, in executive session, and upon motion of Senator Combs, advised and consented to the confirmation of WILLIAM E. WHITE, Oklahoma City, as a member of the Oklahoma Board of Private Schools, to serve a 6-year term ending July 1, 1984. Mr. White succeeds George Elliott.

The Senate, in executive session, and upon motion of Senator Clifton, advised and consented to the confirmation of ROYCE WILMOTH, Moore, as a member of the Board of Trustees, Teachers' Retirement System, to serve a 4-year term ending July 1, 1983. Mr. Wilmoth succeeds himself.

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of PAUL S. WOOLSEY, Edmond, as a member of the Board of Trustees, Teachers' Retirement System, to serve a 3-year term ending June 30, 1982. Mr. Woolsey succeeds Wayne Von Feldt.

RESOLUTION

Senator Lane introduced **SR 113**, which was read at length as follows:

SR 113 — By Lane.

A Resolution honoring retiring Oklahoma educator Simon Douglas Parker; and directing distribution.

WHEREAS, Simon Douglas Parker is retiring this year after 43 distinguished years in education in the Hugo Public Schools; and

WHEREAS, Simon Douglas Parker has served as a mathematics teacher, football coach, high school principal and superintendent; and

WHEREAS, he has actively participated in every phase of community activity, including the Masons, Rotary Club and Methodist Church; and

WHEREAS, Simon Douglas Parker has been active in numerous professional organizations, including the O.E.A., N.E.A., A.A.S.A., O.A.S.A., C.O.S.A., The Oklahoma Secondary Principals' Association and the State Committee of the North Central Association; and

WHEREAS, by his devotion to the needs of students and service to the community, he has enriched the lives of countless Oklahomans; and

WHEREAS, the citizens of Oklahoma will honor the accomplishments of this outstanding educator and civic leader by inducting him into the Oklahoma Coaches' Hall of Fame at a ceremony in July, 1980.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The members of the Oklahoma Senate, for themselves as individuals and on behalf of their constituents, do hereby express great respect for Simon Douglas Parker and honor his distinguished service with the Hugo Public Schools.

SECTION 2. Duly authenticated copies of this Resolution shall be presented to Mr. Simon Douglas Parker and the State Superintendent of Public Instruction, Dr. Leslie Fisher.

Senator Lane asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 113**.

SR 113, as coauthored was adopted upon motion of Senator Lane and ordered referred for enrollment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, June 5, 1980, at 10:00 a.m., which motion prevailed.

FIRST READING

Pursuant to the Crutcher motion to suspend Joint Rule 17(b)8, the following was introduced and read the first time:

SJR 59 — By Crutcher of the Senate and Fitzgibbon of the House.

A Joint Resolution relating to the State Legislature and the State Legislative Council; directing the creation of a Special Committee on the Study of the Grand River Dam Authority; providing for the appointment of members, chairman and vice chairman; authorizing expenditures and procedures for expenses of members, per diem and mileage; prescribing purpose of study; requiring reports and recommendations; and declaring an emergency.

Upon motion of Senator Lane, the Senate adjourned at 4:45 p.m. to meet Thursday, June 5, 1980, at 10:00 a.m.

Seventy-fourth Legislative Day

Thursday, June 5, 1980

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: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Berrong, Birdsong, Miller and Wolfe.—4.

Senator Boatner declared a quorum present.

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

Dear Lord, We pause to thank You for every blessing and for the insight and strength You afford us day by day. We recognize so well that life is a gift, and with

this knowledge grant us the ability and desire to bring honor and glory to Your name. We pray like Jesus in the garden of Gethsemane, not our will but Thine be done. Would You give us compassion, concern and integrity as we face the many opportunities and obstacles that come our way. For those unexpected confrontations that require quick judgement; please give us exactly what we need; may every man in this assembly have the fullness of God. We thank You for Jesus Christ our Lord who gave Himself for our sins that we can have life eternal. We pray this prayer in the name of Jesus Christ and for His sake. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

Senator Luton moved that the Senate stand recessed until the hour of 10:30 a.m., which motion prevailed.

The Senate reassembled in its Chambers with Senator Watson presiding.

Senator Luton questioned a quorum; the roll was ordered called, following which a quorum was declared present.

INTRODUCTIONS

Senator Murphy introduced Joe Hake, M.D., Stillwater, as the Doctor of the Day. Dr. Hake's daughter, Monica, was introduced and was named honorary page for this legislative day.

UNANIMOUS CONSENT REQUEST

Senator Crutcher asked unanimous consent, which was granted, that when **SJR 59** is read the second time, same be referred direct to the calendar.

SECOND READING

The following was read the second time and referred as indicated:

SJR 59 — Direct to Calendar.

Senator Boatner presiding.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with **CCR** thereon, advising adoption of **CCR** and passage of Measure as amended: Engrossed **HB 1787** (2nd **CCR**).

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **HB 1787** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was rereferred Engrossed **HB 1787**, and Engrossed Senate Amendments thereto, by Hastings, Vaughn and Manar of the House and Johnston of the Senate, entitled:

An Act relating to mental health; providing for commitment of certain persons; stating procedures for commitment; requir-

ing certain petitions containing certain information; requiring examinations within a certain time period; requiring certain reports; providing for certain hearings; providing procedures for trial if requested *** and providing severability.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the House concur in Engrossed Senate Amendments Nos. 1 through 12 inclusive.

That the Conference Committee adopt Conference Committee Amendments Nos. 1 through 4 as follows:

Conference Committee Amendment No. 1. Page 3, Section 4, Line 23, by adding after the word "determines" and before the word "that", the following: "by clear and convincing evidence."

Conference Committee Amendment No. 2. Page 4, Section 5, Line 10, by adding after the word "that" and before the word "the", the following: "by clear and convincing evidence."

Conference Committee Amendment No. 3. Page 6, Section 12, Line 32, by changing the period after the word "completed" to a semi-colon and inserting thereafter the following new language: "provided, however, the District Court shall be authorized to sentence a person convicted of a violation of the Uniform Controlled Dangerous Substance Act or of an offense in which drugs or narcotics play a significant role to confinement in a drug treatment or rehabilitation facility in lieu of confinement in a facility under the supervision of the Department of Corrections."

Conference Committee Amendment No. 4. Page 1, Line 18 adding after the word "CIRCUMSTANCES" and before the

semi-colon: "AUTHORIZING CONFINEMENT TO A DRUG TREATMENT FACILITY IN LIEU OF CORRECTIONAL FACILITY".

Respectfully submitted,

FOR THE HOUSE: Hastings, Manar and Mentzer.

FOR THE SENATE: Johnston, Terrill and Watson.

Senator Watson presiding.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1723** was called up for consideration.

The CCR on **HB 1723** was adopted upon motion of Senator Kilpatrick.

HB 1723, 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: Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Boatner and Smith.—2.

Excused: Berrong, Birdsong, Clifton, Howell, Keating, Miller, Porter, Stipe and Wolfe.—9.

The bill and emergency passed.

HB 1723, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MOTION TO RECONSIDER

Senator Crow asked unanimous consent, which was granted, that the time be extended one legislative day, to Monday, June 9, 1980, for the motion to reconsider the vote whereby the emergency section failed on **HB 1818**.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 171 and 577 and SJR 29 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 112 and 113 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 **HBs 1784, 1794, 1814, 1829 and 1868**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **SB 393** was called up for consideration.

The 2nd CCR on **SB 393** was adopted upon motion of Senator Crow.

SB 393, 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, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston,

Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: McCune.—1.

Excused: Berrong, Birdsong, Clifton, Howell, Miller, Porter, Stipe and Wolfe.—8.

The bill and emergency passed.

SB 393, 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 406**, as amended.

HOUSE AMENDMENTS

HAs to SB 406 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, by striking Lines 10 through 12, and restoring the Title to read as follows:

“An Act relating to the Commissioners of the Land Office; 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 the number of employees; limiting expenditures for salaries and wages; providing procedures for expenditure of funds; providing lapse date; providing severability; and declaring an emergency.”

Amendment No. 2. Amend Page 1, Line 31, by deleting the figures “\$755,397.00” and substituting in lieu thereof the figures “\$772,218.00”.

Amendment No. 3. Amend Page 1, Line 37, by deleting the figures “\$955,397.00” and substituting in lieu thereof the figures “\$972,218.00”.

Amendment No. 4. Amend Page 2, Lines 9 and 10, by deleting the words and figures “Twenty-eight Thousand One Hundred Ninety Dollars (\$28,190.00)” and substituting in lieu thereof the words and figures “Twenty-eight Thousand Seven Hundred Ten Dollars (\$28,710.00)”.

Amendment No. 5. Amend Page 2, Lines 19 and 20, by deleting the words and figures “Nine Hundred Seventeen Thousand Eight Hundred Ninety-eight Dollars (\$917,898.00)” and substituting in lieu thereof the words and figures “Nine Hundred Thirty Thousand Five Hundred Eighty Dollars (\$930,580.00)”.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **SB 423** was called up for consideration.

The 2nd **CCR** on **SB 423** was adopted upon motion of Senator Crow.

SB 423, 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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Berrong, Birdsong, Boatner, Howell, Miller, Porter, Stipe and Wolfe.—8.

The Chair advised the Senate that Senator Boatner, having been present in the Chamber at the time the vote was taken on **SB 423**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 40. Nay: 1. Excused: 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 423, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING SENATE ACTION — CCR

Upon motion of Senator Crow, the **CCR** on **HB 1620** was rejected, and further conference requested, said Bill to be rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 427** was called up for consideration.

The **CCR** on **SB 427** was adopted upon motion of Senator Crow.

SB 427, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schue-

lein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Nay: Landis, McCune, Nickles and Pierce.—4.

Excused: Berrong, Birdsong, Miller, Porter, Stipe and Wolfe.—6.

The bill and emergency passed.

SB 427, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1623** was called up for consideration.

The **CCR** on **HB 1623** was adopted upon motion of Senator Crow.

HB 1623, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—36.

Nay: Keating, Keller, McCune, Nickles and Pierce.—5.

Excused: Berrong, Birdsong, Miller, Porter, Stipe, Wolfe and Young.—7.

The bill and emergency passed.

HB 1623, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Howard asked unanimous consent that he be allowed to press the Vann motion to reconsider the vote whereby **SB 313** failed on final passage, which was the order. The roll was ordered called on the Howard motion to reconsider and was adopted upon roll call as follows:

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

Excused: Berrong, Birdsong, Miller, Porter, Stipe and Wolfe.—6.

PENDING SENATE ACTION — CCR

Upon motion of Senator Howard, the 2nd **CCR** on **SB 313** was rejected, further conference requested, naming same Senate Conferees.

MESSAGE FROM THE HOUSE

Returning following Bill, together with **CCR** thereon, advising adoption of **CCR** and passage of Measure as amended: Engrossed **SB 638**.

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING SENATE ACTION — CCR

Upon motion of Senator Lane, the **CCR** on **SB 631** was rejected, further conference requested, President Pro Tempore Howard naming same Senate Conferees.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with **CCRs** thereon, advising adoption of **CCRs** and passage of Measures as amended: Engrossed **HBs 1442, 1532 and 1823**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1442** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1442**, and Engrossed Senate Amendments thereto, by Cleveland of the House and Randle and Murphy of the Senate, entitled:

(Schools — Amending 70 O.S. Supp. 1978, Section 13 — 101 — Special Education Classes for Exceptional Children).

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

Add the following coauthor: Deatherage of the House.

1. That the Senate recede from Engrossed Senate Amendments Nos. 1, 2 and 3, and recommend that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCR** for **HB 1442** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Cleveland, Deatherage and Fried.

FOR THE SENATE: Randle, Watson and Howell.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1532** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1532**, and Engrossed Senate Amendments thereto, by Poulos, Baughman and Ford of the House and Wolfe, Cate and York of the Senate, entitled:

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 475.3 and 475.4; recreating the State Board of Registration for Professional Engineers and Land Surveyors in accordance with the Oklahoma Sunset Law; continuing provisions relating to membership appointments and terms of office; and adding one lay member and providing for term of office.

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 1, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1532** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Poulos and Baughman.

FOR THE SENATE: Cate and Randle.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1823** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1823**, entitled:

(Oklahoma Capital Improvement Fund — 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 Amendments 1, 2 and 3.

2. That the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1823** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Stephenson, Steward, Weichel and Whorton.

Senate Conferees: Boatner, Vice-Chairman, Cate, Dahl, Lamb, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Tinsley, Vann and Watson.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **HB 1620**, and rereferring same to GCCA.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 171 and 577.

The above numbered Enrolled Bills were referred to the Governor.

Advising fourth reading of and returning Enrolled SJR 29.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1706.

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

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed SBs, and naming same House Conferees as follows:

SB 313 — Townsend, Morgan and Cotner.

SB 631 — Cotner, Murphy and Thompson (Mick).

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 398** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 398**, entitled:

(Supreme Court — 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 Senate accept Engrossed House Amendment No. 1.

2. That Engrossed House Amendment No. 1 be amended as follows:

a. Page 1, Lines 29 and 30, by deleting the words and figure "One Million Two Hundred Five Thousand Three Hundred Sixty-five Dollars (\$1,205,365.00)" and substituting in lieu thereof the words and figure "One Million Two Hundred Sixty-six Thousand Two Hundred Thirty-five Dollars (\$1,266,235.00)".

b. Page 1, Lines 32 and 33, by deleting the words and figure "Three Hundred Seventy Thousand Four Hundred Three Dollars (\$370,403.00)" and substituting in lieu thereof the words and figure "Three Hundred Fifty-two Thousand Three Hundred Forty-three Dollars (\$352,343.00)".

c. Page 2, Line 6, by deleting the figure "\$1,408,835.00" and substituting in lieu thereof the figure "\$1,431,645.00".

d. Page 2, Line 7, by deleting the figure "\$166,933.00" and substituting in lieu thereof the figure "\$186,933.00".

e. Page 2, Line 8, by deleting the figure "\$1,575,768.00" and substituting in lieu thereof the figure "\$1,618,578.00".

f. Page 2, Lines 13 and 14, by deleting the words and figure "Forty-five Thousand Eight Hundred Dollars (\$45,800.00)" and substituting in lieu thereof the words and

figure "Forty-eight Thousand Dollars (\$48,000.00)".

g. Page 3, Line 10, by deleting the figure "\$486,033.00" and substituting in lieu thereof the figure "\$504,093.00".

h. Page 3, Line 12, by deleting the figure "\$595,847.00" and substituting in lieu thereof the figure "\$613,907.00".

i. Page 3, Lines 17 and 18, by deleting the words and figure "Forty-one Thousand Nine Hundred Ninety Dollars (\$41,990.00)" and substituting in lieu thereof the words and figure "Forty-five Thousand Dollars (\$45,000.00)".

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Lamb, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Elder, Fitzgibbon, Hopkins, Stephenson, Steward, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 412 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed SB 412, entitled:

(Oklahoma Cerebral Palsy Center — 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 Engrossed House Amendment No. 1.

2. That the House recede from Engrossed House Amendments Nos. 2, 3, 4 and 5.

3. That the following Conference Committee Amendments be adopted:

a. Page 1, Lines 23 and 24, by deleting the words and figure "Eight Hundred Six Thousand Two Hundred Twenty-one Dollars (\$806,221.00)" and substituting in lieu thereof the words and figure "Eight Hundred Thirteen Thousand Nine Hundred Ninety-two Dollars (\$813,992.00)".

b. Page 1, Lines 31 and 32, by deleting the words and figure "Twenty-eight Thousand Six Hundred Ninety Dollars (\$28,690.00)" and substituting in lieu thereof the words and figure "Twenty-nine Thousand Two Hundred Sixteen Dollars (\$29,216.00)".

c. Page 2, Lines 4 and 5, by deleting the words and figure "Six Hundred Thirteen Thousand One Hundred Ten Dollars (\$613,110.00)" and substituting in lieu thereof the words and figure "Six Hundred Thirty-nine Thousand Twenty-seven Dollars (\$639,027.00)".

d. Page 2, Line 6½, by adding a new SECTION 3 to read as follows:

"SECTION 3. The Merit System of Personnel Administration grades for the following named job classifications at the Cerebral Palsy Center, Norman, Oklahoma, shall conform to the following schedule:

Job Classification	Grade
Occupational Therapist I	28
Occupational Therapist II	30
Physical Therapist I	28
Physical Therapist II	30

Registered Nurse II	30
Registered Nurse IV	34
Licensed Practical Nurse I	21''

, and by renumbering succeeding sections accordingly.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Lamb, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Fitzgibbon, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 416** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 416**, entitled:

(Banking Department — 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 Conference Committee Substitute for Engrossed **SB 416** be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **SB 416** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Lamb, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 418** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 418**, entitled:

(Corporation 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 Amendment No. 1.

2. That the Conference Committee Substitute for Engrossed **SB 418** be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **SB 418** were distributed to all Senators.)

Senate Conferees: Boatner, Vice-Chairman, Cate, Dahl, Lamb, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, June 9, 1980, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 192, together with the **CCR** thereon was ordered transmitted to the Honorable House.

Upon motion of Senator Luton, the Senate adjourned at 11:15 a.m. to meet Monday, June 9, 1980, at 1:30 p.m.

The Senate reconvened at the hour of 6:20 p.m. with President Pro Tempore Howard presiding.

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

Senators Birdsong and Miller asked to be shown present, which was the order.

Senator York moved that the vote be reconsidered whereby the motion was adopted which declared the Senate

adjourned as a Body, which motion was declared adopted.

Senator York moved the vote be reconsidered whereby the motion prevailed to reconvene Monday, June 9, 1980, which motion was declared failed of adoption.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1823** was called up for consideration.

The **CCR** on **HB 1823** was adopted upon motion of Senator York.

HB 1823, 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, Cate, Clifton, Combs, Crutcher, Cullison, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Taliaferro, Tinsley, Vann, York and Young.—32.

Excused: Berrong, Boatner, Capps, Crow, Cummins, Keating, Luton, Miller, Nickles, Rozell, Schuelein, Smith, Stipe, Terrill, Watson and Wolfe.—16.

The bill and emergency passed.

UNANIMOUS CONSENT REQUEST

President Pro Tempore Howard asked unanimous consent that the roll and the clerk's desk be left open for those Senators who are journeying to be shown as present and voting on final passage of **HB 1823**, and the emergency thereon, to which request no objection was heard.

The Chair declared the roll and the desk will be left open so that the votes will be recorded.

Pursuant to said request, the following Senators appeared and were recorded voting aye on the bill and aye on the emergency: Senators Terrill, Stipe, Rozell, Miller, Boatner, Watson, Schuelein, Cummins and Smith.

Senator Cain presiding.

HB 1823, together with the **CCR** thereon, was returned to the Honorable House.

Senator Pierce presiding.

Senator Cain presiding.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1823**.

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

The Senate, having adopted a prior Luton motion to adjourn when the clerk's desk is clear, was declared adjourned upon motion of Senator Lane at 7:25 p.m. to reconvene Monday, June 9, 1980, under the Rule.

Seventy-fifth Legislative Day

Monday, June 9, 1980

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

Roll call:

Present: Berrong, Birdsong, Boatner, Cain, Capps, Combs, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann and Young.—36.

Excused: Cate, Clifton, Howard, Keating, Miller, Nickles, Porter, Stipe, Taliaferro, Watson, Wolfe and York.—12.

Senator Murphy declared a quorum present.

The prayer was offered by Dr. Don Whittaker, Broken Bow, the guest of Senator Lane.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Keller introduced his wife, Marsha, and her uncle, Paul Mason.

Senator Smith introduced his grandchildren, John and Courtney, and asked that they be granted privileges of the floor and named honorary pages for this legislative day. Their parents, David and Barbara Harper were also introduced.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 638 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SJR 59 by Crutcher of the Senate and Fitzgibbon of the House was read and considered.

Upon motion of Senator Crutcher, **SJR 59** was advanced to engrossment.

By unanimous consent, upon request of Senator Crutcher, **SJR 59** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 59 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann and Young.—36.

Excused: Cate, Clifton, Howard, Keating, Miller, Nickles, Porter, Stipe, Taliaferro, Watson, Wolfe and York.—12.

The resolution and emergency passed.

SJR 59 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1623** and **1723**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senators York, Howard and Cate asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 396** was called up for consideration.

The **CCR** on **SB 396** was adopted upon motion of Senator Crow.

SB 396, 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, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann, York and Young.—39.

Excused: Clifton, Keating, Miller, Nickles, Porter, Stipe, Taliaferro, Watson and Wolfe.—9.

The bill and emergency passed.

SB 396, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1058**.

HCR 1058 — By Arnold, Smith, Manning, Ford, Conaghan and Holt of the House and Keating of the Senate.

A Concurrent Resolution requesting the Department of Human Services and local governmental entities to collect certain charges and fees from delinquent child support payors; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

Senators Clifton and Nickles asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 398** was called up for consideration.

The CCR on **SB 398** was adopted upon motion of Senator Crow.

SB 398, 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, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann, York and Young.—40.

Excused: Howard, Keating, Miller, Porter, Stipe, Taliaferro, Watson and Wolfe.—8.

The bill and emergency passed.

SB 398, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **SB 412** was called up for consideration.

The CCR on **SB 412** was adopted upon motion of Senator Crow.

SB 412, 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, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Mur-

phy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann, York and Young.—40.

Excused: Howard, Keating, Miller, Porter, Stipe, Taliaferro, Watson and Wolfe.—8.

The bill and emergency passed.

SB 412, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **SB 416** was called up for consideration.

The CCR on **SB 416** was adopted upon motion of Senator Crow.

SB 416, 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, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann, York and Young.—40.

Excused: Howard, Keating, Miller, Porter, Stipe, Taliaferro, Watson and Wolfe.—8.

The bill and emergency passed.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 418** was called up for consideration.

The **CCR** on **SB 418** was adopted upon motion of Senator Crow.

SB 418, 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, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann, York and Young.—39.

Nay: Nickles and Pierce.—2.

Excused: Howard, Keating, Porter, Stipe, Taliaferro, Watson and Wolfe.—7.

The bill and emergency passed.

SB 418, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1637** was called up for consideration.

The **CCR** on **HB 1637** was adopted upon motion of Senator Crow.

HB 1637, 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, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Vann, York and Young.—41.

Excused: Howard, Keating, Porter, Stipe, Taliaferro, Watson and Wolfe.—7.

The bill and emergency passed.

HB 1637, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senators Stipe and Watson asked to be shown present, which was the order.

MOTION TO RECONSIDER VOTE

Senator Crow moved to reconsider the vote whereby **SB 416** passed on final passage, and, under the provisions of Senate Rule 19(c), the 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson, York and Young.—44.

Excused: Keating, Porter, Taliaferro and Wolfe.—4.

SB 416 remains on Final Passage.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 640**, as amended.

PENDING CONSIDERATION OF HAS

Has to **SB 640** were read as follows and rejected upon motion of Senator Lane; Conference requested and Senate Conferees appointed as follows: Senators Lane, York and Smith.

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 640** were not printed in full in the Journal. Multilith copies are available in the office of the Secretary of the Senate and copies will be distributed to each member of the Senate in compliance with Rule 16.)

MESSAGE FROM THE HOUSE

Advising rejection of 2nd **CCR** to Engrossed **SB 192**, requesting further Conference and naming same Conferees as follows: Brunton, Smith and Steward.

PENDING ACTION — HOUSE REQUEST

Upon motion of Senator Lane, the request of the Honorable House for further Conference on **SB 192** was ordered granted, President Pro Tempore Howard 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 **HB 1606** and **1641**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1606** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1606**, and Engrossed Senate Amendments thereto, by Draper of the House and York of the Senate, entitled:

(Insurance — Amending 36 O.S. Supp. 1979, Section 6125 — Prepaid Funeral Contracts — 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 Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1606** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Draper, Steward and Harper.

FOR THE SENATE: York, Birdsong and Porter.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1641** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1641**, entitled:

(Council on Law Enforcement Education and Training — 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 House adopt Engrossed Senate Amendment No. 2.

3. That the following Conference Committee Amendments to the Engrossed Bill be adopted:

a. Page 1, Lines 11, 12 and 13, by restoring the Title to read as follows:

“An Act relating to the Council on Law Enforcement Education and Training; making appropriations thereto; stating the purposes; 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.”

b. Page 1, Section 1, Lines 24 through 27 inclusive by deleting all the language on those lines and substituting the following language: “of Five Hundred Twenty-five Thousand Six Hundred Eleven Dollars (\$525,611.00)”.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker,

Johnson (Don), Elder, Fried, Hopkins, Stephenson, Steward, Weichel and Whorton.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Lamb, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Tinsley, Vann and Watson.

MOTION TO RECONSIDER VOTE

Senator Crow moved to reconsider the vote whereby the Emergency Section to **HB 1818** failed of passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, York and Young.—36.

Nay: Boatner, Keller, McCune, Nickles, Pierce, Smith and Watson.—7.

Excused: Howard, Keating, Porter, Taliaferro and Wolfe.—5.

The roll was ordered called on the Emergency Section to **HB 1818**, which resulted as follows:

Aye: Berrong, Birdsong, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Lamb, Landis, Lane, Luton, McDaniel, Miller, Murphy, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and York.—32.

Nay: Keller, Kilpatrick, Leonard, McCune, Martin, Nickles, Pierce, Randle, Smith, Watson and Young.—11.

Excused: Boatner, Keating, Porter, Taliaferro and Wolfe.—5.

The Chair advised the Senate that Senator Boatner, having been present in the Chamber at the time the vote was taken on the Emergency Section to **HB 1818**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 32. Nay: 12. Excused: 4.

The Emergency Section to **HB 1818** was declared passed.

HB 1818, together with the **CCR** thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning following Bills, together with **CCRs** thereon, advising adoption of **CCRs** and passage of Measures, as amended: En-grossed **SB 393** (2nd **CCR**), coauthored by Sparkman of the House; and **SB 423** (2nd **CCR**).

The above-numbered Bills were referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1442** was called up for consideration.

The **CCR** on **HB 1442** was adopted upon motion of Senator Randle.

HB 1442, 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, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein,

Stipe, Tinsley, Vann, Watson, York and Young.—39.

Excused: Cate, Howard, Keating, Miller, Porter, Smith, Taliaferro, Terrill and Wolfe.—9.

The bill passed.

HB 1442, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1079** was called up for consideration.

The **CCR** on **HB 1079** was adopted upon motion of Senator Boatner.

HB 1079, 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, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson, York and Young.—45.

Excused: Keating, Taliaferro and Wolfe.—3.

The bill and emergency passed.

HB 1079, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Lamb presiding.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **HB 1787** was called up for consideration.

The 2nd CCR on **HB 1787** was adopted upon motion of Senator Johnston.

HB 1787, 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, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Nay: Keller and Lamb.—2.

Excused: Keating, Porter, Taliaferro and Wolfe.—4.

The bill passed.

HB 1787, 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 1873** was called up for consideration.

The CCR on **HB 1873** was adopted upon motion of Senator Green.

HB 1873, 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, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson and York.—36.

Nay: Crow, Crutcher, Landis, Lane, Leonard, Miller, Nickles, Rozell and Young.—9.

Excused: Porter, Taliaferro and Wolfe.—3.

The bill passed.

HB 1873, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting herewith Enrolled **HB 1801**, together with the Governor's Veto Message thereon, and advising that under the provisions of Section 58, Article V, of the Constitution of the State of Oklahoma, the House has reconsidered and passed said Bill over the Governor's Veto by a three-fourths vote of all Members elected to and constituting the House, said vote being as follows: Aye: 96. Nay: 1.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed **HB 1744**, requesting further Conference and naming same Conferees as follows: Henry, Davis (Frank) and Elder.

PENDING SENATE ACTION — HOUSE REQUEST

Upon motion of Senator Lane, the request for further conference on **HB 1744** was ordered granted, President Pro Tempore Howard naming same Senate Conferees.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 473** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 473**, by Randle of the Senate and Winn of the House, entitled:

An Act relating to public buildings and public works *** providing for sworn statement under provisions of the Public Competitive Bidding Act of 1974 *** providing new exemption to provisions of act *** 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 Amendment 1.

2. That the Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 473** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Randle and Howell.

FOR THE HOUSE: Winn and Hopkins.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 631** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred Engrossed **SB 631**, by Lane of the Senate and Cotner and Murphy of the House, entitled:

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 853; defining terms in the Oklahoma Industrial Finance Authority Act *** 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 Amendment 1.

2. That the Conference Committee substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 631** will be distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Lane, Randle and Cate.

FOR THE HOUSE: Cotner, Murphy and Thompson (Mick).

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1881** was called up for consideration.

Senator Watson moved adoption of the CCR on **HB 1881**.

Senator Martin moved to reject the CCR on **HB 1881** and request further conference, which motion to reject was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Capps, Clifton, Crutcher, Cullison, Giles, Howell, Keller, Lamb, McDaniel, Martin, Miller, Pierce, Smith, Stipe, Vann and Young.—17.

Nay: Boatner, Cain, Cate, Combs, Crow, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, Murphy, Nickles, Porter, Randle, Rozell, Schuelein, Terrill, Tinsley and Watson.—27.

Excused: Birdsong, Taliaferro, Wolfe and York.—4.

The CCR on **HB 1881** was adopted upon motion of Senator Watson.

HB 1881, 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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Watson, York and Young.—35.

Nay: Berrong, Boatner, Giles, Keller, Lamb, McDaniel, Martin, Miller, Tinsley and Vann.—10.

Excused: Birdsong, Taliaferro and Wolfe.—3.

The bill passed.

HB 1881, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

SPECIAL REPORT

Senator Terrill, on behalf of the Special Committee on Health Care Delivery System, submitted the Final Report to the Senate and asked that the Senate receive said Report, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 638**.

The above numbered Enrolled Bill was 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 Lamb presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Pierce, advised and consented to the confirmation of THOMAS W. BROWN, Bartlesville, as a member of the Oklahoma Savings and Loan Board, to serve a 4-year term ending April 7, 1984. Mr. Brown succeeds himself.

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of LAVERN FISHEL, Coalgate, as a member of the Court of Bank Review, to serve an unexpired term ending June 1, 1983. Judge Fishel succeeds Judge Seay.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of WILLIAM W. MEANS, Tulsa, as a member of the Court of Bank Review, to serve a 4-year term ending June 1, 1984. Judge Means succeeds himself.

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of PAULINE MIDDLETON, McAlester, as a member of the Board of Regents, Eastern Oklahoma State College, to serve a 7-year term ending June 1, 1987. Ms. Middleton succeeds Thomas M. Potcet, Jr.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 640**, and naming House Conferees as follows: Stephenson, Dunn and Weichel.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1947**, requesting Conference with instructions as follows, and Conferees to be named later:

1. Reject Engrossed Senate Amendments to Engrossed **HB 1947**.

2. Return to the version of **HB 1947** as passed by the House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 419** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 419**, entitled:

(Insurance Commissioner — 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 adopt Engrossed House Amendment No. 1.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Lane, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 421** was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed **SB 421**, entitled:

(Liquefied Petroleum Gas 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 recommendations:

1. That the House recede from Engrossed House Amendments Numbers 1, 2, 3 and 4.

2. That the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **SB 421** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Johnson (Don), Elder, Fitzgibbon, Hopkins, Murphy, Stephenson, Weichel and Whorton.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, June 10, 1980, at 1:30 p.m., which motion prevailed.

FIRST READING

Pursuant to the Terrill motion to suspend the provisions of Joint Rule 17(b)8, the following was introduced and read the first time:

SJR 60 — By Terrill.

A Joint Resolution providing for a comprehensive full-scale investigation of alleged

police brutality; creating a Special Committee; providing for membership, duties and responsibilities; providing for certain authority of committee; authorizing employment and compensation of necessary employees; providing reimbursement for travel expenses; providing for service of process and certain expenses; authorizing payment of travel expenses for committee staff; providing for assistance of state agencies; requiring a written report of findings and recommendations; and declaring an emergency.

RESOLUTION

Senator Capps introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 114 — By Capps.

A Resolution praising and congratulating Susan Powell for being selected Miss Oklahoma; and directing distribution.

BILL RELEASED

HB 1080, together with the **CCR** thereon, was ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:20 p.m. to meet Tuesday, June 10, 1980, at 1:30 p.m.

Seventy-sixth Legislative Day

Tuesday, June 10, 1980

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, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Dahl, Johnston, Keating, Keller, Nickles and Stipe.—6.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend James E. Smith, First Christian Church, Duncan, and incorporated into the Journal upon request of Senator Landis.

Our Father God, we thank You for today, for life, for the privilege of work, for all esteemed colleagues in the Oklahoma Senate, and for all leaders in government across the land.

We thank You that a time of prayer can begin our day and these sessions. We remember You have taught us not to use empty phrases in prayer, nor a multiplicity of words, but rather to pray simply, as Jesus taught his disciples:

Our Father who art in Heaven,
Hallowed be Thy name.
Thy kingdom come,
Thy will be done,

On earth as it is in Heaven.
Give us this day our daily bread;
And forgive us our debts,

As we forgive our debtors;
And lead us not into temptation,
But deliver us from evil.

For thine is the kingdom and the power
and the glory, for ever" (Matthew 6:9-13).

Lord, today enable us, inspire us, to use our best judgment in all things so that honor and integrity, justice and righteousness may be exalted. May Jesus, the Lord of lords and the King of kings be honored in both our words and our actions. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, as the Nurse of the Day.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 9, 1980, of Enrolled SBs 171, 280, 395, 397, 471, 477, 509, 547, 577 and 590.

UNANIMOUS CONSENT REQUEST

Senator Terrill asked unanimous consent, which was granted, that when **SJR 60** is read the second time, same be referred direct to the calendar.

SECOND READING

The following was read the second time and referred as indicated.

SJR 60 — Direct to Calendar.

RESOLUTION

Senator Clifton introduced the following Resolution:

SCR 60 — By Clifton of the Senate and McIntyre of the House.

A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Bill No. 506 passed by the Second Session of the Thirty-seventh Oklahoma Legislature.

SCR 60 was read at length, adopted upon motion of Senator Clifton, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Giles, Green, Howard, Howell, Johnson, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith,

Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—40.

Excused: Dahl, Johnston, Keating, Keller, Nickles, Porter, Stipe and Young.—8.

SCR 60 was referred for engrossment.

Senators Dahl and Keating asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

The CCR on **SB 617** was called up for consideration.

The CCR on **SB 617** was adopted upon motion of Senator Terrill.

SB 617, 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, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Crow, Johnston, Keller, Nickles, Porter and Stipe.—6.

The bill passed.

SB 617, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 59 and **SCR 60** were each correctly engrossed, properly signed and ordered

transmitted to the Honorable House for consideration.

SBs 393 and 423 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1079, 1080, 1442, 1637, 1787, 1818, 1873 and 1881**.

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 1017** was called up for consideration.

The **CCR** on **HB 1017** was adopted upon motion of Senator Pierce.

HB 1017, 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, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Schuelein, Smith, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Boatner, Rozell and Taliaferro.—3.

Excused: Johnston, Keller, Nickles and Stipe.—4.

The bill passed.

HB 1017, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION — VETO OVERRIDE ON **HB 1801**

The following Veto Message of the Governor on Enrolled **HB 1801** was read as follows:

This is to advise you that on this date, I vetoed: Enrolled **HB 1801**, by Draper, et al. of the House and Kilpatrick of the Senate.

An Act relating to state officers and employees *** and declaring an emergency.

HB 1801 provides for reimbursement of membership dues or fees for members, officers and employees of the Legislature and the Legislative Council in connection with the performance of their duties with the state.

While I encourage state employees to participate in various professional and governmental organizations and associations, it is not sound fiscal management to allow discretion in payment of individuals dues. Agencies and offices, as distinguished from individuals, are currently authorized to pay for memberships, as they should be.

If **HB 1801** were good law, it should necessarily be extended to include all state employees. If such were to occur, I can foresee the state footing the bill for hundreds of professional and organizational dues, only incidental to the performances of an employee's duties with the state.

For these reasons, I have vetoed **HB 1801**.

Senator Kilpatrick moved that, notwithstanding the veto of the Chief Executive, **HB 1801** become law, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Capps, Johnston, Keller, Murphy, Nickles and Stipe.—6.

PENDING SENATE ACTION — HOUSE REQUEST

Upon motion of Senator Lane, the request of the Honorable House for conference on **HB 1947** was ordered granted, President Pro Tempore Howard naming Senate Conferees as follows: Crow, Boatner and Cate.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that House Conferees have been named on Engrossed **HB 1947**, as follows: Davis (Don), Glover and Sanders.

PENDING ACTION — CCR

Upon motion of Senator Crow, the **CCR** on **HB 1641** was rejected, further conference requested, said bill rereferred to GCCA.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate of the following change in Conferees on Engrossed **HB 1896**: Remove Arnold and add Mentzer.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 420** was read as follows 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 420**, entitled:

(Department of Labor — 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 Senate accept Engrossed House Amendment No. 1.

2. That the House recede from Engrossed House Amendment Nos. 2, 3 and 4.

3. That the following Conference Committee amendments to Engrossed **SB 420** be adopted:

a. Page 1, Lines 24 and 25, by deleting the words and figure "Four Hundred Forty-one Thousand Sixty-seven Dollars (\$441,067.00)" and substituting in lieu thereof the words and figure "Four Hundred Seventy-four Thousand Two Hundred Eight Dollars (\$474,208.00)".

b. Page 2, Line 6, by deleting the words and figure "forty-two (42)" and substituting in lieu thereof the words and figure "forty-three (43)".

c. Page 2, Lines 11 and 12, by deleting the words and figure "Five Hundred Eighty-eight Thousand Five Hundred Twenty Dollars (\$588,520.00)" and substituting in lieu thereof the words and figure "Six Hundred Fifteen Thousand Six Hundred Ten Dollars (\$615,610.00)".

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Lane, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

SB 420, 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, Giles, Howard, Howell, Johnson, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, York and Young.—34.

Nay: Berrong, Green, Keating, Landis, Leonard, McCune, Pierce, Watson and Wolfe.—9.

Excused: Johnston, Keller, Nickles, Smith and Stipe.—5.

The bill and emergency passed.

SB 420, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

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

PENDING CONSIDERATION OF CCR

The **CCR on SB 419** was called up for consideration.

The **CCR on SB 419** was adopted upon motion of Senator Crow.

SB 419, 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, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—42.

Excused: Johnston, Keller, Miller, Smith, Stipe and York.—6.

The bill and emergency passed.

SB 419, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR on SB 421** was called up for consideration.

The **CCR on SB 421** was adopted upon motion of Senator Crow.

SB 421, 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, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle,

Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—42.

Excused: Johnston, Keller, Smith, Stipe, Terrill and York.—6.

The bill and emergency passed.

SB 421, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 631** was called up for consideration.

The **CCR** on **SB 631** was adopted upon motion of Senator Lane.

SB 631, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Birdsong, Cate, Johnston, Keller, Smith and Stipe.—6.

The bill and emergency passed.

SB 631, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING ACTION — HAS

Upon motion of Senator Schuelein, **HAs** to **SB 450** were rejected and conference re-

quested, President Pro Tempore Howard naming Schuelein, Terrill and Cate as Conferees.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1532** was called up for consideration.

The **CCR** on **HB 1532** was adopted upon motion of Senator Wolfe.

HB 1532, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Johnston, Keller, Smith and Terrill.—4.

The bill and emergency passed.

HB 1532, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Crow presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1533** was called up for consideration.

The **CCR** on **HB 1533** was adopted upon motion of Senator Wolfe.

HB 1533, 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, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Johnston, Keller and Smith.—3.

The bill and emergency passed.

HB 1533, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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

PENDING CONSIDERATION OF CCR

The **CCR on HB 1576** was called up for consideration.

The **CCR on HB 1576** was adopted upon motion of Senator Porter.

HB 1576, 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, Crow, Cullison, Cummins, Dahl, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Nickles, Porter, Randle,

Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Wolfe, York and Young.—33.

Nay: Berrong, Boatner, Crutcher, Giles, Green, Johnson, Landis, Leonard, McCune, Miller, Pierce, Taliaferro and Watson.—13.

Excused: Keller and Smith.—2.

The bill passed.

Senators Landis and Taliaferro desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35. Nay: 11. Excused: 2.

The emergency passed.

HB 1576, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Keller 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 Crow presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Howard, advised and consented to the confirmation of KENNETH ANQUOE, Tulsa, as a member of the Oklahoma Indian Affairs Commission, to serve a 3-year term ending August 15, 1983. Mr. Anquoe succeeds Robert Swimmer.

The Senate, in executive session, and upon motion of Senator Porter, advised and consented to the confirmation of WILLIE BAKER, Oklahoma City, as a member of the State Textbook Committee, to serve a 3-year term ending May 1, 1982. Mr. Baker succeeds Sandra Mitchell.

The Senate, in executive session, and upon motion of Senator Berrong, advised and consented to the confirmation of FRED D. CORMACK, Cherokee, as a member of the Physician Manpower Training Commission, to serve a 5-year term ending June 5, 1983. Mr. Cormack succeeds himself.

The Senate, in executive session, and upon motion of Senator Berrong, advised and consented to the confirmation of BILLY D. DOTTER, M.D., Okeene, as a member of the Physician Manpower Training Commission, to serve a 5-year term ending June 5, 1983. Dr. Dotter succeeds himself.

The Senate, in executive session, and upon motion of Senator Crow, advised and consented to the confirmation of MARY-ANNE FITE, Mangum, as a member of the State Board of Electrology, to serve a 3-year term ending May 10, 1981. Ms. Fite succeeds Dorothy Lea Burgtorg.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of LEON GALOOB, Oklahoma City, as a member of the Solid Waste Management Advisory Committee, to serve at the pleasure of the Governor. Mr. Galoob succeeds himself.

The Senate, in executive session, and upon motion of Senator York, advised and consented to the confirmation of MICKEY HAMPTON, Oklahoma City, as a member of the State Factory Manufactured Mobile Home Board, to serve a 2-year term ending April 1, 1981. Original appointment.

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of PAUL H. HAYDON, Okemah, as a member of the Solid Waste Management Advisory Committee, to serve at the Governor's pleasure. Mr. Haydon succeeds Wendell L. Hale.

The Senate, in executive session, and upon motion of Senator Martin, advised and consented to the confirmation of SCOTT KING, Ardmore, as a member of the Solid Waste Management Advisory Committee, to serve at the Governor's pleasure. Mr. King succeeds Ira Marlatt.

The Senate, in executive session, and upon motion of Senator Berrong, advised and consented to the confirmation of WALTER SCOTT MASON III, Clinton, as a member of the Oklahoma State Department of Health, to serve a 9-year term ending June 30, 1989. Mr. Mason succeeds Arnold Helvey.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of WALTER C. METCALFE, Oklahoma City, as a member of the Oklahoma Board of Hearing Aid Dealers and Fitters, to serve a 4-year term ending September 1, 1983. Mr. Metcalfe succeeds himself.

The Senate, in executive session, and upon motion of Senator Kilpatrick, advised and consented to the confirmation of ELVIN MILLER, Del City, as a member of the Solid Waste Management Advisory Committee, to serve at the pleasure of the Governor. Mr. Miller succeeds John D. Thomas, Jr.

The Senate, in executive session, and upon motion of Senator Keller, advised and consented to the confirmation of KENNETH E. MOAK, Oklahoma City, as a member of the Oklahoma State Board of Public Accountancy, to serve a 5-year term ending June 30, 1983. Mr. Moak succeeds Woodrow Home.

The Senate, in executive session, and upon motion of Senator Johnston, advised and consented to the confirmation of BOB ROBERTSON, Crescent, as a member of the Solid Waste Management Advisory Committee, to serve at the Governor's pleasure. Mr. Robertson succeeds Milo C. Johnson.

The Senate, in executive session, and upon motion of Senator Pierce, advised and consented to the confirmation of J. FRED SAULS, Bartlesville, as a member of the Board of Registration for Professional Engineers and Land Surveyors, to serve a 5-year term ending June 28, 1983. Mr. Sauls succeeds himself.

The Senate, in executive session, and upon motion of Senator Young, advised and consented to the confirmation of HARRY G. SCOUFOS, Jr., Okemah, as a member of the Board of Pharmacy, to serve a 5-year term ending June 30, 1984. Mr. Scoufos succeeds himself.

The Senate, in executive session, and upon motion of Senator Johnston, advised and consented to the confirmation of KENNETH O. TIGER, Seminole, as a member of the Oklahoma Indian Affairs Commission, to serve a 3-year term ending August 15, 1982. Mr. Tiger succeeds Enoch K. Haney.

The Senate, in executive session, and upon motion of Senator Johnston, advised and consented to the confirmation of EDWARD M. TURK, Wewoka, as a member of the Solid Waste Management Advisory Committee, to serve at the pleasure of the Governor. Mr. Turk succeeds Melvin Moran.

Senator Lane moved the Senate stand recessed until the hour of 3:30 p.m., which motion prevailed.

The Senate reassembled at the appointed hour with Senator Luton presiding.

Senator McDaniel 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 adoption of and returning Engrossed **SCR 60**.

The above numbered Resolution was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 60 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Smith presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1606** was called up for consideration.

The **CCR** on **HB 1606** was adopted upon motion of Senator York.

HB 1606, as amended in Conference, was read at length.

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

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

Nay: Johnston.—1.

Excused: Birdsong, Clifton, Keating, Pierce and Porter.—5.

The bill and emergency passed.

HB 1606, 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 396**, coauthored by Sparkman, **SB 398**, coauthored by Sparkman, **SB 412** and **SB 418**, coauthored by Hobson.

The above numbered Bills as amended in Conference were referred for enrollment.

MOTION TO RECONSIDER VOTE

Senator Terrill moved the vote be reconsidered whereby **HB 1100** failed of passage, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Boatner, Cain, Capps, Cate, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Keller, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Watson, Wolfe, York and Young.—31.

Nay: Combs, Giles, Johnston, Keating, Kilpatrick, Lamb, Landis, Leonard and Nickles.—9.

Excused: Birdsong, Clifton, Crow, Pierce, Porter, Stipe, Tinsley and Vann.—8.

The roll was ordered called on final passage on **HB 1100**, which resulted as follows:

Aye: Cain, Capps, Cate, Crow, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Lane, Luton, McCune, McDaniel, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson and York.—27.

Nay: Berrong, Boatner, Combs, Crutcher, Giles, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Martin, Nickles, Tinsley, Wolfe and Young.—17.

Excused: Birdsong, Clifton, Pierce and Stipe.—4.

The bill passed.

Senators Berrong, Landis, Giles, Leonard, Martin, Wolfe and Combs desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 10. Excused: 4.

The emergency passed.

HB 1100, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of 2nd **CCR** to Engrossed **HB 1744**, requesting further Conference and naming same Conferees as follows: Henry, Davis (Frank) and Elder.

PENDING ACTION — HOUSE REQUEST

Upon motion of Senator Lane, the request for further conference was ordered granted on **HB 1744**, President Pro Tempore Howard naming same Conferees.

MESSAGES FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 427**, requesting further Conference and rereferring same to **GCCA**.

Advising rejection of **CCR** to Engrossed **HB 1904**, requesting further Conference and naming House Conferees as follows: Death-erage, Elder and Steward.

PENDING ACTION — HOUSE REQUESTS

Upon motion of Senator Lane, the requests for further conferences was ordered granted on the following bills, with Conferees named as follows:

SB 427 — Rereferred to **GCCA**.

HB 1904 — Same Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 473** was called up for consideration.

The **CCR** on **SB 473** was adopted upon motion of Senator Randle.

SB 473, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cul-lison, Cummins, Dahl, Giles, Green, How-ard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Mar-tin, Miller, Murphy, Nickles, Porter, Ran-dle, Rozell, Schuelein, Smith, Stipe, Talia-ferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—46.

Excused: Birdsong and Pierce.—2.

The bill and emergency passed.

SB 473, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1060**.

HCR 1060 — By Peterson of the House and Luton of the Senate.

A Concurrent Resolution recalling from the Office of the Governor Enrolled House Bill No. 1794 passed by the Second Session of the Thirty-seventh Oklahoma Legislature.

PENDING ACTION — RESOLUTION

Senator Luton asked for immediate con-sideration of **HCR 1060**, which was the order.

HCR 1060 was read at length, adopted upon motion of Senator Luton, properly signed and returned to the Honorable House.

PENDING ACTION — HAS

Upon motion of Senator Randle, **HAs** to **SB 470** were rejected and conference re-quested, President Pro Tempore Howard naming as Conferees the following: Randle, Cate and Howell.

Senator Lane moved the Senate stand recessed until 4:00 p.m., which motion pre-vailed.

The Senate reassembled with Senator Luton presiding.

Senator Lane questioned the presence of a quorum. The Presiding Officer ordered the

roll called, following which a quorum was declared present.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 640** was read as follows and adopted upon motion of Senator Lane.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed **SB 640**, by Lane and York of the Senate and Stephenson and Dunn of the House, entitled:

(Securities — Take-over Bid — 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 House Amendment No. 1 be accepted.
2. That Engrossed House Amendment No. 1 be amended as follows:
 - a. Page 1, Line 33, after the word "a" and before the word "corporation", add the word "multinational".
 - b. Page 8, Line 26½, add a new Section to read as follows:

"It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

, and amend the Title by deleting the word "AND" on Line 24½ and adding after the

word "CODIFICATION" and before the period the words "AND DECLARING AN EMERGENCY"; and further amend the Title on Line 24½ after the word "REGULATIONS" and before the semicolon insert "WITH THE CONSENT OF THE COMMISSION".

Respectfully submitted.

FOR THE SENATE: Lane, York and Smith.

FOR THE HOUSE: Dunn and Weichel.

SB 640, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Keller and Nickles.—2.

Excused: Birdsong, Howard, Murphy, Pierce and Porter.—5.

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: 42. Nay: 2. Excused: 4.

The emergency passed.

SB 640, 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 393 and 423.

The above numbered Enrolled Bills were referred to the Governor.

Senator Boatner presiding.

Senator Lane moved the Senate stand recessed until the hour of 5:00 p.m., which motion prevailed.

The Senate reassembled with Senator Boatner presiding.

Senator Lamb 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 CCR thereon, advising adoption of CCR and passage of Measure, as amended: Engrossed **HB 1041**, coauthored by Townsend, Manar, Roberts, Bengtson and Sanders of the House.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1041** was read as follows:

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1041**, and Engrossed Senate Amendments thereto, by Duke, Willis, et al, of the House and Rozell and Birdsong of the Senate, entitled:

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 *** 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 through 5 and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCR for **HB 1041** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Duke, Willis and Murphy.

FOR THE SENATE: Rozell and Cate.

PENDING ACTION — CCR

The CCR on **HB 1041** was called up for consideration.

Senators Combs, Capps and Boatner asked to be named coauthors of **HB 1041**, which was the order.

Senator Luton moved the previous question. The Chair ordered the ayes and nays taken on the motion to put the previous question and declared the motion adopted.

Senator Keller raised a point of order stating there were motions in writing on the clerk's desk relative to the disposition of the CCR on **HB 1041**.

Senator Smith raised a point of order and asked the Chair for a ruling on the motion to put the previous question; stating further that the question before the Senate was the consideration of the **CCR on HB 1041**; the vote had not been adopted on the **CCR** and a previous question motion should be ruled out of order in that the previous question was an untimely motion. which point of order the Chair ruled as well taken.

Senator Rozell was recognized to explain the **CCR on HB 1041**.

The Chair ruled that all motions shall be reduced to writing relative to **HB 1041**.

The Chair instructed the Clerk to read the motion on the desk:

Senator Keating moved to reject the Conference Committee Substitute for Engrossed **HB 1041** and to send same back to conference with the following instructions:

1. Adopt the Conference Committee Substitute by adding the following Amendment:

By Amending Section 2 of the bill by adding at the end of the section, 2 new subsections to read as follows:

“V. Sale of medicines or drugs prescribed 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 by Section 353.1 of Title 59 of the Oklahoma Statutes. Provided further, that any sales tax levied by a city or town on such sale of medicine or drugs shall be in effect regardless of ordinance or contractual provisions referring to previously imposed state sales tax on such items.

“W. Sale of all food products for human consumption which are eligible for purchase with food coupons issued by the United States Department of Agriculture pursuant to

regulations in effect on July 1, 1974, regardless of whether the retailer from which the foods are purchased is participating in the food stamp program. Provided, as used in this subsection, “foods” shall not include those items which are served, prepared or sold ready for immediate consumption in or by restaurants, drugstores, lunch counters, cafeterias, hotels or like places of business or sold ready for immediate consumption from pushcarts, motor vehicles or any other form of vehicle. Provided further, that any sales tax levied by a city or town on such sale of food products shall be in effect regardless of ordinance or contractual provisions referring to previously imposed state sales tax on such items.”

2. Amend the Title to conform.

President Pro Tempore Howard raised a point of order on the previous ruling of the Chair on the Smith point, in reference to Senate Rule 14(l), (m), (n), in that a motion to put the previous question is in order and is a prior motion, taking precedence over all motions, to which point the Chair concurred.

Senator Rozell moved to table the Keating motion to reject the **CCR on HB 1041**, which motion to table was declared adopted.

Senator Keller moved to reject the **CCR on HB 1041** and return to Conference with the following instruction:

“Prescriptive medicine and drugs be added as an item exempt from sales tax.”

Senator Rozell moved to table the Keller motion to reject, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Capps, Clifton, Crow, Crutcher, Cullison, Cummins, Howard, Howell, Johnson, Johnston, Landis, Lane, Luton, McDaniel, Martin, Miller, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro,

Terrill, Tinsley, Vann, York and Young.—28.

Nay: Cain, Combs, Green, Keating, Keller, Kilpatrick, Lamb, Leonard, McCune, Murphy, Nickles, Pierce, Watson and Wolfe.—14.

Excused: Berrong, Birdsong, Cate, Dahl, Giles and Porter.—6.

Senator Keller moved to reconsider the vote whereby the motion to reject was tabled, to which motion the Chair ruled out of order, citing the provisions of Senate Rule 19(d).

Senator Keller moved to reject the **CCR** on **HB 1041** and return to conference with the following instructions:

1. That news media not be made exempt from sales tax;
2. That all prior exemptions already existing from sales tax as to newspapers be repealed and said newspapers be made subject to sales tax the same as the news media.

President Pro Tempore Howard moved to lay the Keller motion on the table, which motion was declared adopted.

Senator Rozell moved to adopt the **CCR** on **HB 1041**.

Senator Keller moved to table the Rozell motion to adopt, which motion to table was declared failed of adoption.

The Chair advised the provisions of Senate Rule 14(n) were now in order on the Rozell motion to adopt the **CCR** on **HB 1041**, allowing the friends and opponents of the measure to debate, with the author the final ten minutes to close.

The roll was ordered taken on the Rozell motion to adopt the **CCR** on **HB 1041**, which resulted as follows:

Aye: Boatner, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Howard, Johnson, Johnston, Kilpatrick, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—29.

Nay: Cain, Combs, Green, Keating, Keller, Lamb, Landis, Leonard, McCune, Pierce, Watson and Wolfe.—12.

Excused: Berrong, Birdsong, Dahl, Giles, Howell, Nickles and Porter.—7.

The **CCR** on **HB 1041** was declared adopted.

HB 1041, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Berrong, Birdsong, Dahl, Giles, Howell, Nickles and Porter.—7.

The bill and emergency passed.

HB 1041, 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 1436** (2nd CCR), **1618** (2nd CCR), **1819**, coauthored by Barker of the House and **1926**, coauthored by Shurden of the House.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1436** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1436**, and Engrossed Senate Amendments thereto, by Smith of the House and Clifton of the Senate, entitled:

(Courts — Amending Sections in Title 20 — 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 and Senate recede from the Senate Amendment.

2. That the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1436** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Smith, Elder and Thompson (Mick).

FOR THE SENATE: Clifton and Lamb.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1618** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1618**, entitled:

An Act realting to the Secretary of the State Election Board; 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 Amendments No. 1 and 2.

2. That the following Conference Committee Amendments be adopted:

a. Page 1, Lines 10 through 13½, amend the Title to read as follows:

“An Act relating to the Secretary of the State Election Board; making appropriations thereto; stating the purposes; amending Section 2-118, Chapter 153, O.S.L. 1974, as last amended by Section 3, Chapter 240, O.S.L. 1979 (26 O.S. Supp. 1979, Section 2-118), modifying provisions for certain salaries; 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 non-fiscal; providing severability; and declaring an emergency.”

b. Page 2, Line 4½, add a new “Section 2” to read as follows:

“SECTION 2. Section 2-118, Chapter 153, O.S.L. 1974, as last amended by Section 3, Chapter 240, O.S.L. 1979 (26 O.S.

Supp. 1979, Section 2-118), is amended to read as follows:

Section 2-118. The Secretary of each county election board shall be paid an annual salary according to the following schedule.

Registered Voters	Salary
0 to 5,000	\$ 3,800
5,001 to 10,000	5,800
10,001 to 15,000	7,800
15,001 to 17,500	9,800
17,501 to 25,000	11,800
25,001 to 50,000	15,400
50,001 or more	21,000

One-half (½) of the secretary's salary shall be paid from state funds and one-half (½) from county funds, and the salary shall be paid on a monthly basis. The number of registered voters, for the purposes of this section, shall be determined by the number of registered voters in the county on January 1, 1979, and every two years thereafter."

Renumber succeeding sections accordingly.

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, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1819** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1819**, and Engrossed Senate Amendments thereto, by Draper, et al, of the House and Lane, et al, of the Senate, entitled:

An Act relating to roads, bridges and ferries; providing for the County Bridge Improvement Act; providing short title: creating a county road branch of the State Department of Transportation *** 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 Amendment, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1819** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Draper, Dunn and Weichel.

FOR THE SENATE: Lane and Cate.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1926** was read as follows and adopted upon motion of Senator Crow.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1926**, and

Engrossed Senate Amendments thereto, by Wiseman, et al, of the House and Crow, et al, of the Senate, entitled:

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1 of Enrolled House Bill No. 1920 of the 2nd Session of the 37th Oklahoma Legislature; providing an investment credit *** and directing codification.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House reject Senate Amendments Nos. 1, 2, 3, 4 and 5 and recommend the Conference Committee Substitute.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1926** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Wiseman and Henry.

FOR THE SENATE: Crow, Luton and Miller.

HB 1926, 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, Crutcher, Cullison, Cummins, Green, Howard, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—39.

Nay: Kilpatrick and Leonard.—2.

Excused: Berrong, Birdsong, Dahl, Giles, Howell, Nickles and Porter.—7.

The bill passed.

HB 1926, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 582** was read and consideration deferred.

Mr. President

Mr. Speaker

The Conference Committee, to which was referred **SB 582**, by Randle, Combs and Cain of the Senate and Arnold of the House, entitled:

An Act relating to landlord and tenant; requiring notice when converting rental property to condominiums; requiring certain disclosures; directing codification; and providing an effective date.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from all its amendments.

2. That the Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for **SB 582** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Randle, Combs and Cullison.

FOR THE HOUSE: Arnold, Cowan and Cole.

CONFERENCE COMMITTEE REPORT

The following 3rd CCR on SB 411 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was rereferred Engrossed SB 411, entitled:

An Act relating to the Oklahoma Indian Affairs Commission; making an appropriation thereto; stating the purposes *** 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 1, 2 and 3.

2. That the following Conference Committee amendments be made to the Engrossed bill:

a. Amend Page 1, Lines 22 and 23, by deleting the words and figures "One Hundred Fifty Thousand One Dollars (\$150,001.00)" and substituting in lieu thereof the words and figures "One Hundred Sixty-four Thousand One Hundred Sixty Dollars (\$164,160.00)".

b. Amend Page 1, Lines 30 and 31, by deleting the words and figures "Twenty-one Thousand Forty Dollars (\$21,040.00)" and

substituting in lieu thereof the words and figures "Twenty-one Thousand Four Hundred Twenty-eight Dollars (\$21,428.00)".

c. Amend Page 2, Lines 6 and 7, by deleting the words and figures "Two Hundred Twenty-two Thousand One Hundred Thirty Dollars (\$222,130.00)" and substituting in lieu thereof the words and figures "Two Hundred Twenty-three Thousand Four Hundred Thirty Dollars (\$223,430.00)".

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Lamb, Martin, Randle, Rozell, Johnson, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Stephenson, Steward, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 424 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to which was referred Engrossed SB 424, entitled:

(Property and Casualty Rates Board — Appropriations — Amending 36 O.S., Section 331.1 — 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 1 through 9 inclusive.

2. That Conference Committee Amendments to the Engrossed bill be made as follows:

a. Page 1, Section 1, Lines 27 and 28, after the word "of" and before the word "or" by deleting the words and figure "Two Hundred Sixty-three Thousand Five Hundred Forty Dollars (\$263,540.00)", and inserting in lieu thereof the words and figure "Two Hundred Eighty-eight Thousand Two Hundred Ninety-six Dollars (\$288,296.00)".

b. Page 2, Section 3, Lines 1 through 18 inclusive by deleting all of Section 3 and inserting a new "Section 3" to read as follows:

"SECTION 3. The State Board for Property and Casualty Rates shall appoint and fix the duties and compensation of employees, other than members of the board, and those not otherwise prescribed, necessary to carry out the functions of the State Board for Property and Casualty Rates as provided by law until January 1, 1981 when such authority and duty shall become the responsibility of the Administrator of the State Board for Property and Casualty Rates as provided by Enrolled Senate Bill No. 638, Second Regular Session 37th Legislature. The salary of the Secretary-Member shall not exceed Twelve Thousand Five Hundred Dollars (\$12,500.00) for the first six months of the fiscal year ending June 30, 1981, said salary to be payable monthly in equal monthly installments. The salary of the other board member shall not exceed Eleven Thousand Two Hundred Fifty Dollars (\$11,250.00) for the first six months of the fiscal year ending June 30, 1981, said salary to be payable monthly in equal monthly installments. Effective January 1, 1981 the salary of the Administrator of the State Board of Property and Casualty Rates shall not exceed Twelve Thousand Five Hundred Dollars (\$12,500.00) for the remainder of the fiscal year ending June 30, 1981, said

salary to be paid on a monthly basis in equal monthly installments. The maximum number of full-time-equivalent employees utilized in the operation of the State Board for Property and Casualty Rates shall not exceed ten (10), except as may be authorized under the provisions of Section 3603 of Title 74 of the Oklahoma Statutes. The payroll salary or wage, including tax-sheltered deferment contracts authorized by state statute, shall not exceed One Hundred Eighty-eight Thousand Three Hundred Fifty Dollars (\$188,350.00), during the fiscal year ending June 30, 1981."

c. Page 3, Section 4, Lines 4 through 13 inclusive, after the word and figure "[Dollars (\$3,500.00)]" delete all of Lines 4 through 13 inclusive and substitute the following words and figure: "[and the Member shall receive Three Thousand Five Hundred Dollars (\$3,500.00), annually, payable monthly, during his term, effective July 1, 1978, provided the total annual compensation of the Secretary-Member does not exceed Eighteen Thousand Five Hundred Dollars (\$18,500.00) and the total annual compensation of the Member does not exceed Seventeen Thousand Five Hundred Dollars (\$17,500.00).] FIVE THOUSAND DOLLARS (\$5,000.00), AND THE MEMBER SHALL RECEIVE FOUR THOUSAND TWO HUNDRED FIFTY DOLLARS (\$4,250.00), FOR THE PERIOD OF JULY 1, 1980 TO DECEMBER 31, 1980, PAYABLE MONTHLY IN EQUAL MONTHLY INSTALLMENTS, PROVIDED THE TOTAL COMPENSATION OF THE SECRETARY-MEMBER DOES NOT EXCEED TWELVE THOUSAND FIVE HUNDRED DOLLARS (\$12,500.00) AND THE TOTAL COMPENSATION OF THE MEMBER DOES NOT EXCEED ELEVEN THOUSAND TWO HUNDRED FIFTY DOLLARS (\$11,250.00) DURING THE AFOREMENTIONED PERIOD."

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Lamb, Mar-

tin, Randle, Rozell, Schuelein, Johnson, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 633** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 633**, by Terrill and Watson of the Senate and Hastings and Wilson of the House, entitled:

An Act relating to mental health *** modifying definition of person requiring treatment *** 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 1.
2. Committee Substitute attached.

(Pursuant to Rule 10(b), copies of the CCS for **SB 633** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Terrill, Watson and Luton.

FOR THE HOUSE: Hastings and Arnold.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 396 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 60**.

The above-numbered Enrolled Resolution was ordered filed with the Secretary of State.

Advising the signing of and transmitting for signature Enrolled **HCR 1060**.

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

Advising Conference granted on Engrossed **SB 470**, and naming House Conferees as follows: Winn, Dunn and Weichel.

Advising Conference granted on Engrossed **SB 450**, and naming House Conferees as follows: Sparkman, Mentzer and Briscoe.

Advising further Conference granted on Engrossed **HB 1641**, and rereferring same to GCCA.

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 Howard, advised and consented to the confirmation of JACK JONES, Tulsa, as a member of the Polygraph Examiners Board, to serve an unexpired term ending May 17, 1984. Mr. Jones succeeds Don Johnson.

Senator Vann presiding.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 396**.

The above-numbered Enrolled Bill was referred to the Governor.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1041 and 1926**.

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

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, June 11, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 6:40 p.m. to meet Wednesday, June 11, 1980, at 1:30 p.m.

Seventy-seventh Legislative Day

Wednesday, June 11, 1980

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

Excused: Clifton, Nickles and Smith.—3.

Senator Luton declared a quorum present.

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

Eternal God, we thank You for another day. As this session of the Oklahoma Senate begins we pray that the wisdom of the Apostle Paul from the first century could inspire twentieth century man afresh. "Whatever is true, whatever is honorable,

whatever is just, whatever is pure, whatever is lovely, whatever is gracious, if there is any excellence, if there is anything worthy of praise, think about these things" (Philippians 4:8).

From our homes and churches, from legislative halls here and across the nation, let faith be rekindled, let new inspiration come, and fresh direction from Your Holy Spirit. Through Jesus, our Savior and Present Companion. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

INTRODUCTIONS

Senator Tinsley introduced Mary Gil-mour, R.N., Kingfisher, as the Nurse of the Day.

MESSAGE FROM THE GOVERNOR

This is to advise you that on this date, June 10, 1980, I am returning **SB 506** in accordance with Senate Concurrent Resolution **60**.

SB 506 — By Clifton of the Senate and McIntyre of the House.

An Act relating to criminal procedure; amending Section 1, Chapter 240, O.S.L. 1978 *** increasing the amounts deposited in the Law Enforcement Officers Training Fund *** and declaring an emergency.

Advising approval by him June 11, 1980, of Enrolled SBs 396 and 638.

GENERAL ORDER

SJR 60 by Terrill was read and considered.

Senator Terrill, citing Rule 8(d), asked unanimous consent that Representative Stephenson be named House author of **SJR 60**, which was the order.

Upon motion of Senator Terrill, **SJR 60**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SJR 60**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 60 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Lane, Luton, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson and Wolfe.—27.

Nay: Berrong, Boatner, Capps, Giles, Johnson, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, McCune, McDaniel, Pierce, Taliaferro and Young.—16.

Excused: Birdsong, Clifton, Nickles, Smith and York.—5.

The resolution passed.

Senators Capps, Landis, Leonard, McDaniel, Boatner, York and Taliaferro desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 10. Excused: 4.

The emergency passed.

SJR 60 was referred for engrossment.

SPECIAL INTRODUCTION

Senator Keller introduced Sean O'Grady, the third ranked Lightweight in the World, and the United States Boxing Association Lightweight Champion, and his mother, Mrs. O'Grady, and asked unanimous consent, which was granted, that they be granted privileges of the floor, whereupon Mr. O'Grady was presented a Citation and asked to address the Senate.

Senators Clifton and Smith asked to be shown present, which was the order.

PENDING ACTION — RESOLUTION

SR 114, introduced on Page 978, was called up for consideration.

Senator Capps asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 114**.

SR 114, as coauthored, was read at length as follows, adopted upon motion of Senator Capps and ordered referred for enrollment.

SR 114 — By Capps.

A Resolution praising and congratulating

Susan Powell for being selected Miss Oklahoma; and directing distribution.

WHEREAS, Susan Powell, an Elk City native, has recently been selected Miss Oklahoma; and

WHEREAS, this lovely Oklahoma City University student was chosen from among 30 young women competing for the honor; and

WHEREAS, Miss Powell possesses an exceptional vocal ability which she displayed most proficiently at the Miss Oklahoma Pageant with a rendition of Lucy's Aria from "The Telephone" by Menotti; and

WHEREAS, this performance gained for Miss Powell the Ellen Wight Memorial Scholarship for the pageant's outstanding vocalist; and

WHEREAS, Miss Powell exhibits qualities which reflect admirably on this state; and

WHEREAS, this talented, charming and gracious young lady will most ably represent Oklahoma in the Miss America Pageant in September; and

WHEREAS, this state is honored to have such a beautiful representative.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises Susan Powell for her exceptional beauty and talent and congratulates her on her selection as Miss Oklahoma.

SECTION 2. Copies of this Resolution shall be dispatched to Miss Susan Powell, Mr. Wendell Powell, and Mrs. Bonita Powell.

SPECIAL INTRODUCTION

Senator Capps introduced Miss Susan Powell and her father, Wendell Powell to the Senate, and asked unanimous consent, which was granted, that Miss Powell and her party be allowed privileges of the floor to receive a copy of Enrolled **SR 114**. Miss Powell responded to the honor with brief remarks.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 398, 412 and 418 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

RESOLUTION

Senator Dahl introduced **SR 116**, which was read at length as follows:

SR 116 — By Dahl.

A Resolution praising Carrie Tucker; and directing distribution.

WHEREAS, excellence in athletic endeavor is highly esteemed in the state; and

WHEREAS, Carrie Tucker possesses outstanding athletic ability worthy of recognition; and

WHEREAS, Miss Tucker was named the outstanding female athlete in the state at the 11th annual Jim Thorpe Awards Ceremony; and

WHEREAS, the Jim Thorpe Award is the premier symbol in this state of supremacy in high school athletics; and

WHEREAS, Miss Tucker is most deserving of this award, having excelled in track and basketball; and

WHEREAS, Miss Tucker was the state's leading scorer in basketball in 1979 and 1980; and

WHEREAS, Miss Tucker set a state record in Class B hurdles competition; and

WHEREAS, the hard work and dedication necessary to achieve athletic superiority deserves praise and encouragement.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises Carrie Tucker for her exceptional athletic accomplishments and congratulates her for receiving the Jim Thorpe Award for outstanding achievements in athletics.

SECTION 2. Copies of this Resolution shall be dispatched to Carrie Tucker and the family of Carrie Tucker.

Senator Dahl asked unanimous consent, which was granted, that all other members be named coauthors of **SR 116**.

SR 116 was adopted upon motion of Senator Dahl and ordered referred for enrollment.

SPECIAL INTRODUCTION

Senator Dahl introduced Miss Tucker and asked unanimous consent, which was granted, that she be allowed privileges of the floor to receive a copy of **SR 116**.

SPECIAL INTRODUCTION

Senator Keating introduced Yahuza Yusuf, Principal Clerk in the Sokoto State Unicameral House of Assembly, and Joel Ogunrinola, Deputy Editor in the Kwara State Unicameral House of Assembly, to the Senate and asked unanimous consent they be allowed privileges of the floor and the clerk's

desk to view the proceedings for the remainder of the legislative week, which was the order.

Senator Lane moved the Senate stand recessed for fifteen minutes, which motion prevailed.

The Senate reassembled with Senator Luton presiding.

Senator Vann questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared 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 **SBs 419, 420 and 421**.

The above numbered Bills as amended in Conference were referred for enrollment.

RESOLUTION

Senator Dahl introduced **SR 117**, which was read at length, as follows:

SR 117 — By Dahl.

A Resolution praising Brad Bell; and directing distribution.

WHEREAS, athletic excellence and the competitive spirit are to be commended; and

WHEREAS, this state takes great pride in its young athletes who set an example for others by their dedication to training and hard work; and

WHEREAS, Brad Bell was named the outstanding male athlete in the state at the 11th annual Jim Thorpe Awards Ceremony; and

WHEREAS, the Jim Thorpe Award is the highest recognition of high school athletic achievement in this state; and

WHEREAS, Brad Bell is an exceptionally gifted athlete who has been named to the All-State football, baseball and basketball teams; and

WHEREAS, Brad Bell sparked the Barnsdall Panthers to the state finals in football and basketball; and

WHEREAS, Brad Bell was a member of the Panthers baseball team that won the 1980 Class A Baseball State Championship; and

WHEREAS, Brad Bell is not only a superior athlete but an outstanding student.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby praises the remarkable talent and accomplishments of Brad Bell and congratulates him for receiving the Jim Thorpe Award for outstanding achievements in athletics.

SECTION 2. Copies of this Resolution shall be dispatched to Brad Bell and the family of Brad Bell.

Senator Dahl asked unanimous consent, which was granted, that all other members be named coauthors of **SR 117**.

SR 117, as coauthored, was adopted upon motion of Senator Dahl and ordered referred for enrollment.

RESOLUTIONS

Senator Terrill introduced **SCR 61**:

SCR 61 — By Terrill.

A Concurrent Resolution recognizing and

commending certain employees of the Oklahoma University Health Sciences Center for establishing a research and treatment program for thrombosis; naming the Blood Thrombosis and Coagulation Laboratory; and directing distribution.

SCR 61 was read at length, adopted upon motion of Senator Terrill and ordered referred for engrossment.

Senator Boatner introduced **SR 115**, which was read at length as follows:

SR 115 — By Boatner.

A Resolution memorializing the Oklahoma Congressional Delegation to pursue all means of acquiring sufficient funding for the State Department of Agriculture's Meat Inspection Program; and directing distribution.

WHEREAS, the current meat inspection program of the State Department of Agriculture is in jeopardy due to insufficient funding; and

WHEREAS, this lack of money is due to reductions in federal revenue-sharing budget; and

WHEREAS, the federal government, which is supposed to pay 50% of the cost for meat inspections, has reduced funding for this program to the 1978 level; and

WHEREAS, under this level of funding, the State Department of Agriculture will need at least an additional \$179,000.00 to maintain the meat inspection program; and

WHEREAS, if more funds are not made available, it will be impossible to continue the meat inspection program in its present form beyond July 31, 1980; and

WHEREAS, the meat inspection program is federally-mandated and if it is discontinued or reduced in scope by the state, it

will be subject to take-over by the federal government; and

WHEREAS, such action would not only be an intrusion of the federal government into the state's interests, but would also produce a costlier program due to the higher salaries which are paid to federal employees.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby memorializes the Oklahoma Congressional delegation to pursue all means possible to obtain additional funding for the federally-mandated meat inspection program of the State Department of Agriculture.

SECTION 2. Copies of this Resolution shall be dispatched to the Oklahoma Congressional delegation and Bob Bergland, Secretary of the United States Department of Agriculture.

Senator Boatner moved adoption of **SR 115**, which motion was declared adopted.

SR 115 was ordered referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1059**.

HCR 1059 — By Lancaster and Davis (Guy) of the House and Rozell of the Senate.

A Concurrent Resolution strongly urging the State Personnel Board to reject or modify certain minimum qualifications for supervisory positions; encouraging an alternative system; and directing distribution.

Senator Rozell asked for immediate consideration of **HCR 1059**, which was the order.

Senator McDaniel asked to be named co-author of **HCR 1059**, which was the order.

HCR 1059, as coauthored, was adopted upon motion of Senator Rozell, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 60 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1017, 1100, 1532, 1533, 1576 and 1606**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Watson presiding.

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

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1618** was called up for consideration.

The 2nd **CCR** on **HB 1618** was adopted upon motion of Senator Crow.

HB 1618, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kel-

ler, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—44.

Excused: Birdsong, Clifton, Porter and Tinsley.—4.

The bill and emergency passed.

HB 1618, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING ACTION — CCR

Upon motion of Senator Crow, the **CCR** on **SB 424** was rejected, further Conference requested, said bill to be rereferred to **GCCA**.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 398, 412 and 418**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING ACTION — CCR

The 3rd **CCR** on **SB 411** was called up for consideration.

Senator Boatner moved adoption of the 3rd **CCR** on **SB 411**, which motion to adopt was declared failed of adoption upon a division of the question.

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 640**.

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 633** was called up for consideration.

The **CCR** on **SB 633** was adopted upon motion of Senator Terrill.

SB 633, 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, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—46.

Nay: Wolfe.—1.

Excused: Porter.—1.

The bill and emergency passed.

SB 633, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting herewith Enrolled **HB 1682**, together with the Governor's Veto Message thereon, and advising that under the provisions of Section 58, Article V, of the Constitution of the State of Oklahoma, the House has reconsidered and passed said Bill over the Governor's Veto by a three-fourths vote of all Members elected to and constituting the House, said vote being as follows: Aye: 82. Nay: 12.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 582** was called up for consideration.

The **CCR** on **SB 582** was adopted upon motion of Senator Randle.

SB 582, 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, Howard, Johnson, Johnston, Kilpatrick, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—36.

Nay: Giles, Green, Keating, Keller, Lamb, Nickles, Pierce, Stipe and Wolfe.—9.

Excused: Howell, McDaniel and Porter.—3.

The bill passed.

SB 582, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **SB 424**, and rereferring same to GCCA.

PENDING ACTION — CCR

Senator Vann moved the vote be reconsidered whereby the 3rd **CCR** on **SB 411** failed of adoption upon a division of the question, which motion to reconsider was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Lane, Luton, Martin, Miller, Murphy, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—31.

Nay: Berrong, Combs, Green, Keating, Keller, Lamb, Landis, Leonard, McCune, Nickles, Pierce, Schuelein, Watson and Wolfe.—14.

Excused: Birdsong, Crow and McDaniel.—3.

Senator Boatner moved adoption of the 3rd **CCR** on **SB 411**, which motion to adopt was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Johnson, Johnston, Kilpatrick, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—31.

Nay: Berrong, Combs, Crow, Green, Howell, Keating, Keller, Lamb, Landis, Leonard, McCune, Nickles, Pierce, Schuelein, Watson and Wolfe.—16.

Excused: Birdsong.—1.

SB 411, as amended in Conference, was read at length.

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

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Kilpatrick, Lane, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, York and Young.—32.

Nay: Berrong, Crow, Howell, Johnson, Keating, Keller, Lamb, Landis, Leonard, McCune, Nickles, Pierce, Schuelein, Watson and Wolfe.—15.

Excused: Birdsong.—1.

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: 33. Nay: 14. Excused: 1.

The emergency passed.

SB 411, 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 1638, 1641** (2nd CCR), **1644, 1744** (3rd CCR), **1748, 1783, 1836** (2nd CCR) and **1889** (2nd CCR).

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1638** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1638**, entitled:

(Bureau of Investigation — 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 Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1638** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Lamb, Martin, Randle, Rozell, Schuelein, Johnson, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1641** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1641**, entitled:

(Council on Law Enforcement Education and Training — 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 House adopt Engrossed Senate Amendment No. 2.

3. That the following Conference Committee Amendments to the Engrossed Bill be adopted:

a. Page 1, Lines 11, 12 and 13, by restoring the Title to read as follows:

"An Act relating to the Council on Law Enforcement Education and Training; making appropriations thereto; stating the purposes; 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."

b. Page 1, Section 1, Lines 26 and 27, after the words "the sum of" by deleting the words and figure "One Hundred Eighty-seven Thousand Six Hundred Five Dollars (\$187,605.00)" and substituting in lieu thereof the words and figure "One Hundred Eighty Thousand Six Hundred Eleven Dollars (\$180,611.00)".

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Lamb, Martin, Randle, Rozell, Schuelein, Johnson, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1644** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1644**, entitled:

(Bureau of Narcotics and Dangerous Drugs Control — 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 Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1644** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Dunn, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Weichel, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Lamb, Martin, Randle, Rozell, Schuelein, Johnson, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following 3rd CCR on **HB 1744** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1744**, and Engrossed Senate Amendments thereto, by Henry, Davis (Frank), Winn, Duckett, et al, of the House and Murphy, Clifton, Lamb, Green, Cain, Luton and Pierce of the Senate, entitled:

(Probate Procedure — Amending Sections in Title 58 — 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 1 and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1744** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Henry, Davis (Frank) and Elder.

FOR THE SENATE: Murphy, Clifton and Smith.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1748** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1748**, and Engrossed Senate Amendments thereto, by Twidwell of the House and Schuelein of the Senate, entitled:

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 902, as amended

by Section 1, Chapter 126, O.S.L. 1973 (47 O.S. Supp. 1979, Section 902); providing authorization to remove certain abandoned vehicles; determining value *** and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House concur in Engrossed Senate Amendments Nos. 1 and 2.

Respectfully submitted,

FOR THE HOUSE: Twidwell, Hooper and Lancaster.

FOR THE SENATE: Schuelein and Rozell.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1783** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1783**, and Engrossed Senate Amendments thereto, by Smith and Davis (Frank) of the House and Luton of the Senate, entitled:

An Act relating to homestead and exemptions; amending 31 O.S. 1971, Sections 1, as last amended by Section 6, Chapter 190, O.S.L. 1978 (31 O.S. Supp. 1979, Section 1) and 2; providing homestead exemptions from attachment, execution or other forced sale *** 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 its Amendment 1.

2. That the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1783** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Smith, Elder and Kane.

FOR THE SENATE: Luton and Tinsley.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1836** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was rereferred Engrossed **HB 1836**, and Engrossed Senate Amendments thereto, by Atkins of the House and Watson of the Senate, entitled:

(Criminal Procedure — Incompetent Persons — Repealing Sections in Title 22 — Emergency).

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

Add the following coauthor: Deatherage of the House.

That the Senate recede from its Amendments 1, 2 and 3, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1836** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Atkins, Hastings and Deatherage.

FOR THE SENATE: Watson, Lane and Green.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1889** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was rereferred Engrossed **HB 1889**, and Engrossed Senate Amendments thereto, by Winn and Duckett of the House and Tinsley, Capps and Cummins of the Senate, entitled:

An Act relating to counties and county officers; amending Sections 4 and 5, Chapter 221, O.S.L. 1979 (19 O.S. Supp. 1979, Sections 164 and 165); providing for travel reimbursement of county officers and deputies; increasing certain travel allowances; providing penalty for failure to attend meetings; providing an effective date; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from its Amendments 1, 2 and 3 and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1889** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Winn, Peterson and Glover.

FOR THE SENATE: Tinsley and Stipe.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **HB 1436** was called up for consideration.

The 2nd CCR on **HB 1436** was adopted upon motion of Senator Clifton, upon a division of the question.

HB 1436, 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, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Berrong, Nickles, Schuelein, Smith and Young.—5.

Excused: Birdsong and Terrill.—2.

The bill passed.

HB 1436, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following 3rd CCR on **SB 637** was read and adopted upon motion of Senator Howard.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 637**, by Howard of the Senate and Draper of the House, entitled:

(Employment and Unemployment — The Oklahoma Employment Security Act — Amending 40 O.S. Section 211 through Section 238.1 — 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 concur in Engrossed House Amendments Nos. 1, 2 and 3.

2. That on Lines 11½ through 14½ on Page 1 the Title be stricken and the following Title substituted therefor:

“An Act relating to employment and unemployment; renumbering, recodifying, amending and reenacting the Oklahoma Employment Security Act, 40 O.S. 1971, Section 211 through Section 238.1, both inclusive, as amended, deleting obsolete language therefrom and adding new language thereto; providing that this act shall be deemed and interpreted as a reenactment and recodification with amendments of 40 O.S. 1971, Section 211 through Section 238.1, both inclusive, as amended; providing for short title as “The Employment Security Act of 1980”; providing for transition; repealing 40 O.S. 1971, Section 211 through 238.1, both inclusive, as amended, except that 40 O.S. 1971, Section 226(a) and (b) are not repealed; and declaring an emergency.”

3. On Line 12½ on Page 30 change “PRECEEDING” to “PRECEDING”.

4. On Line 27½ on Page 30 strike “a” after “written” and before “claim.”

5. On Line 8½ on Page 39 change the semicolon to a period.

6. On Line 18½ on Page 41 strike the words "file with" and substitute therefor the words "mail to".

7. On Line 19½ on Page 45 strike the caption "PROCEDURE-BOARD OF REVIEW" and substitute therefor "RULES AND PROCEDURES IN APPEALS."

8. On Line 25½ on Page 45 insert the words "before the Board of Review" after the words "hearings and appeals" and before the words "consistent with the".

9. On Line 26½ on Page 45 the following new sentence be inserted after the sentence ending with the words "provisions of this act.": "The Commission shall adopt and, from time to time, may modify and amend rules and regulations governing appeals before the Appeals Tribunal of the Commission and its referees, which rules shall provide for one hearing before a referee near the place of the last employment involved in an intrastate appeal."

10. On Line 14½ on Page 53 substitute a semicolon for the comma after "Internal Revenue Code of 1954" and before "and".

11. On Lines 26½ through 29½ on Page 58 strike Lines 26½ through 29½ and substitute therefor the following:

"the employer.

(4) Within fourteen (14) days after the date of mailing of the notice of the determination, the employer may file with the Commission at the address prescribed in the notice his specific written objections to the contribution rate so determined. The matter will be heard upon those specific written objections by a representative of the Commission who may be a referee of the appeals tribunal. The decision thereon of the representative or

referee shall be made in writing and notice thereof mailed to the employer. The employer may appeal therefrom to the District Court by filing a petition for review with the clerk of that court within thirty (30) days after the date of mailing stated upon that notice of decision."

12. On Line 14½ through 16½ on Page 60 by striking Lines 14½ through 16½ and substituting therefor the following: "wages and whether or not the claimant is ineligible for or disqualified from benefits and the Commission shall promptly notify the employer and the claimant of that determination. The determination shall become final unless the employer or the claimant files an appeal within the time and manner provided by Part 6 of Article 2."

13. On Lines 7½ through 8½ on Page 68 by striking Lines 7½ and 8½ and substitute therefor the following: "for contribution rate in Section 3-102(3) and the employer may appeal therefrom as provided in Section 3-102(4)."

14. On Line 1½ on Page 72 substitute "days" for "day" after the word "different" and before the words "each day being".

15. On Lines 14½ through Lines 17½ on Page 73 strike the sentence beginning with the words "Provided, that the interest applicable" and ending with the words "due at due date" and substitute therefor the following sentence: "Upon all contributions not paid when due there shall accrue a penalty of One Dollar (\$1.00) for each day the payment is delinquent up to a maximum of Twenty-five Dollars (\$25.00) which shall be in addition to the interest."

16. On Line 7½ on Page 74 strike the following words: "or was required to be filed."

17. On Lines 19½ through 23½ on Page 76 by striking Lines 19½ through 23½ and substitute therefor the following:

“(4) The employer may appeal from the order confirming, modifying or vacating the prior determination and assessment to the District Court by filing a petition for review with the clerk of that court within thirty (30) days after the date of mailing stated upon the notice thereof.”

18. On Lines 10½ on Page 79 strike the word “COMMISSION.”

19. On Line 7½ on Page 81 by striking the period and adding after the words “copy was filed” a comma and the following words: “, and shall index such warrant against the real property described therein, if any is described.”

20. On Line 11½ on Page 81 the words “or personal” be inserted after the word “real” and before the word “property”.

21. On Line 18½ on Page 81 by adding a new sentence after the words “in this act.” to read as follows: “This lien shall be permanent and continuing without any requirement for executions under 12 O.S. 1971, Section 735 or any other similar statute. This lien of the State of Oklahoma shall continue until the amount of the tax, contribution, penalty and interest is paid.”

22. On Line 22 on Page 96 of Engrossed **SB 637** there be inserted a new Section 4-108 to read as follows:

“Section 4-108. EXECUTIVE DIRECTOR. The chief executive officer of the Commission shall be the Executive Director who shall be appointed by and serve at the pleasure of the Governor. The Executive Director shall have such compensation and further duties as the Commission may establish. The Executive Director may appoint in the unclassified service his

assistant and his secretary. If a person has acquired grade, rank and career status under the merit system of personnel administration before being appointed as Executive Director, his assistant or his secretary, (1) that person shall have the right to be reinstated to the position which he held prior to such appointment with the same grade, rank and compensation including all increments which would have accrued thereto if he had continued therein, and (2) that person shall be entitled during and after his appointment to continue to participate in any fringe benefit programs available to career employees including but not limited to retirement and insurance programs.”

23. On Lines 2½ and 3½ on Page 97 of Engrossed **SB 637** strike the words and figures “Fourteen Thousand Four Hundred Dollars (\$14,400.00)” and substitute therefor the words and figures “Fourteen Thousand Seven Hundred Eighty-four Dollars (\$14,784.00)”.

24. On Lines 4½ and 17½ on Page 97 of Engrossed **SB 637** insert in both lines after the word “plus” and before the word “travelling expenses” the words “actual and necessary.”

25. On Line 13½ on Page 107 the word “Subsection” be stricken and the word “section” substituted therefor.

26. On Lines 23½ and 32½ on Page 112 the word “subsection” be stricken in both lines where it appears and the word “section” substituted therefor.

27. On Line 11 on Page 113 insert a new Section 5-108 to read as follows:

“Section 5-108. OTHER PENALTIES IN THIS ACT. Other penalties are provided in the following sections:

Employer violations of employee rights — Section 2-301

Impermissible charges to claimants — Section 2-302

Disqualification of benefit claims for fraud — Section 2-402

Recovery of benefits paid upon false statement — Section 2-613.”

28. That the House join the Senate in adopting Section 9-104 at Line 30½ through 33½ on Page 117 and, by a vote of ¾rds of the members of each body, enact Engrossed **SB 637**, as amended herein, as an emergency measure.

Respectfully submitted,

FOR THE SENATE: Howard, Terrill, Cate, Luton and Stipe.

FOR THE HOUSE: Davis (Don), Duke, Monks and Sanders.

PENDING CONSIDERATION OF CCR

SB 637, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Howell, Johnson, Johnston, Kilpatrick, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Green, Keller, Lamb, McCune, Nickles, Pierce and Wolfe.—7.

Excused: Birdsong and Keating.—2.

The bill and emergency passed.

SB 637, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 470** was read and adopted upon motion of Senator Randle.

Mr. President

Mr. Speaker

The Conference Committee, to which was referred **SB 470**, by Randle of the Senate and Winn of the House, entitled:

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2458, as last amended by Section 1, Chapter 77, O.S.L. 1978, 2459 and 2471 (68 O.S. Supp. 1979, Section 2458) *** providing duties of county equalization and excise boards *** 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 Senate accept House Amendments 1 and 2.

2. That the House recede from Amendment 3.

3. That the following Conference Committee amendments be adopted:

a. Page 5, Line 13½, add the following new Section 3, and renumber the succeeding Section accordingly:

“SECTION 3. 68 O.S. 1971, Section 24104, as amended by Section 43, Chapter 30, O.S.L. 1979 (68 O.S. Supp. 1979, Section 24104), is amended to read as follows:

Section 24104. There is hereby created a Court of Tax Review which shall consist of three (3) district judges, who shall be designated by the Governor. The court shall meet

[at the State Capitol on the first Monday in October of each year and proceed to hear all protests which shall have been filed for at least five days prior thereto, and shall reconvene on the first Monday of each month thereafter until all protests have been heard and determined by it] UPON CALL OF THE PRESIDING JUDGE OF SAID COURT FOR THE PURPOSE OF HEARING PROPERLY FILED PROTESTS AGAINST ALLEGED ILLEGAL LEVIES, AS SHOWN ON THE ANNUAL BUDGETS FILED WITH THE STATE AUDITOR AND INSPECTOR. THE COURT SHALL RECONVENE UPON CALL OF THE PRESIDING JUDGE AS OFTEN AS DEEMED NECESSARY BY SAID COURT UNTIL FINAL DETERMINATION HAS BEEN MADE AS TO ALL PROTESTED LEVIES. The said judges shall be paid their traveling and living expenses while acting as members of said Court, out of the funds now provided by law for payment of district judges expenses when holding court outside the counties of their residence. The State Auditor and Inspector shall act as Clerk of said Court.

b. Page 1, Lines 9½ through 15, delete all language in the Title and insert the following Title to reflect the House and Conference Committee amendments, to read as follows:

“An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 2459, 2471 and 24104, as amended by Section 43, Chapter 30, O.S.L. 1979 (68 O.S. Supp. 1979, Section 24104); providing dates for county boards of equalization sessions; requiring duties; requiring duties in assessment roll preparation; eliminating number of days paid in counties with an assessed valuation exceeding five hundred million dollars; creating the court of tax review; providing for convening of court; providing for hearing protests against alleged illegal levies; providing for reconvening said court; providing payment of certain expenses; providing for clerk of court; and providing an effective date.

Respectfully submitted,

FOR THE SENATE: Randle and Cate.

FOR THE HOUSE: Winn, Dunn and Weichel.

PENDING CONSIDERATION OF CCR

SB 470, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, 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: Birdsong and Keating.—2.

The Chair advised the Senate that Senator Keating, having been present in the Chamber at the time the vote was taken on **SB 470**, would be shown voting “no” in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 46. Nay: 1. Excused: 1.

The bill passed.

SB 470, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 450** was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 450**, by Schuelein of the Senate and Sparkman and Lancaster of the House, entitled:

An Act relating to consumer credit code; amending 14A O.S. 1971, Section 2-104; defining consumer credit sale; making exceptions; changing a certain percentage; 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 its amendment.

Respectfully submitted,

FOR THE SENATE: Schuelein and Cate.

FOR THE HOUSE: Sparkman, Mentzer and Briscoe.

UNANIMOUS CONSENT REQUEST

The following Motion was submitted and received at the clerk's desk as an official Communication and was ordered spread in the Journal on this legislative day, upon the unanimous consent request of Senator Crow:

MOTION

I move that the Subcommittee report on **SB 399** be rejected and rereferred to the Subcommittee on Education with instructions that \$2-million be added to the bill.

Crow, Chairman, Boatner, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

, which was the order.

Senator Lane questioned the presence of a quorum. The Presiding Officer ordered the

roll called, following which a quorum was declared present.

Senator Terrill presiding.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives hereby requests the Honorable Senate to rescind the Fourth Reading and Signing of Enrolled **HB 1794**.

PENDING SENATE ACTION — HOUSE REQUEST

Upon motion of Senator Luton, the request of the Honorable House to the Senate to rescind its fourth reading and signing of Enrolled **HB 1794** was ordered granted.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives has rescinded its Fourth Reading and Signing of **HB 1794** and requests the Senate to consider the Measure further.

PENDING ACTION — HOUSE REQUEST

Senator Luton moved to reconsider the vote whereby **HB 1794** passed on Final Passage, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and York.—41

Excused: Berrong, Birdsong, Johnson, Keller, Porter, Randle and Young.—7.

DECLARATION OF VOTE

Senator Berrong asked that the record reflect that he be shown as voting "Aye" on the motion to reconsider the vote whereby **HB 1794** passed, as his voting mechanism did not properly reflect his action.

Senator Luton moved to reconsider the vote whereby the **CCR** on **HB 1794** was adopted, which motion was declared adopted.

Upon motion of Senator Luton, the **CCR** on **HB 1794** was rejected and further conference requested, President Pro Tempore Howard naming same Conferees.

Senator Luton 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 **SBs 617** and **631** (2nd **CCR**).

The above numbered Bills as amended in Conference were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 640 was correctly enrolled and, after fourth reading, 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 **HB 1794**, and naming same House Conferees, as follows: Peterson, Monks and Fitzgibbon.

Advising rejection of 2nd **CCR** to Engrossed **HB 1904**, requesting further Conference and naming same Conferees as follows: Deatherage, Elder and Steward.

Advising fourth reading of and returning Enrolled **SB 640**.

The above numbered Enrolled Bill was referred to the Governor.

Senator Cate moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, June 12, 1980, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Cate, the Senate adjourned at 4:15 p.m. to meet Thursday, June 12, 1980, at 1:30 p.m.



Seventy-eighth Legislative Day

Thursday, June 12, 1980

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, Giles, Green, Howell, Johnson, Keating, Keller, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Berrong, Cate, Howard, Johnston, Kilpatrick and Wolfe.—6.

Senator Luton declared a quorum present.

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

Our Father, we thank You for those who march to the beat of a different drummer, for those who believe with the prophets long ago and Christians today, "You are a chosen race, a royal priesthood, a holy nation, God's own people, that you may declare the

wonderful deeds of him who called you out of darkness into his marvelous light" (1 Peter 2:9).

We thank You Lord, for calling us out of darkness and for exposing us to the light of Your love expressed beautifully in and through Jesus, our Savior. Grant, our Father, today and in the days to come, faith to conquer, hope to sustain and love sufficient to empower. May the Spirit of the Savior find a dwelling place within us. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

COMMITTEE REPORTS

The following was reported by the committee named; the provisions of Senate Rule 14 were suspended.

DO PASS, as amended:

CS for **HB 1704**, coauthored by Cate (principal). Senator Johnson will remain as coauthor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 12, 1980, of Enrolled **SB 640**.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1436** and **1618**.

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 1059**.

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

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1638** was called up for consideration.

The **CCR** on **HB 1638** was adopted upon motion of Senator Crow.

HB 1638, 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, Giles, Green, Howell, Johnson, Keating, Keller, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Watson, York and Young.—40.

Excused: Berrong, Cate, Howard, Johnston, Kilpatrick, Stipe, Vann and Wolfe.—8.

The bill passed.

Senator Vann desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 41. Excused: 7.

The emergency passed.

HB 1638, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1641** was called up for consideration.

The 2nd **CCR** on **HB 1641** was adopted upon motion of Senator Crow.

HB 1641, 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Keating, Keller, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Berrong, Cate, Howard, Johnston, Kilpatrick, Smith, Stipe and Wolfe.—8.

The bill and emergency passed.

HB 1641, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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

PENDING CONSIDERATION OF CCR

The CCR on **HB 1644** was called up for consideration.

The CCR on **HB 1644** was adopted upon motion of Senator Crow.

HB 1644, 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Keller, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—42.

Excused: Berrong, Cate, Howard, Kilpatrick, Smith and Wolfe.—6.

The bill and emergency passed.

HB 1644, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

RESOLUTION

Senators Johnston and Stipe introduced the following Resolution, which was read at length as follows:

SR 118 — By Johnston and Stipe.

A Resolution honoring the outstanding achievements of Harland B. Mitchell in the field of education; and directing distribution.

WHEREAS, Harland B. Mitchell has given some 50 years of his life toward improving the education of young people in Oklahoma during the years he served as teacher, principal, speech teacher and debate

coach at Seminole High School, Superintendent of Seminole City Schools, debate coach at Seminole Junior College and President of Seminole Junior College; and

WHEREAS, he has received countless awards in the area of speech and debate, including coaching an unprecedented and unparalleled record of 13 consecutive state high school championship debate teams and numerous state and national individual champions; and

WHEREAS, he is a member of the Debate Coach Hall of Fame and the National Debate Trophy bears his name; and

WHEREAS, the quality of Oklahoma high school and college forensics is among the finest in the nation, due in large part to the endeavors of Harland B. Mitchell; and

WHEREAS, he has been active in church and civic affairs, serving as Sunday School Teacher, Campaign Director of several charity drives, and Director of the Seminole Summer Recreation Program; and

WHEREAS, by his unselfishness and dedication, he has enriched the lives of those who have worked with him and for him, but especially the many young people who are better citizens today because of this tireless efforts.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The members of the Oklahoma Senate, for themselves as individuals and on behalf of their constituents, do hereby honor Harland B. Mitchell for his outstanding achievements in the field of education.

SECTION 2. A duly authenticated copy of this Resolution shall be dispatched with appropriate ceremony to Harland B. Mitchell.

Senator Johnston asked unanimous consent that all other members be named co-authors, which was the order.

SR 118, as coauthored, was adopted upon motion of Senator Johnston and ordered referred for enrollment.

SPECIAL INTRODUCTION

Senator Johnston introduced Mr. Harland B. Mitchell and asked unanimous consent that he be allowed privileges of the floor to receive a copy of Enrolled **SR 118**. Mr. Mitchell responded with gratitude for being so honored.

Senator Johnston recognized former Senator Bill Dawson and noted he was a former student of Mr. Mitchell.

Privileges of the floor were afforded Robert Mitchell, son of Mr. Mitchell during the presentation.

RESOLUTION

Senator Stipe introduced **SR 119**.

SR 119 was adopted upon motion of Senator Stipe and ordered referred for enrollment.

Senator Luton, on behalf of Senator Stipe asked unanimous consent to amend **SR 119**, Page 1, Line 26, by striking after the word "a" and before the word "and" the word "university" and substituting in lieu thereof the words "four-year college" and on Page 2, Line 2, after the word "be" strike the balance of Section 1 and insert the following: "studied and reviewed to determine the feasibility of making Eastern Oklahoma State College a four-year college", and amending the Title to conform, which was the order.

SR 119, as amended, was read at length as follows:

SR 119 — By Stipe.

A Resolution expressing Senate intent that the functions of Eastern Oklahoma State College be studied and reviewed to determine the feasibility of making Eastern Oklahoma State College a four-year college; and directing distribution.

WHEREAS, Eastern Oklahoma State College, established in 1909 as the Oklahoma School of Mines and Metallurgy, has educated thousands of Oklahomans; and

WHEREAS, Eastern Oklahoma State College now functions as a comprehensive, two-year junior college, with an enrollment of nearly 2,000 students; and

WHEREAS, a majority of the graduates of Eastern Oklahoma State College then proceed to complete a four-year program at another institution, despite the lack of readily-accessible regional or senior universities; and

WHEREAS, the burdens sustained by many residents of southeastern Oklahoma would be greatly lessened if Eastern Oklahoma State College were made a four-year college; and

WHEREAS, the presence of a nearby university would enable many persons to participate in a four-year degree program who otherwise could not attend an institution offering such a degree; and

WHEREAS, the history, facilities and community support of Eastern Oklahoma State College would assure a successful transformation to university status.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. It is the intent of the Oklahoma Senate that the functions of Eastern

Oklahoma State College be studied and reviewed to determine the feasibility of making Eastern Oklahoma State College a four-year college.

SECTION 2. Copies of this Resolution shall be distributed to the Chancellor, each member of the Oklahoma State Regents for Higher Education and each member of the Board of Regents of Eastern Oklahoma State College.

Senator Lane moved the Senate stand at ease until the hour of 2:30 p.m., which motion prevailed.

Senators Cate and Kilpatrick asked to be shown present, which was the order.

Senator Crutcher presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 61 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 419, 420, 421, 617 and 631 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 114 and 115 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

The Senate reassembled with Senator Luton presiding.

Senator Kilpatrick questioned the presence of a quorum. The roll was ordered called, following which a quorum was declared present.

MESSAGES FROM THE HOUSE

Advising the Honorable Senate that the House of Representatives, by unanimous consent, has rescinded the Signing and Fourth Reading of **SB 506**, pursuant to **SCR 60**.

Advising the Honorable Senate that the House has, by a two-thirds vote, suspended the Rules and rescinded its instructions with regard to **HB 1896** now in Conference.

Advising rejection of **CCR** to Engrossed **HB 1860**, requesting further Conference and naming same Conferees as follows: Wiseman, Steward and Elder.

PENDING ACTION — HOUSE REQUEST

Upon motion of Senator Lane, the request of the Honorable House for further conference on **HB 1860** was ordered granted, President Pro Tempore Howard naming same Conferees.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1748** was called up for consideration.

The **CCR** on **HB 1748** was adopted upon motion of Senator Schuelcin.

HB 1748, 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, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell,

Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—41.

Excused: Berrong, Cate, Howard, Keller, Smith, Wolfe and York.—7.

The bill and emergency passed.

HB 1748, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 59**, as coauthored by Wilson.

The above numbered Resolution was referred for enrollment.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **HB 1744** was called up for consideration.

The 3rd **CCR** on **HB 1744** was adopted upon motion of Senator Murphy.

HB 1744, 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, Crow, Crutcher, Culison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—40.

Excused: Berrong, Howard, Keller, Martin, Randle, Smith, Wolfe and York.—8.

The bill passed.

HB 1744, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 450** was called up for consideration.

The **CCR** on **SB 450** was adopted upon motion of Senator Schuelein.

SB 450, 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, Crow, Crutcher, Culison, Cummins, Dahl, Green, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson and Young.—40.

Excused: Berrong, Giles, Howard, Keller, Smith, Vann, Wolfe and York.—8.

The Chair advised the Senate that Senators Vann and Giles, having been present in the Chamber at the time the vote was taken on **SB 450**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 40. Nay: 2. Excused: 6.

The bill passed.

SB 450, 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 Reports thereon,

advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed SBs 411 (3rd CCR), 473 and 637 (3rd CCR).

The above numbered Bills as amended in Conference were referred for enrollment.

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

PENDING CONSIDERATION OF CCR

The CCR on **HB 1819** was called up for consideration.

Senator Landis asked to have his name removed as a coauthor from **HB 1819**, which was the order.

The CCR on **HB 1819** was adopted upon motion of Senator Cate.

HB 1819, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Lamb, Lane, Leonard, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Nay: Landis and Luton.—2.

Excused: Berrong, Birdsong, Keller, Kilpatrick, Porter, Smith and Wolfe.—7.

The bill and emergency passed.

HB 1819, 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 419, 420, 421, 617 and 631.

The above numbered Enrolled Bills were referred to the Governor.

Senator Lane moved the Senate stand at ease until the hour of 4:00 p.m., which motion prevailed.

The Senate reassembled with Senator Luton presiding.

Senator Crow questioned the presence of a quorum. The roll was ordered called, following which a quorum was declared present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 59 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 116, 117 and 118 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCR

The 2nd CCR on **HB 1889** was called up for consideration.

Senator Keating moved to reject the 2nd Conference Committee Report on **HB 1889** and return it to conference with instructions to strike Section 4, which motion was withdrawn upon motion of Senator Keating.

The 2nd CCR on **HB 1889** was adopted upon motion of Senator Tinsley.

HB 1889, 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, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Johnston, Keating, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Nay: Cain and Howell.—2.

Excused: Berrong, Birdsong, Keller, Kilpatrick, Porter, Smith, Stipe and Wolfe.—8.

The bill and emergency passed.

HB 1889, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Boatner presiding.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent to suspend Senate Rule 19(f) to allow measures subject to reconsideration by the Senate forwarded to the House immediately upon passage, which was the order.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 490** was read as follows:

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 490**, by Howard, et al, of the Senate and Davis (Don), et al, of the House, entitled:

(Schools — Retirement Age and Benefits — Amending 70 O.S., Sections 17-101, 17-105, 17-116.1 and 17-116.2 — 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:

Add the following coauthors: Anderson, Arnold, Atkins, Combs, Cunningham, Denman, Fitzgibbon, Gray, Hargrave, Hastings, Hill, Holaday, Johnson (A.V.), Joiner, Kamas, Kelly, Kennedy, Kerr, Lawter, McCorkell, McIntyre, Milacek, Monlux, Rieger, Roberts, Sanders, Shurden, Smith, Talley, Taylor and Wiseman of the House and Birdsong, Capps, Clifton, Crutcher, Cullison, Cummins, Howell, Johnson, Keating, Kilpatrick, Lamb, Luton, Martin, Murphy, Pierce, Porter, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York of the Senate, and by removing Crow of the Senate as a coauthor.

That the House recede from its Amendments 1 and 2 and the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS for SB 490** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Terrill, Cate, Boatner and Crow.

FOR THE HOUSE: Abbott, Baughman, Davis (Don) and Fried.

PENDING ACTION — CCR

The **CCR on SB 490** was called up for consideration.

Senators Green and Boatner asked to be named coauthors of **SB 490**, which was the order.

Senator Crow asked that his name be restored as a coauthor of **SB 490**, which was the order.

Senator Howard asked unanimous consent that the following correction of a clerical error in the **CCS** for **SB 490** be made at the time of enrollment: Page 18, Line 8, by changing the figure "1981" to read "1982", which was the order.

Senator Howell asked unanimous consent that the following language be inserted after the figure "1982": "and each year thereafter" and pursuant to the above Howard unanimous consent request, that said language be shown in said bill at the time of enrollment, which was the order.

Senator Howard moved adoption of the **CCR** on **SB 490**.

Senator Lane moved the Senate stand recessed until the hour of 5:00 p.m., which motion prevailed.

The Senate reassembled with Senator Luton presiding.

Senator Cummins questioned the presence of a quorum. The roll was ordered called, following which a quorum was declared present.

Senator McDaniel moved the **CCR** on **SB 490** be rejected and the bill be referred back to committee with instructions to remove Section 7., which substitute motion was tabled upon motion of Senator Howard.

Senator Howard pressed his motion to adopt the **CCR** on **SB 490**, which motion was declared adopted.

Senator Howard moved the previous question, which motion was declared adopted.

The Chair ruled the provisions of Senate Rule 14(n) were in order, giving the friends and opponents equal time to debate the question, with the author the right to close.

SB 490, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—37.

Nay: Leonard, McDaniel, Nickles and Young.—4.

Excused: Berrong, Birdsong, Giles, Keller, McCune, Smith and Wolfe.—7.

The bill and emergency passed.

SB 490, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING ACTION — HOUSE REQUEST

Upon motion of Senator Lane, the request of the Honorable House for further conference on **HB 1904** was ordered granted, President Pro Tempore Howard naming same Conferees.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Cate, on behalf of Senator Luton, the **CCR** on **HB 1783** was rejected, and further conference requested; President Pro Tempore Howard naming same Conferees.

PENDING ACTION — HAS

Upon motion of Senator Cate, on behalf of Senator Luton, **HAs** to **SB 188** were rejected and conference requested, President Pro Tempore Howard naming Conferees as follows: Senators Green, Luton and Stipe.

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: **HB 1603**, coauthored by Duckett, Vaughn and Sparkman, **HB 1620** (2nd CCR).

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1603** was read and adopted upon motion of Senator Martin.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1603**, and Engrossed Senate Amendments thereto, by Abbott, et al, of the House and Martin and McDaniel 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 285, O.S.L. 1979, Section 7, Chapter 285, O.S.L. 1979 914, as last amended by Section 8, Chapter 285, O.S.L. 1979 and 917, as last amended by Section 10, Chapter 285, O.S.L. 1979 (74 O.S. Supp. 1979, Sections 902, 913.3, 914 and 917) *** 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 Weichel of the House be removed as coauthor and that the Senate recede from its

Amendment 1, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1603** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Abbott, Baughman, Camp, Davis (Don) and Fried.

FOR THE SENATE: Terrill, Cate, Boatner and Crow.

PENDING CONSIDERATION OF CCR

HB 1603, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Nay: Leonard and Nickles.—2.

Excused: Berrong, Birdsong, Giles, Howell, Keller, McCune, Porter, Smith and Wolfe.—9.

The bill and emergency passed.

HB 1603, 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 61**, as coauthored by Davis (Don), Glover, Manar and Talley.

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 1631** and **HB 1896**.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1631** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1631**, entitled:

(State Department of Health — Appropriations — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments Nos. 1, 2, 3 and 4.

2. That the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1631** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Murphy, Stephenson, Johnson (Don) and Whorton.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Lamb, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

Senator Watson presiding.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1896** was read and adopted upon motion of Senator Terrill.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1896**, and Engrossed Senate Amendments thereto, by Atkins and Wilson of the House and Terrill of the Senate, entitled:

An Act relating to public health and safety; amending Sections 1, 2, 3, 5 and 6, Chapter 276, O.S.L. 1975 (63 O.S. Supp. 1979, Sections 2651, 2652, 2653, 2655 and 2656); stating public policy as to institutional health services *** repealing Section 10, Chapter 293, O.S.L. 1976, and Section 4, Chapter 276, O.S.L. 1975 (63 O.S. Supp. 1979, Sections 2651.1 and 2654); 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 Amendment No. 1 and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1896** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Sparkman and Mentzer.

FOR THE SENATE: Terrill, Dahl and Luton.

PENDING CONSIDERATION OF CCR

HB 1896, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Kilpatrick, Lamb, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—35.

Nay: Landis, Pierce and Schuelein.—3.

Excused: Berrong, Birdsong, Giles, Howell, Keller, McCune, Nickles, Porter, Smith and Wolfe.—10.

The bill and emergency passed.

HB 1896, 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 633**, coauthored by Duke.

The above numbered Bill as amended in Conference was referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 40** was read and adopted upon motion of Senator Cate.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed **SB 40**, by Cate of the Senate and Davis (Don), et al, of the House, entitled:

An Act relating to insurance; providing short title; specifying scope of act; defining terms *** 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 Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 40** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Cate, Terrill and Lane.

FOR THE HOUSE: Davis (Don), Hooper and Kane.

PENDING CONSIDERATION OF CCR

SB 40, 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, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Ro-

zell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—32.

Nay: Boatner, Keating, Leonard, Pierce, Stipe and Young.—6.

Excused: Berrong, Birdsong, Crow, Giles, Howell, McCune, Nickles, Porter, Smith and Wolfe.—10.

The bill passed.

Senator Crow desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 6. Excused: 9.

The emergency passed.

SB 40, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 363** was read as follows 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 363**, entitled:

(Revenue and Taxation — Amending 68 O.S., Section 2358 — Taxable Income — 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 Engrossed House Amendment No. 1.

2. That the Conference Committee Substitute for Engrossed **SB 363** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 363** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Whorton and Johnson (Don).

Senators Stipe and Lane asked to be named coauthors of **SB 363**, which was the order.

SB 363, 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, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Excused: Berrong, Birdsong, Giles, Howell, McCune, Nickles, Porter, Smith and Wolfe.—9.

The bill passed.

SB 363, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

HOUSE AMENDMENTS

HAs to SB 406 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs to SB 406**.

SB 406, 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, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—39.

Excused: Berrong, Birdsong, Giles, Howell, McCune, Nickles, Smith, Wolfe and York.—9.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1620** was read as follows 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 1620**, entitled:

An Act relating to the Office of the State Auditor and Inspector; 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 Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1620** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Murphy, Stephenson, Johnson (Don), Weichel and Whorton.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Lamb, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

HB 1620, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—39.

Excused: Berrong, Birdsong, Giles, Howell, McCune, Nickles, Smith, Wolfe and York.—9.

The bill and emergency passed.

HB 1620, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 401** was read as follows 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 401**, entitled:

(State Board of Education — 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, 2, 3, 4 and 5.

2. That the Conference Committee Substitute be adopted.

Add the following coauthor: Randle of the Senate.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 401** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl,

Lamb, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Johnson (Don), Weichel and Whorton.

PENDING CONSIDERATION OF CCR

SB 401, 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, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—37.

Nay: Keating.—1.

Excused: Berrong, Birdsong, Crow, Giles, Howell, McCune, Nickles, Smith, Wolfe and York.—10.

The bill and emergency passed.

SB 401, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 399** was read as follows 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 399**, entitled:

(State Regents for Higher Education — 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 be adopted.

Add the following coauthor: Randle of the Senate.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 399** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Martin, Johnson, Rizell, 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 and Whorton.

PENDING CONSIDERATION OF CCR

SB 399, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb,

Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—39.

Excused: Berrong, Birdsong, Giles, Howell, McCune, Nickles, Smith, Wolfe and York.—9.

The bill and emergency passed.

SB 399, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 424** was read as follows 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 424**, entitled:

(Property and Casualty Rates Board — Appropriations — Amending 36 O.S., Section 331.1 — 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 1 through 9 inclusive.

2. That Conference Committee Amendments to the Engrossed bill be made as follows:

a. Page 1, Lines 14 through 16 by deleting the stricken title and substituting in lieu thereof a new Title to read as follows:

"An Act relating to the State Board for Property and Casualty Rates; making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees; designating maximum salaries of board members; designating maximum salary of administrator; limiting number of employees; limiting expenditures for salaries and wages; amending Section 5, Chapter 45, O.S.L. 1978 (36 O.S. Supp. 1979, Section 331.1), modifying secretary-member and member additional duties; 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, Section 1, Lines 27 and 28, after the word "of" and before the word "or" by deleting the words and figure "Two Hundred Sixty-three Thousand Five Hundred Forty Dollars (\$263,540.00)", and inserting in lieu thereof the words and figure "Two Hundred Eighty-eight Thousand Two Hundred Ninety-six Dollars (\$288,296.00)".

c. Page 2, Section 3, Lines 1 through 18 inclusive by deleting all of Section 3 and inserting a new "Section 3" to read as follows:

"SECTION 3. The State Board for Property and Casualty Rates shall appoint and fix the duties and compensation of employees, other than members of the board, and those not otherwise prescribed, necessary to carry out the functions of the State Board for Property and Casualty Rates as provided by law until January 1, 1981 when such authority and duty shall become the responsibility of the Administrator of the State Board for Property and Casualty Rates as provided by Enrolled Senate Bill No. 638,

Second Regular Session 37th Legislature. The salary of the Secretary-Member shall not exceed Twelve Thousand Five Hundred Dollars (\$12,500.00) for the first six months of the fiscal year ending June 30, 1981, said salary to be payable monthly in equal monthly installments. The salary of the other board member shall not exceed Eleven Thousand Two Hundred Fifty Dollars (\$11,250.00) for the first six months of the fiscal year ending June 30, 1981, said salary to be payable monthly in equal monthly installments. Effective January 1, 1981 the salary of the Administrator of the State Board for Property and Casualty Rates shall not exceed Twelve Thousand Five Hundred Dollars (\$12,500.00) for the remainder of the fiscal year ending June 30, 1981, said salary to be paid on a monthly basis in equal monthly installments. The maximum number of full-time-equivalent employees utilized in the operation of the State Board for Property and Casualty Rates shall not exceed ten (10), except as may be authorized under the provisions of Section 3603 of Title 74 of the Oklahoma Statutes. The total funds from all sources expended by the agency for the payment of any payroll salary or wage, including tax-sheltered deferment contracts authorized by state statute, shall not exceed One Hundred Eighty-eight Thousand Three Hundred Fifty Dollars (\$188,350.00), during the fiscal year ending June 30, 1981."

d. Page 3, Section 4, Lines 4 through 13 inclusive after the word and figure "[Dollars (\$3,500.00)]" delete all of Lines 4 through 13 inclusive and substitute the following words and figure: "[and the Member shall receive Three Thousand Five Hundred Dollars (\$3,500.00), annually, payable monthly, during his term, effective July 1, 1978, provided the total annual compensation of the Secretary-Member does not exceed Eighteen Thousand Five Hundred Dollars (\$18,500.00) and the total annual compensation of the Member does not exceed Seventeen Thousand Five

Hundred Dollars (\$17,500.00).] FIVE THOUSAND DOLLARS (\$5,000.00), AND THE MEMBER SHALL RECEIVE FOUR THOUSAND TWO HUNDRED FIFTY DOLLARS (\$4,250.00), FOR THE PERIOD OF JULY 1, 1980 TO DECEMBER 31, 1980, PAYABLE MONTHLY IN EQUAL MONTHLY INSTALLMENTS, PROVIDED THE TOTAL COMPENSATION OF THE SECRETARY-MEMBER DOES NOT EXCEED TWELVE THOUSAND FIVE HUNDRED DOLLARS (\$12,500.00) AND THE TOTAL COMPENSATION OF THE MEMBER DOES NOT EXCEED ELEVEN THOUSAND TWO HUNDRED FIFTY DOLLARS (\$11,250.00) DURING THE AFOREMENTIONED PERIOD."

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Lamb, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Johnson (Don) and Whorton.

SB 424, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—39.

Excused: Berrong, Birdsong, Giles, Howell, McCune, Nickles, Smith, Wolfe and York.—9.

The bill and emergency passed.

SB 424, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **SB 427** was read as follows 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 427**, entitled:

(State Officers and Employees — Amending 74 O.S., Section 3601 — Emergency).

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from Engrossed House Amendments No. 1, 2, 3, 4 and 5.

2. That the 2nd Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **SB 427** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Lamb, Martin, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hop-

kins, Murphy, Stephenson, Johnson (Don), Weichel and Whorton.

SB 427, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—39.

Excused: Berrong, Birdsong, Giles, Howell, McCune, Nickles, Smith, Wolfe and York.—9.

The bill and emergency passed.

SB 427, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following 3rd CCR on **SB 192** was read and adopted upon motion of Senator Keating.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 192**, by Keating and Kilpatrick of the Senate and Brunton, Steward, Denman and Cunningham of the House, entitled:

An Act relating to liens; requiring notice prior to enforcement of certain liens *** 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 its amendments.

2. That the Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for **SB 192** were distributed to all Senators.)

Respectfully submitted.

FOR THE SENATE: Keating and Schuelein.

FOR THE HOUSE: Smith and Steward.

SB 192, as amended in Conference, was read at length.

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

Aye: Cain, Cate, Clifton, Combs, Cummins, Green, Howard, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Martin, Miller, Murphy, Pierce, Randle, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann and Watson.—27.

Nay: Boatner, Capps, Crow, Crutcher, Dahl, Johnson, Luton, McDaniel, Rozell and Young.—10.

Excused: Berrong, Birdsong, Giles, Howell, McCune, Nickles, Porter, Smith, Wolfe and York.—10.

*Not voting: Cullison.—1.

*As provided under Art. 5, Sec. 24, Oklahoma Constitution, Senator Cullison asked to be shown not voting for reason of personal interest.

The bill passed.

SB 192, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

GENERAL ORDER

CS for HB 1704 by Sanders of the House and Cate and Johnson of the Senate was read and considered.

Upon motion of Senator Cate, **HB 1704** was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **HB 1704** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1704 was 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, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—37.

Nay: McDaniel.—1.

Excused: Berrong, Birdsong, Giles, Howell, McCune, Nickles, Porter, Smith, Wolfe and York.—10.

The bill and emergency passed.

HB 1704 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 556** was read as follows and adopted upon motion of Senator Boatner.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 556** by Boatner of the Senate and Barker and Wilson of the House, entitled:

(Banks and Trust Companies *** Bank or Trust-related Activities — 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 Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS for SB 556** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Boatner, Terrill and Cate.

FOR THE HOUSE: Barker, Bradley and Steward.

SB 556, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cum-

mins, Dahl, Green, Howard, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—38.

Excused: Berrong, Birdsong, Giles, Howell, McCune, Nickles, Porter, Smith, Wolfe and York.—10.

The bill and emergency passed.

SB 556, 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 470**.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 59**.

The above numbered Enrolled Resolution was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed **HB 1783**, and naming same Conferencees, as follows: Smith, Elder and Kane.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Friday, June 13, 1980, at 12:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 7:35 p.m. to meet Friday, June 13, 1980, at 12:30 p.m.



Seventy-ninth Legislative Day

Friday, June 13, 1980

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, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—41.

Excused: Berrong, Birdsong, Clifton, Keating, McCune, Smith and Wolfe.—7.

Senator Luton declared a quorum present.

The following prayer was offered by Chaplain Curt Junker, and incorporated into the Journal upon request of Senator Howard.

Chaplain Junker's prayer was used on the eve of a Battle of Edgehill 300 years ago in England and reprinted for the brass, officers and men of the amphibious command ship

before Iwo: "Lord, we shall be very busy this day; if we seem to forget Thee, do not Thou forget us." Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 13, 1980, of Enrolled SBs 393, 398, 412, 418, 423, 617 and 631.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 637 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 transmitting for consideration Engrossed **HCR 1061**.

HCR 1061 — By Davis (Guy) of the House and Boatner of the Senate.

A Concurrent Resolution urging that the Department of Human Services reconsider certain personnel policies; and directing distribution.

PENDING ACTION — RESOLUTION

Senator Boatner asked for immediate consideration of **HCR 1061**, which was the order.

HCR 1061 was adopted, upon motion of Senator Boatner, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1638, 1641, 1644, 1744, 1748, 1819 and 1889**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

There being matters on the President's desk for the consideration of the Senate in Executive Session. Senator Lane moved the Senate resolve itself into Executive Session.

The Senate reassembled in open session with Senator Cate presiding.

Senator Cate announced the following tag agents and counties represented be spread in the Journal, as approved in Executive Session, for this legislative day:

AGENT	COUNTY
Alice Hodges	Grady
Nova Camplain	Jefferson
Longford Burns	Tillman
Barbara Close	Canadian
Marla Fast	Osage
Felix C. Rogers	Comanche
William D. Hanawalt	Roger Mills

Judy J. Morris	Payne
Mary West	Rogers
Mary Ellen Williams	Washita
Joyce Elliott	Jackson
Mary Osborn	Jackson
Cynthia Griffin	Oklahoma
Nancy Craig	Oklahoma
Vera E. Colyer	Tillman
Charles W. Harris	Cleveland
Faye Donaldson	McCurtain
Ron McCoy	Pittsburg
Karol R. Gregory	Mayes
Chester A. Phillips	Payne
Lawrence Perkins	Mayes
Joe Filson	Seminole
Jo Alice Murray	Custer
Oveta Hill	McClain
Oma Gay Nichols	Major
Teresa Ann Humble	Payne
Margaret Gaylord	Osage
Nellie Graves	Washita
Wanda McGee	Noble
Rick Newby	Oklahoma
Sandra Long	Pittsburg

Senator Lane questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

Senator Boatner presiding.

SPECIAL PRESENTATIONS

Senator Stipe was recognized and gifts from the Senators and employees of the Senate were presented to President Pro Tempore Howard, Majority Floor Leader Lane, Assistant Majority Floor Leader Luton, Majority Whip York, Assistant Majority Whip Cate, Minority Floor Leader Lamb, Assistant Minority Floor Leader Watson and Minority Whip Keating.

Gifts were presented also to three retiring Senators: Senator Pierce accepted the gift on behalf of Senator Wolfe, Senator Tinsley on behalf of Senator Birdsong and Senator Capps on behalf of Senator Berrong.

Senator Crutcher presented Bobbie Steen-bergen with a gold bracelet from the Senators for her twenty-five years of service to the State Senate.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1704 was correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 406, 411, 470, 473 and 633 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 61 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 119 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

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 1626, 1634, 1653 and 1794** (4th **CCR**).

CONFERENCE COMMITTEE REPORT

The following 4th **CCR** on **HB 1794** was read and adopted upon motion of Senator Luton.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1794**, and

Engrossed Senate Amendments thereto, by Peterson, Monks, Murphy, et al, of the House and Luton of the Senate, entitled:

An Act relating to motor vehicles; amending Section 6, Chapter 181, O.S.L. 1979, as amended by Section 7, Chapter 292, O.S.L. 1979 (47 O.S. Supp. 1979, Section 23.2b); providing for perfection of a security interest in certain motor vehicles; setting certain guidelines and procedures *** 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 Engrossed Amendment No. 1, and that the Fourth Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1794** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Peterson and Monks.

FOR THE SENATE: Luton and York.

HB 1794, 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, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keller, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Stipe, Tinsley, Vann, Watson, York and Young.—35.

Nay: Johnson, Leonard, Schuelein and Taliaferro.—4.

Excused: Berrong, Birdsong, Clifton, Keating, Kilpatrick, McCune, Smith, Terrill and Wolfe.—9.

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: 36. Nay: 4. Excused: 8.

The emergency passed.

HB 1794, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 188**, and naming House Conferees as follows: Sanders, Harper and Lawter.

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 424**.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising of change in Conferees on **HB 1535** from Poulos, Baughman and Dunn to Dunn, Thompson (Mick) and Glover.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1626** 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 1625**, entitled:

(State Personnel Board — Appropriation — Amending 74 O.S. Supp., Section 813 — 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 14-15½, by restoring the Title to read as follows:

“An Act relating to the State Personnel Board; making appropriations thereto; stating the purposes; limiting expenditures for salaries and wages; amending 74 O.S. 1971, Section 813, as last amended by Section 3, Chapter 187, O.S.L. 1979 (74 O.S. Supp. 1979, 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; creating a task force on state employment practices; providing for membership and function; providing lapse dates; providing severability; and declaring an emergency.”

b. Page 1, Lines 30 through 32, by deleting all language after the word “of” on Line 30, all language on Line 31 and all language on Line 32 through the word “and” and substituting in lieu thereof the following language: “One Hundred Fifty Thousand Dollars (\$150,000.00), or so much thereof as may be necessary”.

c. Page 3, Line 18½, by adding a new “Section 6” to read as follows:

“SECTION 6. There is hereby created a fifteen (15) member Task Force on State Employment Practices to consist of fifteen (15) state employees appointed by the Oklahoma Public Employees Association to assist in the personnel study of the state merit system as authorized by the 1980 session of the Legislature. The fifteen members of the Task Force shall be representative of state employee classifications, race, geographic distribution and sex.”

, and renumber succeeding sections accordingly.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward and Whorton.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

HB 1626, 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, Cate, Combs, Crow, Curtcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Nay: Keller.—1.

Excused: Berrong, Birdsong, Clifton, Keating, McCune, Smith and Wolfe.—7.

The bill and emergency passed.

HB 1626, 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 40**, **SB 399**, co-authored by Duckett, Hobson, Duke and Roberts, **SB 401**, coauthored by Duckett and Sparkman, **SB 450** and **SB 556**.

The above numbered Bills as amended in Conference were referred for enrollment.

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

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1653** 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 1653**, entitled:

(Department of Transportation — Appropriation — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return 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 1653** be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1653** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Hopkins, Murphy, Stephenson, Steward and Whorton.

Senate Conferees: Boatner, Vice-Chairman, Dahl, Martin, Johnson, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

HB 1653, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Howard, Johnston, Kilpatrick, Lanc, Luton, McDaniel, Martin, Miller, Murphy, Porter, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, York and Young.—29.

Nay: Capps, Green, Howell, Johnson, Keller, Lamb, Landis, Leonard, Nickles, Pierce, Randle and Watson.—12.

Excused: Berrong, Birdsong, Keating, McCune, Smith, Taliaferro and Wolfe.—7.

The bill passed.

Senators Capps, Leonard 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: 9. Excused: 7.

The emergency passed.

HB 1653, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 399, 401, 424 and 450 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1603 and 1620**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 265** was read and adopted upon motion of Senator York.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 265** by Young of the Senate and Abbott, Thompson (Don) and Cole of the House, entitled:

(Cities and towns — amending 11 O.S., Section 49-120 — 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:

That the House recede from its Amendments 1, 2, 3 and 4, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **SB 265** were distributed to all Senators.)

Change of Author: Smith as principal Senate author; remove Young from the bill.

Respectfully submitted,

FOR THE SENATE: Terrill, Cate, Boatner and Crow.

FOR THE HOUSE: Abbott, Baughman, Davis (Don) and Fried.

SB 265, 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, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—40.

Nay: Nickles.—1.

Excused: Berrong, Birdsong, Keating, McCune, Smith, Terrill and Wolfe.—7.

The bill passed.

SB 265, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

DECLARATION OF VOTE

Senator Terrill asked the record to reflect had he been present at the time of final passage of **SB 265**, he would have voted "aye", which was the order.

Senator Lane moved the Senate stand at ease until the hour of 3:00 p.m., which motion prevailed.

The Senate reassembled with Senator Luton presiding.

Senator McDaniel questioned 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 1535**, remove Poulos, Baughman and Ford of the House as Author and Coauthors; and Coauthored by Glover (Principal), Reimer, Manar, Kelly, Sheppard, Shurden, Monks and Caldwell of the House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1535** was read as follows and adopted upon motion of Senator Cate.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1535**, and Engrossed Senate Amendments thereto, by Poulos, Baughman, Ford, Anderson, Trent and Thompson (Mick) of the House and Wolfe and Green of the Senate, entitled:

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 396, as amended by Section 1, Chapter 96, O.S.L. 1978 (59 O.S. Supp. 1979, Section 396); recreating the Oklahoma State Board of Embalmers and Funeral Directors in accordance with the Oklahoma Sunset Law *** 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.

Respectfully submitted,

FOR THE HOUSE: Dunn, Thompson (Mick) and Glover.

FOR THE SENATE: Cate and Randle.

Senator Wolfe, upon a written request on the clerk's desk, asked that his name be removed as Senate author and coauthor of **HB 1535**, which was the order.

Senator Green asked that his name be removed as a coauthor of **HB 1535**, which was the order.

Senator Cate asked that he be named Senate author of **HB 1535**, which was the order.

HB 1535, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—41.

Excused: Berrong, Birdsong, Keating, McCune, Smith, Wolfe and Young.—7.

The bill and emergency passed.

HB 1535, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1240**, as amended.

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 192** (3rd **CCR**), **363** and **427** (2nd **CCR**).

The above numbered Bills as amended in Conference were referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 278** was read and adopted upon motion of Senator Boatner.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 278**, by Young of the Senate and Abbott and Cole of the House, entitled:

(Cities and Towns — Police Pension and Retirement Systems — Amending 11 O.S., Section 50-114 — 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:

Change principal Senate author to Boatner; Young of the Senate as coauthor.

That the House recede from its Amendments 1, 2 and 3, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 278** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Terrill, Cate, Boatner and Crow.

FOR THE HOUSE: Abbott, Baughman, Davis (Don) and Fried.

SB 278, 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, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—40.

Nay: Nickles.—1.

Excused: Berrong, Birdsong, Keating, McCune, Smith, Wolfe and York.—7.

The bill passed.

SB 278, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Boatner presiding.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 406, 411, 470, 473, 633 and 637**.

The above numbered Enrolled Bills were referred to the Governor.

Advising the signing of and returning Enrolled **SCR 61**.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 40, 192 and 427 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Luton presiding.

UNANIMOUS CONSENT REQUEST

President Pro Tempore Howard announced the Journal on Pages 610 and 611 reflects his vote on **HJR 1053** as being in the purview of Senate Rule 33(b) in that he was in the Chamber and shown voting "no" on said Resolution.

Senator Howard asked unanimous consent that the Journal reflect that he was attempting to approach his desk and activate his switch and if the same had been accomplished he would have reflected a "No" vote on **HJR 1053**, which was the order.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 266** was read as follows and adopted upon motion of Senator Crow.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 266**, by Young of the Senate and Abbott and Murphy of the House, entitled:

(Motor Vehicles — Amending 47 O.S., Section 2-305 — 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:

That the House recede from their Amendment 1, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **SB 266** were distributed to all Senators.)

That Crow of the Senate be principal author and that Young be removed as author and from the bill.

Respectfully submitted,

FOR THE SENATE: Terrill, Cate, Boatner and Crow.

FOR THE HOUSE: Abbott, Baughman, Davis (Don) and Fried.

SB 266, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—38.

Excused: Berrong, Birdsong, Keating, McCune, Porter, Randle, Smith, Wolfe and York.—9.

*Not voting: Landis.—1.

*As provided under Art. 5, Sec. 24, Oklahoma Constitution, Senator Landis asked to be shown not voting for reason of personal interest.

The bill and emergency passed.

SB 266, 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 399, 401, 424 and 450**.

The above numbered Enrolled Bills were referred to the Governor.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 620** was read as follows and adopted upon motion of Senator Cate.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed **SB 620**, by Cate and Murphy of the Senate and Deatherage of the House, entitled:

An Act relating to state officers and employees; amending Section 9, Chapter 123, O.S.L. 1972 *** 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 Conference Committee Substitute be accepted.

3. Adding Representative Denman as a coauthor.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 620** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Cate and Lane.

FOR THE HOUSE: Deatherage and Denman.

SB 620, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson and Young.—37.

Nay: Giles and Nickles.—2.

Excused: Berrong, Birdsong, Keating, McCune, Randle, Smith, Taliaferro, Wolfe and York.—9.

The bill and emergency passed.

SB 620, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following 3rd **CCR** on **SB 313** was read as follows:

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred **SB 313**, by Vann, Birdsong,

Johnson and Stipe of the Senate and Townsend, Kerr, Vaughn and Cole of the House, entitled:

(Public Health and Safety — Amending 63 O.S., Sections 2252 et al — Solid Waste Management Advisory Committee — Emergency).

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from all its amendments.
2. That the Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 313** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Vann, Dahl and Cullison.

FOR THE HOUSE: Townsend, Mogan and Cotner.

PENDING CONSIDERATION OF CCR

The 3rd **CCR** on **SB 313** was called up for consideration.

Senator Johnson asked his name be removed as a coauthor of **SB 313**, which was the order.

Senator Vann moved adoption of the 3rd **CCR** on **SB 313**, which motion to adopt was declared failed of adoption upon a division of the question.

Senator Terrill moved to reconsider the vote whereby the 3rd CCR to **SB 313** failed of adoption upon a division of the question and elected to press his motion at this time under Rule 19(c).

The roll was ordered taken on the Terrill motion to reconsider, which motion was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Howell, Johnson, Keller, Landis, Lane, Luton, Martin, Miller, Porter, Rozell, Schuelein, Stipe, Terrill, Tinsley and Vann.—24.

Nay: Capps, Combs, Giles, Green, Howard, Johnston, Kilpatrick, Lamb, Leonard, McDaniel, Murphy, Nickles, Pierce, Watson and Young.—15.

Excused: Berrong, Birdsong, Keating, McCune, Randle, Smith, Taliaferro, Wolfe and York.—9.

Senator Vann moved adoption of the 3rd CCR on **SB 313**, which motion to adopt was declared adopted, the roll call thereon being as follows:

Aye: Boatner, Cain, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Howell, Johnson, Keller, Landis, Lane, Luton, Martin, Porter, Rozell, Schuelein, Stipe, Terrill, Tinsley and Vann.—23.

Nay: Capps, Combs, Giles, Green, Howard, Johnston, Kilpatrick, Lamb, Leonard, McDaniel, Miller, Murphy, Nickles, Pierce, Watson and Young.—16.

Excused: Berrong, Birdsong, Keating, McCune, Randle, Smith, Taliaferro, Wolfe and York.—9.

SB 313, 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, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Howell, Johnson, Keller, Lane, Luton, Martin, Miller, Murphy, Porter, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Young.—25.

Nay: Capps, Combs, Giles, Green, Howard, Johnston, Kilpatrick, Lamb, Landis, Leonard, McDaniel, Nickles, Pierce and Watson.—14.

Excused: Berrong, Birdsong, Keating, McCune, Randle, Smith, Taliaferro, Wolfe and York.—9.

The bill passed.

SB 313, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on **SB 404** 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 404**, entitled:

(Educational Television Authority — Appropriations — Codification — 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, 4 and 5.

2. That the Conference Committee Substitute be adopted.

Add the following coauthor: Randle of the Senate.

(Pursuant to Rule 10(b), copies of the CCS for **SB 404** were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Johnson (Don), Whorton and Willis.

PENDING CONSIDERATION OF CCR

SB 404, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—40.

Excused: Berrong, Birdsong, Keating, McCune, Randle, Smith, Wolfe and York.—8.

The bill and emergency passed.

SB 404, 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 **HB 1896**.

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

PENDING CONSIDERATION OF CCR

The following 2nd CCR on **HB 1836** was considered and adopted upon motion of Senator Watson.

HB 1836, 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, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—39.

Excused: Berrong, Birdsong, Clifton, Keating, McCune, Randle, Smith, Wolfe and York.—9.

The bill and emergency passed.

HB 1836, 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 490**, coauthored by Sparkman and Craighoad.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1648**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1648** 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 1648**, entitled:

(Oklahoma Conservation 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 following Conference Committee Amendments to Engrossed **HB 1648** be adopted:

a. Page 1, Line 10½ by restoring the Title to read as follows:

“An Act relating to the Oklahoma Conservation Commission; 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 dates; providing severability; and declaring an emergency.”

b. Page 1, Section 1, Line 25, by deleting the figure “\$152,382.00” and by substituting in lieu thereof the figure “\$153,918.00”.

c. Page 1, Section 1, Line 26, by deleting the figure “257,831.00” and by substituting in lieu thereof the figure “258,317.00”.

d. Page 1, Section 1, Line 27, by deleting the figure “1,792,361.00” and by substituting in lieu thereof the figure “1,842,657.00”.

e. Page 1, Section 1, Line 28, by deleting the figure “\$2,202,574.00” and by substituting in lieu thereof the figure “\$2,254,892.00”.

f. Page 1, Section 2, Lines 29 through 35, by deleting Section 2 entirely. Renumber the current Section 3 to read “Section 2”.

g. Page 2, Renumbered Section 2, Lines 6 and 7, by deleting the words and figure “Thirty-two Thousand Three Hundred Sixty Dollars (\$32,360.00)” and by substituting in lieu thereof the words and figure “Thirty-Six Thousand One Hundred Dollars (\$36,100.00)”.

h. Page 2, Renumbered Section 2, Line 15, by deleting the words and figure “One Hundred Seventy Thousand Fifty Dollars (\$170,050.00)” and by substituting in lieu thereof the words and figure “One Hundred Seventy-five Thousand Four Hundred Ten Dollars (\$175,410.00)”.

i. Page 2, Line 16½, by adding a new "Section 3" to read as follows:

"SECTION 3. There is hereby appropriated to the Oklahoma Conservation Commission, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1979, not otherwise appropriated, the sum of Five Hundred Fifty Thousand Dollars (\$550,000.00), or so much thereon as may be necessary for planning and works of improvement in problem flood areas of the state."

j. Page 2, Section 4, Lines 18 and 19, by deleting the following language: "the unappropriated cash on hand in the Oklahoma Capital Improvement Fund of the State Treasury" and by substituting in lieu thereof the language "any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1979".

k. Page 2, Section 6, Line 28, by adding after the word "by" and before the word "this" the following "Sections 1 and 4 of".

l. Page 2, Section 6, Line 32, by adding after the period (.) the following: "The appropriation made by Section 3 of this act shall not be subject to fiscal year limitations and shall be available for encumbrances and expenditure purposes for a period of thirty (30) months from the date this act is approved."

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward and Whoton.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Dahl, Martin, Johnson, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

HB 1648, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Terrill, Tinsley, Vann and Watson.—36.

Excused: Berrong, Birdsong, Howard, Keating, McCune, Randle, Smith, Stipe, Taliaferro, Wolfe, York and Young.—12.

The bill and emergency passed.

HB 1648, 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 40, 192 and 427**.

The above numbered Enrolled Bills were referred to the Governor.

CONFERENCE COMMITTEE REPORT

The following **CCR on HB 1634** 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 1634**, entitled:

(Department of Mental Health — Appropriations — Emergency).

together with Engrossed Senate Amendments thereto, beg leave to report that we

have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments Nos. 1, 2, 3, 4, 5, 6 and 7.

2. That the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS for HB 1634** were distributed to all Senators.)

Add the following coauthors: Duckett and Hobson of the House.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Murphy, Stephenson, Johnson (Don) and Whorton.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Lamb, Martin, Randle, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

HB 1634, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Terrill, Tinsley, Vann, Watson and Young.—37.

Excused: Berrong, Birdsong, Howard, Keating, McCune, Randle, Smith, Stipe, Taliaferro, Wolfe and York.—11.

The bill and emergency passed.

HB 1634, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Lane moved the Senate stand recessed, which motion prevailed.

The Senate reassembled with Senator Luton presiding.

Senator Howard questioned 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 1621**.

CONFERENCE COMMITTEE REPORT

The following **CCR on HB 1621** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1621**, entitled:

(State Board of Public Affairs — 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 the Engrossed Senate Amendment No. 1.

2. That the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(6), copies of the CCS for **HB 1621** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Johnson (Don), Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Tinsley, Vann and Watson.

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 1721, 1783** (2nd CCR) and **1947**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1721** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was referred Engrossed **HB 1721**, entitled:

(Relating to Torts — Effective Date).

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 following Conference Committee Amendments be adopted.

a. Page 1, Lines 10 and 11, restore the Title to read as follows:

“An Act relating to torts; providing for indemnification of certain persons; defining terms; providing for filing of claim; providing contents of claim; providing for hearing; providing for a board and composition thereto; making proceedings subject to Administrative Procedures Act; providing for payment of claims; creating a revolving fund; directing codification; and providing an effective date.”

b. Page 2, Lines 8-24, delete the current Section 3 and substitute in lieu thereof the following new section:

“SECTION 3. A. Upon presentation of any claim, a hearing shall be had before a board composed of two members of the Governor's staff, as the Governor shall designate, one member of the Attorney General's staff, as the Attorney General shall designate, and two members of the Legislature, one of whom shall be appointed by the Speaker of the House of Representatives and one of whom shall be appointed by President Pro Tempore of the Senate.

B. The terms and provisions of the Administrative Procedures Act shall apply to all proceedings before the board. If the board determines, on the basis of a preponderance of such evidence, that the state should indemnify the claimant for the injury, death or damage sustained, it shall approve the claim for payment. In no event shall a claim be approved by the board in excess of Five Thousand Dollars (\$5,000.00).

C. Claims approved under this act shall be paid from the Good Samaritan Fund.”

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Johnson (Don), Whoton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Tinsley, Vann and Watson.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1783** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1783**, and Engrossed Senate Amendments thereto, by Smith and Davis (Frank) of the House and Luton of the Senate, entitled:

An Act relating to homestead and exemptions; amending 31 O.S. 1971, Sections 1, as last amended by Section 6, Chapter 190, O.S.L. 1978 (31 O.S. Supp. 1979, Section 1) and 2; providing homestead exemptions from attachment, executive or other forced sale *** 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 its Amendment 1.

2. That the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1783** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Smith, Elder and Kane.

FOR THE SENATE: Luton and Tinsley.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1947** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1947**, and Engrossed Senate Amendments thereto, by Davis (Don) and Elder of the House and Crow of the Senate, entitled:

An Act relating to state government; amending 74 O.S. 1971, Sections 805, 806 and 833, as last amended by Section 4, Chapter 59, O.S.L. 1975 (74 O.S. Supp. 1979, Section 833); specifying powers and duties of the State Personnel Board; providing for reorganization of personnel department *** 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 Amendment No. 1, and that the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1947** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Davis (Don), Glover and Sanders.

FOR THE SENATE: Crow, Boatner and Cate.

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 1860** (2nd CCR).

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1860** was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed **HB 1860**, and Engrossed Senate Amendments thereto, by Wiseman of the House and Smith of the Senate, entitled:

An Act relating to the commercial code; amending 11A O.S. 1971, Section 9-404; providing for a termination statement for secured obligations *** 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 reject Senate Amendment No. 1 and recommend the Conference Committee Substitute.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1860** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Wiseman, Steward and Elder.

FOR THE SENATE: Cate and Stipe.

RESOLUTION

Senator Tinsley introduced the following Resolution, consideration of which was deferred for this legislative day.

SR 120 — By Tinsley.

A Resolution praising Mary Gilmour for her repeated service as Nurse of the Day; and directing distribution.

President Pro Tempore Howard moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, June 16, 1980, at 12:30 p.m., which motion prevailed.

Upon motion of Senator Howard, the Senate adjourned at 5:00 p.m. to meet Monday, June 16, 1980, at 12:30 p.m.



Eightieth Legislative Day

Monday, June 16, 1980

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: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Murphy, Nickles, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—42.

Excused: Birdsong, McDaniel, Miller, Randle, Wolfe and York.—6.

Senator Terrill declared a quorum present.

The following prayer was offered by Chaplain Curt Junker, and incorporated into the Journal upon request of Senator Howard.

Heavenly Father, You gave us this good land for our heritage: Keep us a people mindful of Your favor and concerned to do Your will at home and abroad.

Endue with the spirit a wisdom and courage, all those to whom in Your name we

entrust the authority of government and decision-making that there may be justice and peace.

Teach our people to accept their responsibilities that they and we may serve You faithfully in our generation and may honor Your name, for Yours is the kingdom, O Lord, and You are exalted as head above all. Amen.

The Journal for the last legislative day was declared approved by the Presiding Officer.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 13, 1980, of Enrolled **SB 637** and June 16, 1980, of Enrolled **SB 399**.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1240, 1535, 1626, 1634, 1648, 1653, 1794 and 1836**.

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 1061**.

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

PENDING ACTION — RESOLUTION

SR 120, introduced on Page 1061, was called up for consideration and read at length as follows:

SR 120 — By Tinsley.

A Resolution praising Mary Gilmour for her repeated service as Nurse of the Day; and directing distribution.

WHEREAS, Mary Gilmour, R.N., of Kingfisher, Oklahoma, has served as Nurse of the Day on numerous occasions, demonstrating at all times the highest degree of professionalism and skill; and

WHEREAS, she has brightened the Capitol with her wit, smile and personal warmth; and

WHEREAS, she has proven the depth of her patriotic love of state and country by her past service as an Army nurse; and

WHEREAS, Mary Gilmour has practiced her noble profession with unselfish dedication for some 50 years.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The members of the Oklahoma Senate, for themselves as individuals and on behalf of their constituents, express their heartfelt gratitude to Mary Gilmour for her repeated service as Nurse of the Day.

SECTION 2. A duly authenticated copy of this Resolution shall be dispatched, with appropriate ceremony, to Mary Gilmour.

Senator Tinsley asked unanimous consent that all other members be named coauthors of **SR 120**, which was the order.

SR 120, as coauthored, was adopted upon motion of Senator Tinsley and ordered referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **SB 266**, requesting further Conference and rereferring same to Joint Conference Committee on Retirement Laws.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1721** was called up for consideration.

The **CCR** on **HB 1721** was adopted upon motion of Senator Cullison.

HB 1721, as amended in Conference, was read 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, Green, Howard, Howell, Johnston, Kilpatrick, Lane, Luton, Martin, Murphy, Porter, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Young.—27.

Nay: Berrong, Boatner, Capps, Giles, Keating, Keller, Lamb, Landis, Leonard, McCune, Nickles, Pierce, Taliaferro and Watson.—14.

Excused: Birdsong, Johnson, McDaniel, Miller, Randle, Wolfe and York.—7.

The Chair advised the Senate that Senator Johnson, having been present in the Chamber at the time the vote was taken on **HB 1721**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby

resulted as follows: Aye: 27. Nay: 15.
Excused: 6.

The bill passed.

HB 1721, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1621** was called up for consideration.

The **CCR** on **HB 1621** was adopted upon motion of Senator Crow.

HB 1621, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnston, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, Martin, Murphy, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—36.

Nay: Berrong, Giles, Keating, McCune and Nickles.—5.

Excused: Birdsong, McDaniel, Miller, Pierce, Randle, Wolfe and York.—7.

The Chair advised the Senate that Senator Pierce, having been present in the Chamber at the time the vote was taken on **HB 1621**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 36. Nay: 6. Excused: 6.

The bill and emergency passed.

HB 1621, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1631** was called up for consideration.

The **CCR** on **HB 1631** was adopted upon motion of Senator Crow.

HB 1631, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Murphy, Nickles, Pierce, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—41.

Nay: Porter.—1.

Excused: Birdsong, McDaniel, Miller, Randle, Wolfe and York.—6.

The bill and emergency passed.

HB 1631, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Lane moved the Senate stand at ease until the hour of 3:15 p.m., which motion prevailed.

Senator Crutcher presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 363, 490 and 556 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

The Senate reassembled in its Chambers with Senator Terrill presiding.

Senator Combs questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

MESSAGES 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 404**, coauthored by Duke of the House.

The above numbered Bill as amended in Conference was referred for enrollment.

Advising rejection of **CCR** to Engrossed **HB 1917**, requesting further Conference and naming same Conferees as follows: Steward, Denman and Elder.

Advising fourth reading of and returning Enrolled **SBs 363, 490 and 556**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGES FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1635**, requesting further Conference and referring same to **GCCA**.

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 265 and 278**.

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING ACTION — HOUSE REQUESTS FOR CONFERENCE

Upon motion of Senator Lane, the requests of the Honorable House for further Conference was ordered granted, said bills to be referred and Conferees named as follows:

HB 1917 — Same Conferees.

SB 266 — Joint Conference Committee on Retirement Laws.

Senator Miller 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 1622, 1642 and 1646**, coauthored by Reimer of the House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1622** was read as follows 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 1622**, entitled:

(Department of Economic and Community Affairs — 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:

Add the following coauthors: Denman and Murphy of the House.

1. That the Senate recede from Engrossed Senate Amendments 1, 2, 3 and 4.

2. That the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1622** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Elder, Fitzgibbon, Fried, Murphy, Steward, Johnson (Don), Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Kilpatrick, Martin, Randle, Rozell, Schuelein, Johnson, Stipe, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1622, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, Martin, Miller, Murphy, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and Watson.—36.

Nay: Howell, Keating, Leonard and Pierce.—4.

Excused: Birdsong, Keller, McDaniel, Nickles, Randle, Wolfe, York and Young.—8.

The bill passed.

Senator Keating desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 37. Nay: 3. Excused: 8.

The emergency passed.

HB 1622, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1642** was read as follows 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 1642**, entitled:

(Department of Corrections — 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 Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1642** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Johnson, Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Whorton and Willis.

Senate Conferees: Lane, Boatner, Vice-Chairman, Cate, Dahl, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1642, 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, Crow, Cummins, Dahl, Green, Howard, Johnson, Johnston, Kilpatrick, Leonard, Luton, McCune, Martin, Miller, Murphy, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill and Tinsley.—27.

Nay: Berrong, Combs, Crutcher, Cullison, Giles, Howell, Keating, Lamb, Landis, Lane, Pierce, Vann and Watson.—13.

Excused: Birdsong, Keller, McDaniel, Nickles, Randle, Wolfe, York and Young.—8.

The bill passed.

Senators Crutcher, Cullison, Landis, Lane, Young and Vann 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 1642, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1646** was read as follows 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 1646**, entitled:

(State Department of Agriculture — 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 and 2.

2. That the Conference Committee Substitute for Engrossed **HB 1646** be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1646** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Whorton and Willis.

Senate Conferees: Lane, Boatner, Vice-Chairman, Cate, Dahl, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1646, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—41.

Excused: Birdsong, Keller, McDaniel, Nickles, Randle, Wolfe and York.—7.

The Chair advised the Senate that Senator Keller, having been present in the Chamber at the time the vote was taken on **HB 1646**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 41. Excused: 6. Nay 1.

The bill passed.

Senator Keller 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 1646, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1860** was called up for consideration.

The 2nd **CCR** on **HB 1860** was adopted upon motion of Senator Smith.

HB 1860, as amended in Conference, was read at length.

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

Aye: Cate, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, Martin, Pierce, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley and Watson.—26.

Nay: Berrong, Boatner, Cain, Capps, Crow, Johnson, Keller, Landis, Leonard, Miller, Murphy, Porter, Rozell, Vann and Young.—15.

Excused: Birdsong, Clifton, McDaniel, Nickles, Randle, Wolfe and York.—7.

The bill passed.

HB 1860, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

RESOLUTION

Senator Howard introduced **SR 121**, which was read at length, as follows:

SR 121 — By Howard.

A Resolution memorializing Congress to reinstate the draft; and directing distribution.

WHEREAS, powerful, adequately trained armed forces are essential to insure the continued freedom of the United States; and

WHEREAS, the all-volunteer military has been a dismal failure in that it does not provide sufficient protection to safeguard this country from the belligerent actions of other nations; and

WHEREAS, recent aggressive conduct by the Soviet Union and increasing anti-American terrorist activity by militants in other nations plainly show that American security is threatened; and

WHEREAS, due to the amount of time needed to train and and mobilize competent fighting forces, mere registration for the draft would prove ineffectual in preparing for military emergencies; and

WHEREAS, in order to retain the confidence of our allies and to thwart aggression by our enemies, the United States must immediately strive to improve its combat effectiveness.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby memorializes the Congress of the United States to immediately reinstate the draft.

SECTION 2. Copies of this Resolution shall be dispatched to the Oklahoma Congressional delegation.

SR 121 was adopted upon motion of Senator Howard and ordered 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 620**, coauthored by Duke.

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING ACTION — HAS

Senator Stipe asked unanimous consent that he be named Senate Author of **SB 319**, replacing Senator McDaniel and removing McDaniel from the bill, which was the order.

Upon motion of Senator Stipe, **HAs to SB 319** were rejected and conference requested, President Pro Tempore Howard naming Stipe, Lane and Smith as Conferees.

Senator Howard moved the Senate stand recessed until the hour of 4:30 p.m., which motion prevailed.

Senator Howell presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 404 and 620 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 120 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

The Senate reassembled with Senator Howard presiding.

Senator Cummins questioned a quorum. The President Pro Tempore ordered the roll called, following which a quorum was declared present.

Sergeant-at-Arms Bob Craig was recognized, who announced the arrival of the Chief Executive. The Honorable George Nigh, Governor of the State of Oklahoma, was escorted to the President's desk where he delivered a message to the Honorable Senate.

President Pro Tempore Howard moved the Senate stand recessed until the hour of 5:30 p.m., which motion prevailed.

Senator Lane presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 265 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

The Senate reassembled with Senator Terrill presiding.

Senator Cummins questioned 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 **HBs 1621, 1631** and **1721**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING ACTION — HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for further Conference on **HB 1635** was ordered granted, said bill rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1783** was called up for consideration.

The 2nd **CCR** on **HB 1783** was adopted upon motion of Senator Luton.

HB 1783, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—37.

Nay: Crow, Johnson, Lane and Terrill.—4.

Excused: Birdsong, McDaniel, Nickles, Randle, Wolfe and York.—6.

*Not voting: Smith.—1.

*As provided under Art. 5, Sec. 24, Oklahoma Constitution, Senator Smith asked to be shown not voting for reason of personal interest.

The bill and emergency passed.

HB 1783, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 278 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 121 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senator Lane moved the Senate stand at ease until 6:20 p.m., which motion prevailed.

The Senate reassembled with Senator Ter-rill presiding.

Senator Combs questioned 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 **SBs 265, 404 and 620.**

The above numbered Enrolled Bills were referred to the Governor.

Senator Lane moved the Senate stand recessed until 7:15 p.m., which motion prevailed.

Senator Keller moved the Senate adjourn under the Rule.

The Chair ruled the Keller motion out of order in that a motion to recess until the hour of 7:15 p.m. prevailed.

The Senate reassembled with Senator Ter-rill presiding.

Senator Leonard questioned a quorum. The Presiding Officer ordered the roll called, following which a quorum was declared present.

CONFERENCE COMMITTEE REPORT

The following 4th **CCR** on **SB 188** was read as follows and adopted upon motion of Senator Green.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed **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, as amended *** and changing location of filing copies of policies *** 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 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 and Stipe.

FOR THE HOUSE: Sanders, Harper and Lawter.

PENDING CONSIDERATION OF CCR

SB 188, 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, Cate, Clifton, Combs, Crow, Cummins, Dahl, Giles, Green, Howard, Johnston, Keating, Lamb, Landis, Lane, Leonard, McCune, Martin, Miller, Murphy, Pierce, Stipe, Taliaferro, Terrill, Tinsley, Vann and Watson.—30.

Nay: Crutcher, Cullison, Johnson, Keller, Kilpatrick, Porter, Rozell, Schuelein, Smith and Young.—10.

Excused: Birdsong, Howell, Luton, McDaniel, Nickles, Randle, Wolfe and York.—8.

The bill passed.

Senators Smith, Cullison and Schuelein desired to vote aye, and Senator Cummins desired to vote nay, 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 188, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following 2nd **CCR** on **SB 266** was read as follows and adopted upon motion of Senator Crow.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred **SB 266**, by Young of the Senate and Abbott and Murphy of the House, entitled:

(Motor Vehicles — Amending 47 O.S., Section 2-305 — 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:

That the House recede from their Amendment 1, and that the 2nd Conference Committee Substitute be adopted.

That Crow of the Senate be principal author and that Young of the Senate be removed as author and from the bill.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 266** were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Crow, Terrill, Cate and Boatner.

FOR THE HOUSE: Abbott, Baughman, Davis (Don) and Fried.

PENDING CONSIDERATION OF CCR

SB 266, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Keating, Keller, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann and Watson.—37.

Nay: Johnson, Smith and Young.—3.

Excused: Birdsong, Howell, McDaniel, Nickles, Randle, Wolfe and York.—7.

*Not voting: Landis.—1.

*As provided under Art. 5, Sec. 24, Oklahoma Constitution, Senator Landis asked to be shown not voting for reason of personal interest.

The bill and emergency passed.

SB 266, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

FINAL PASSAGE

SB 416, 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, Cate, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Porter, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—35.

Nay: Keating, Keller, Landis and Pierce.—4.

Excused: Birdsong, Clifton, Howell, McDaniel, Nickles, Randle, Stipe, Wolfe and York.—9.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber at the time the vote was taken on **SB 416**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 35. Nay: 5. Excused: 8.

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: 36. Nay: 4. Excused: 8.

The emergency passed.

SB 416, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1947** was called up for consideration.

The **CCR** on **HB 1947** was adopted upon motion of Senator Crow.

HB 1947, 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, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, Martin, Miller, Murphy, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and Watson.—33.

Nay: Berrong, Johnson, Keating, Keller, Leonard, McCune, Pierce and Young.—8.

Excused: Birdsong, Howell, McDaniel, Nickles, Randle, Wolfe and York.—7.

The bill and emergency passed.

HB 1947, 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 1628, 1635** (2nd **CCR**), **1636, 1645** and **1807**, coauthored by Duckett, Vaughn, Duke and Sparkman.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1807** was read as follows 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 1807**, entitled:

(Regents for Higher Education — 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 Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1807** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Johnson (Don), Elder, Murphy, Steward and Whorton.

Senate Conferees: Cate, Dahl, Lane, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1807, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann and Watson.—37.

Nay: Keating, Keller, Smith and Young.—4.

Excused: Birdsong, Howell, McDaniel, Nickles, Randle, Wolfe and York.—7.

The bill and emergency passed.

HB 1807, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1628** was read as follows 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 1628**, entitled:

(Historical Society — 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 Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1628** was distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Elder, Fitzgibbon, Murphy, Steward, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice Chairman, Cate, Dahl, Lane, Martin, Johnson, Rozell, Schuelein, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1628, as amended in Conference, was read at length.

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

Aye: Boatner, Capps, Cate, Clifton, Combs, Crow, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, Martin, Murphy, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann, Watson and Young.—31.

Nay: Berrong, Cain, Crutcher, Keating, Leonard, Miller, Pierce, Porter and Smith.—9.

Excused: Birdsong, Landis, McDaniel, Nickles, Randle, Taliaferro, Wolfe and York.—8.

The Chair advised the Senate that Senators Landis and Taliaferro, having been present in the Chamber at the time the vote was taken on **HB 1628**, would be shown voting "no" in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 31. Nay: 11. Excused: 6.

The bill passed.

Senators Landis, Taliaferro and Miller desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 8. Excused: 6.

The emergency passed.

HB 1628, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 402** was read as follows 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 402**, entitled:

(Public School Activities — State Board of Education — Appropriations — Amending 70 O.S., Sections 18-109 and 18-114 — 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 be adopted.

Add the following coauthors: Randle of the Senate and Duke of the House.

(Pursuant to Rule 10(b), copies of the **CCS** for **SB 402** were distributed to all Senators.)

Senate Conferees: Lane, Boatner, Cate, Dahl, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Denman, Johnson (Don), Elder, Fitzgibbon, Fried, Hopkins, Murphy, Stephenson, Steward, Whorton and Willis.

PENDING CONSIDERATION OF CCR

SB 402, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—42.

Excused: Birdsong, McDaniel, Nickles, Randle, Wolfe and York.—6.

The bill and emergency passed.

SB 402, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1645** was read as follows 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 1645** entitled:

(State Department of Transportation — 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 Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1645** were distributed to all Senators.)

House Conferees: Barker, Johnson (Don), Elder, Fitzgibbon, Murphy, Steward, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Lane, Martin, Johnson, Rozell, Schuelein, Stipe, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1645, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann, Watson and Young.—40.

Nay: Porter.—1.

Excused: Birdsong, McDaniel, Nickles, Randle, Taliaferro, Wolfe and York.—7.

The bill and emergency passed.

HB 1645, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST

Senator Crow asked unanimous consent, which was granted, that consideration of **HB 1635** be allowed pending distribution of copies of the 2nd CCR on **HB 1635**.

CONFERENCE COMMITTEE REPORT

The following 2nd CCR on **HB 1635** was read as follows and adopted upon motion of Senator Crow.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to which was rereferred Engrossed **HB 1635**, entitled:

(Oklahoma Department of Public Safety — Appropriations — Amending 47 O.S. Supp. Section 14-116 — 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 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1635** were distributed to all Senators.)]

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Johnson (Don), Elder, Fitzgibbon, Murphy, Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Lane, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1635, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—42.

Excused: Birdsong, McDaniel, Nickles, Randle, Wolfe and York.—6.

The bill and emergency passed.

HB 1635, together with the Conference Committee Report thereon, was ordered returned to the Honorable House

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1636** was read as follows 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 1636**, entitled:

(Motor Vehicles — Department of Public Safety — Amending Sections in Title 47 and Title 63, Section 825.1 — 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, 6 and 7.

2. That the Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCR for **HB 1636** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Elder, Fitzgibbon, Murphy, Johnson (Don), Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice-Chairman, Cate, Dahl, Lane, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1636, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Cain, Capps, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Smith, Stipe,

Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—40.

Excused: Birdsong, Howard, Keating, McDaniel, Nickles, Randle, Wolfe and York.—8.

The bill and emergency passed.

HB 1636, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1622, 1642, 1646, 1783 and 1860**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1647**.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1647** was read as follows 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 1647**, entitled:

(Oklahoma Tourism and Recreation Department — 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, 2, 3, 4, 5, 6, 7, 8 and 9.

2. That the Conference Committee Substitute for Engrossed **HB 1647** be adopted.

(Pursuant to Rule 10(b), copies of the **CCS** for **HB 1647** were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Deatherage, Vice Chairman, Barker, Elder, Fitzgibbon, Murphy, Johnson (Don), Whorton and Willis.

Senate Conferees: Crow, Chairman, Boatner, Vice Chairman, Cate, Dahl, Lane, Martin, Johnson, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Vann and Watson.

PENDING CONSIDERATION OF CCR

HB 1647, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Capps, Cate, Clifton, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, Martin, Miller, Murphy, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—32.

Nay: Cain, Combs, Howell, Keller, Leonard, McCune, Pierce and Porter.—8.

Excused: Birdsong, Keating, McDaniel, Nickles, Randle, Smith, Wolfe and York.—8.

The bill and emergency passed.

HB 1647, 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 278**.

The above numbered Enrolled Bill was referred to the Governor.

Advising rejection of 2nd **CCR** to Engrossed **HB 1917**, requesting further Conference and naming same Conferees as follows: Steward, Denman and Elder.

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 266** (2nd **CCR**), coauthored by Bengtson, Duke, Sparkman, Steward and Wilson of the House.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SB 188**; **SB 402**, coauthored by Roberts, Reimer, Duke, Sparkman, Caldwell, Monks and Bradley, and **SB 416**.

The above numbered Bills as amended in Conference were referred for enrollment.

RESOLUTION

Senator Lane introduced the following Resolution, which was read at length as follows:

SCR 62 — By Lane of the Senate and Dunn of the House.

A Concurrent Resolution fixing the day of the Sine Die Adjournment of the Second Session of the Thirty-seventh Oklahoma Legislature.

WHEREAS, many matters of vital importance to the people of this state have been considered during the Second Session of the Thirty-seventh Oklahoma Legislature; and

WHEREAS, Article V, Section 26, of the Constitution of the State of Oklahoma is of provision that “. . . Each regular session of the Legislature shall be limited to ninety legislative days.”; and

WHEREAS, the expiration of said limit of legislative days being near, without a consent of either House to a date of adjournment of the other House, a date for sine die adjournment should be, and is, prescribed by this concurrent resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. That Monday, June 16, 1980, at 9:15 p.m. is hereby fixed as the day of the final adjournment sine die of the Second Session of the Thirty-seventh Oklahoma Legislature.

SCR 62 was adopted upon motion of President Pro Tempore Howard and referred for engrossment.

Senator Taliaferro presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 62 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 188, 266, 402 and 416 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Howard moved that, when the clerk's desk is clear, and pursuant to SCR 62, the Senate of the Second Regular Session of the Thirty-seventh Legislature adjourn sine die, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1628, 1635, 1636, 1645, 1647, 1807 and 1947.

The above numbered Enrolled Bills were, after fourth reading properly signed and ordered returned to the Honorable House.

Advising fourth reading of and returning Enrolled SBs 188, 266, 402 and 416.

The above numbered Enrolled Bills were referred to the Governor.

The Clerk announced that, the desk being clear, whereupon, as provided under the Howard motion and SCR 62, the Senate of the Second Regular Session of the Thirty-seventh Legislature, at the time of 9:15 p.m. adjourned sine die.



SENATE COMMITTEES

Thirty-seventh Legislature

RULES COMMITTEE

Terrill, Chairman
Tinsley, Vice Chairman

Birdsong	Luton
Boatner	Martin
Cate	Murphy
Crow	Rozell
Green	Stipe
Lamb	York
Lane	

STANDING COMMITTEES

AGING-5

Cain, Chairman
Crutcher, Vice Chairman

Rozell	Vann
Schuelein	

AGRICULTURE-11

Dahl, Chairman
Capps, Vice Chairman

Boatner	Martin
Giles	Miller
Landis	Taliaferro
Leonard	Vann
McDaniel	

APPROPRIATIONS AND BUDGET-14

Crow, Chairman
Boatner, Vice Chairman

Cate	Pierce
Crutcher	Randle
Johnson	Rozell
Kilpatrick	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-14

Randle, Chairman
Rozell, Vice Chairman

Cain	Luton
Capps	Martin
Cummins	Murphy
Howell	Terrill
Kilpatrick	Watson
Lamb	Young

EDUCATION, HIGHER-10

Rozell, Chairman
Cate, Vice Chairman

Johnston	Murphy
Lane	Randle
Leonard	Schuelein
Miller	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
Landis
Leonard

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	McCune
Johnson	Porter
Johnston	Watson

**RETIREMENT AND
ADMINISTRATION-6**

Young, Chairman
Nickles, Vice Chairman

Berrong	Crow
Boatner	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-8

Stipe, Chairman
Cummins, Vice Chairman

Cullison	Miller
Landis	Tinsley
Leonard	Vann

SOCIAL WELFARE-5

Porter, Chairman
Combs, Vice Chairman

Giles	Taliaferro
Lane	

WILDLIFE-5

Johnson, Chairman
Cullison, Vice Chairman

Dahl	Tinsley
Taliaferro	

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 APPROPRIATIONS AND BUDGET SUBCOMMITTEE ON FISCAL OPERATIONS

(74 O.S., § 452.3)

Senator Herschal H. Crow, Chairman
Representative Cleta Deatherage, Vice Chairman

Senate

Lane, Jim E.
Randle, Rodger A.
Stipe, Gene
Terrill, Al

House

Barker, Jim L.
Hobson, Cal
Taylor, Stratton
Weichel, Jerry

CONTINGENCY REVIEW BOARD

(74 O.S. Supp. 1980, § 3605)

Governor George Nigh, Chairman
Dan Draper, Speaker of the House of Representatives
Gene C. Howard, President Pro Tempore of the Senate
David W. Way, Director of State Finance, Executive Secretary

OKLAHOMA CITIZENS COMMITTEE ON EDUCATION

(H.B. 1706-1980)*

E.T. Dunlap, Ed.D., Chancellor, State Regents
for Higher Education
Leslie R. Fisher, Ed.D., Superintendent
for Public Instruction

Senate Appointees

Senator Rodger A. Randle, Vice Chairman
Harry Birdwell, Oklahoma City
Dr. Bob Brewer, Tulsa
Dianne Brown, Oklahoma City
Ed Keller, Tulsa
Karen Leveridge, Oklahoma City
Mazola McKerson, Ardmore
Doris Montgomery, Poteau
Tom Rogers, Enid
Senator Herbert Rozell
Betty Ward, Governor's Advisor, Oklahoma City
Dr. Laurita Williams, Tulsa
Ed Wilson, Tulsa

House Appointees

Representative Jim Fried, Chairman
John A. Bryant, Cushing
Lew Crowl, McAlester
Representative Cleta Deatherage
John Hannah, Muskogee
Leonard Jackson, Oklahoma City
Steve McDonald, Oklahoma City
Jim Monroe, Idabel
Becky Patten, Norman
Dr. John Pulliam, Norman
Joe Semrod, Oklahoma City
Larry Wade, Elk City

*Directs submission of final report no later than January 1, 1982.

THE EDUCATIONAL COMMISSION OF THE STATES

(70 O.S., § 506.1 III A)
(Interstate Compact for Education)

Oklahoma Members

Governor George Nigh
Senator Rodger Randle
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

SOUTHWEST REGIONAL ENERGY COUNCIL

(HB 1612, 1980)

Senate

Crow, Herschal H., Jr.
Lane, Jim E.
Luton, John D.
Rozell, Herbert
Terrill, Al

House

Morgan, Charlie O.
Kennedy, Billy F.
Wilson, Robert G.
Davis, Don
Hobson, Cal

JOINT LEGISLATIVE ETHICS COMMITTEE

(74 O.S., § 1410)

Senator John L. Dahl, Chairman
Representative Tom R. Stephenson, Vice Chairman

Senate

Green, Warren E.
Martin, Ernest D.

House

Hill, Walter E.
Steward, Jerry

OKLAHOMA STATE ETHICS COMMISSION

(74 O.S., § 1408)

**Appointed by the President
Pro Tempore of the Senate****Investigating Panel:**Dr. James G. Caster,
Oklahoma City**Hearing Panel:**

Malleck G. Coury, Tulsa

**Appointed by the Speaker of
the House of Representatives****Investigating Panel:**B.E. Bill Harkey,
Oklahoma City**Hearing Panel:**Cecil Brownie Brown, Jr.
Oklahoma City**Appointed by the Governor****Investigating Panel:**

Reverend Wendell Estep, Bethany

Hearing Panel:

Don Porter, Oklahoma City

**SPECIAL COMMITTEE ON THE
GRAND RIVER DAM AUTHORITY**

(SJR 59, 1980*)

Senator Bill J. Crutcher, Chairman

Representative Joseph E. Fitzgibbon, Vice Chairman

SenateCullison, Robert V.
Rozell, Herbert**House**Taylor, Stratton
Willis, William P.**Nonlegislative Members**Walter Bowers, Tulsa
E.L. McCutcheon, PryorJames Pendergrass, Vinita
Bob Thornton, Vinita

*Directs submission of report to the final meeting of the Executive Committee of the State Legislative Council of the 1980-81 legislative interim.

HEALTH SCIENCES CENTER PLANNING COMMITTEE

(70 O.S., § 3306.15)

Governor George Nigh, Chairman
Lloyd E. Rader, Director of Department of Human Services, 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

SPECIAL COMMITTEE ON INSURANCE COMPANIES

(SJR 43, 1980*)

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.

COMMITTEE ON INTERSTATE COOPERATION

(74 O.S., §§ 423, 425)

Senator Gene C. Howard, Chairman
Representative Daniel D. Draper, Jr., Vice Chairman

Senate	House
Birdsong, Jimmy	Barker, Jim
Dahl, John L.	Deatherage, Cleta
Luton, John D.	Dunn, Vernon
Smith, Finis W.	Elder, Charles
Watson, Phil	Fitzgibbon, Joseph E.
	Murphy, Mike
	Stephenson, Tom R.

**SPECIAL COMMITTEE ON
STUDY OF LAND RECORDS SYSTEMS**

(SJR 39, 1980*)

Representative Charles R. Peterson, Chairman
Senator John L. Clifton, 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 1980-1981 legislative interim.

**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
Cullison, Robert V.

Ford, Charles R.
Monks, John L.

BOARD ON LEGISLATIVE COMPENSATION

(Constitution, Article V. Section 21)

(74 O.S. Supp. 1977, §§ 291.2. 291.3)*

Gubernatorial Appointees

Joe R. Jones, Chairman, Enid
Grant Sample, Tulsa
Bill R. Retherford, Broken Arrow
Lloyd Moore, Perry
Reverend Robert W. Cocke, Seminole

Senate Appointees

House Appointees

Duke Cooper, Stillwater
Curtis G. Holsted, Tulsa

Ron Forkum, Miami
Tom Rogers, Enid

(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.

**COMMITTEE ON LEGISLATIVE OVERSIGHT
OF PUBLIC TRUSTS**

(60 O.S., § 178.1)

Representative Jerry Steward, Chairman
Senator Jim E. Lane, Vice Chairman

Senate

Tinsley, Gideon
Young, John W.

House

Lancaster, Bill
Monlux, Harold D.

JOINT COMMITTEE ON RETIREMENT LAWS

(74 O.S., § 452.6)

Representative Lonnie L. Abbott, Chairman
Senator John W. Young, Vice Chairman

Senate

Berrong, Ed
Boatner, Roy A.
Cate, Lee
Crow, Herschal H., Jr.
Terrill, Al

House

Baughman, Marvin L.
Camp, George
Davis, Don
Fried, Jim
Weichel, Jerry

SPECIAL COMMITTEE ON ROADS AND HIGHWAYS

(HJR 1063, 1980*)

Representative Robert E. Hopkins, Chairman
Senator Gene Stipe, Vice Chairman

Senate

Boatner, Roy A.
Dahl, John L.
Tinsley, Gideon
Vann, Charles W.

House

Cunningham, Oval H.
Elder, Charles
Feddersen, Donald D.
Thompson, Mick

Nonlegislative Members

Wade Farnan, Tulsa
Jack Griffith, Stillwater
John Kyle, Oklahoma City
Ted Phillips, Seminole
Jerry Poole, Oklahoma City

J.A. Richardson, Ada
Don Rider, Oklahoma City
Mike Sullivan, Poteau
Hugh Warren, Ada
D.B. Wilkerson, Tulsa

*Directs committee to draft proposed legislation to be introduced during the 38th legislative session.

SOUTHERN GROWTH POLICIES BOARD

(74 O.S., § 3501, Art. II)

Governor George Nigh
Bob Funston, DECA, Alternate, Office of the Governor
Representative Howard Cotner
Senator John L. Dahl
Robert Sellers, Tulsa
James C. Leake, Muskogee

SOUTHERN STATES ENERGY BOARD

(74 O.S. Supp. 1980 § 1051)

Sam Hammons, Chairman
Senator Herschal Crow
Vacancy — House of Representatives

SPECIAL COMMITTEE ON SUBSTANCE ABUSE PROGRAMS

(HJR 1050, 1980*)

Representative Joan Hastings, Chairman
Senator Ernest D. Martin, Vice Chairman

Senate

Cullison, Robert V.
Johnston, Jeff
McCune, John R.
Vann, Charles W.

House

Harbin, Frank
Manar, Tom J.
Mentzer, Don
Sparkman, Wiley

Nonlegislative Members

Jerry Beare, Duncan
Lynn Carr, Tulsa
Father Dick Virtue, Norman

Jim McMurry, Tulsa
Dolores Mitchell, Sallisaw

*Directs submission of report and recommendations during the 1st session of the 38th Legislature.

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)

SENATE AND HOUSE BILLS REFERRED TO GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS

SENATE		HOUSE	
	Page		Page
SB 363	702	HB 1230	138
SB 382	532, WD p. 660	HB 1331	174
SB 393	737; 935	HB 1466	618
SB 395	737; 887	HB 1609	705
SB 396	737	HB 1615	593
SB 397	737	HB 1616	618
SB 398	737	HB 1618	691; 935
SB 399	737	HB 1620	775; 959
SB 401	737	HB 1621	593
SB 402	737	HB 1622	627
SB 403	737	HB 1623	627
SB 404	737	HB 1625	691
SB 407	737	HB 1626	593
SB 408	837	HB 1627	691
SB 409	737	HB 1628	593
SB 410	737	HB 1629	593
SB 411	737; 837; 939	HB 1630	593
SB 412	737	HB 1631	691
SB 413	737	HB 1633	691
SB 415	737	HB 1634	691
SB 416	737	HB 1635	775; 1071
SB 418	737	HB 1636	775
SB 419	737	HB 1638	593
SB 420	737	HB 1639	691
SB 421	737	HB 1641	593; 982
SB 423	737; 902	HB 1642	691
SB 424	737; 1007	HB 1643	691
SB 426	737	HB 1644	771
SB 427	788; 989	HB 1645	691
SB 449	776	HB 1646	775
		HB 1647	771
		HB 1648	691
		HB 1649	593
		HB 1651	593
		HB 1652	771
		HB 1653	771
		HB 1721	775
		HB 1807	775
		HB 1818	691
		HB 1823	775
		HB 1882	775
Total: 30		Total: 41	

**SENATE BILLS AND JOINT RESOLUTIONS REFERRED TO
SPECIAL CONFERENCE COMMITTEES**

	Page		Page
SB 40	376	SB 509	812
SB 45	837	SB 528	689
SB 139	826	SB 547	660; 907
SB 171	819	SB 548	770
SB 178	794	SB 556	739
SB 188	1030	SB 559	689
SB 192	739; 852; 971	SB 560	781
SB 280	610	SB 562	781
SB 313	734; 776; 960	SB 577	739
SB 319	1070	SB 582	819
SB 331	689	SB 586	770
SB 382	660	SB 590	812
SB 391	660	SB 617	781
SB 431	819	SB 620	750
SB 439	689	SB 629	689
SB 445	689	SB 631	812; 960
SB 450	984	SB 633	781
SB 470	989	SB 637	776; 848; 901
SB 471	781	SB 638	787
SB 473	863	SB 640	971
SB 477	789		
SB 478	826	SJR 29	781
SB 491	614	SJR 44	802

Total: 45

HOUSE BILLS REFERRED TO SPECIAL CONFERENCE COMMITTEES

	Page		Page
HB 1017	536; 887	HB 1730	706
HB 1041	617	HB 1741	775; 861
HB 1077	627	HB 1744	753; 975; 988
HB 1080	679	HB 1746	661
HB 1082	59; 858	HB 1748	627
HB 1100	74	HB 1764	771
HB 1329	706	HB 1768	547
HB 1331	74; WD p. 174	HB 1772	771
HB 1352	70	HB 1783	753; 1029
HB 1372	59, WD p. 138	HB 1784	753
HB 1436	174; 260	HB 1787	753; 918
HB 1438	74	HB 1794	753; 864; 887; 1019
HB 1442	775	HB 1798	753
HB 1460	74	HB 1814	771
HB 1523	617	HB 1816	753
HB 1532	752	HB 1819	812
HB 1533	752	HB 1829	753
HB 1534	753	HB 1836	771; 949
HB 1535	753	HB 1839	660
HB 1539	706	HB 1841	547
HB 1546	775	HB 1860	794; 1025
HB 1559	771	HB 1865	753
HB 1576	566	HB 1868	617
HB 1584	705	HB 1873	753, WD p. 837
HB 1606	753	HB 1881	753
HB 1607	486; 572	HB 1889	775; 882
HB 1612	610	HB 1896	784
HB 1617	712	HB 1904	753; 989; 1029
HB 1637	610	HB 1906	753
HB 1682	753	HB 1915	706
HB 1694	709	HB 1917	706; 1066
HB 1701	775	HB 1924	775
HB 1706	617	HB 1926	706
HB 1720	706; 794; 944	HB 1947	982
HB 1723	771		

Total: 69

**SENATE AND HOUSE BILLS REFERRED TO
JOINT CONFERENCE COMMITTEE
ON RETIREMENT LAWS**

SENATE		HOUSE	
	Page		Page
SB 60	536	HB 1079	748
SB 265	127	HB 1372	138
SB 266	316; 1066	HB 1603	336
SB 278	127	HB 1873	837
SB 363	570, WD p. 702		
SB 490	788		
Total: 10			

SUMMARY OF LEGISLATIVE ACTION

	Intro- duced	Total Carried Over from 1979	Total	Enacted or Adopted
Senate Bills	291	209	500	147*
Senate Joint Resolutions	22	27	47	12**
Senate Concurrent Resolutions	25	—	25	15
Senate Resolutions	59	—	59	55

*Seventeen of these were bills carried over from 1979 — 11.6%

**Two of these were joint resolutions carried over from 1979 — 16.6%

INDEX



DENOTATIONS

CR	—	Committee Report
CS	—	Committee Substitute
CCR	—	Conference Committee Report
CCS	—	Conference Committee Substitute
GCCA	—	General Conference Committee on Appropriations
HA	—	House Amendment
HB	—	House Bill
HC	—	House Conferee
HCR	—	House Concurrent Resolution
HJR	—	House Joint Resolution
ML	—	Motion Lodged
SA	—	Senate Amendment
SB	—	Senate Bill
SC	—	Senate Conferee
SCR	—	Senate Concurrent Resolution
SJR	—	Senate Joint Resolution
SR	—	Senate Resolution
WD	—	Withdrawn



SENATE BILLS

* Bills held over from the 1st Session of the 37th Legislature — 1979

***SB 40** — By Cate — Insurance; Oklahoma Property and Casualty Insurance Guaranty Association Act; emergency.

HAs rejected, conference requested,
 SCs named 376
 Conference granted, HCs named 376
 CCR read 1032
 CCR adopted, passed, to House 1032
 Enrolled, to House 1051
 To Governor..... 1057
 Approved June 27

***SB 45** — By Johnston — County officers; increasing mileage expenses.

CR 296; 344
 Considered, passed 464
 Engrossed, to House 484
 HAs read 724
 HAs rejected, conference requested,
 SCs named 837
 Conference granted, HCs named 845

***SB 60** — By Smith of the Senate and Townsend of the House — Insurance; appropriations; Firemen's Relief and Pension Fund and Police Pension and Retirement System; emergency.

CR 230
 Considered, passed 299
 Engrossed, to House 311
 Referred to Joint Conference on
 Retirement Laws 536

***SB 139** — By Dahl of the Senate and Weichel of the House — Agriculture; Interstate Compact on Agricultural Grain Marketing; emergency.

HAs rejected, conference requested,
 SCs named 826
 Further conference granted,
 HCs named..... 837

***SB 147** — By Lane of the Senate and Willis, et al, of the House — Property; creations of public trusts; administrative procedures; bonds; maximum interest rate; bidding procedures; exemptions; emergency.

HAs read 496
 HAs adopted, passed 498
 Enrolled, to House..... 500
 To Governor 502
 Approved March 18 503

***SB 171** — By Wolfe — Professions and occupations; Oklahoma Midwifery Act.

CR 140
 Considered, failed 272; 475
 ML, adopted; passed 475; 477
 Engrossed, to House 500
 HAs read 595
 HAs rejected, conference requested,
 SCs named 819
 Conference granted, HCs named 826
 CCR read 845
 CCR adopted, passed, to House..... 929

Enrolled, to House.....	957
To Governor.....	962
Approved June 9.....	980

***SB 178** — By Stipe — Revenue and taxation; 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; emergency. HAs rejected, conference requested, SCs named..... 794
Conference granted, HCs named..... 794

***SB 179** — By York of the Senate and Denman of the House — Nonintoxicating beverages; requiring application for a permit from the governing body of certain municipalities in order to sell nonintoxicating beverages. HAs read..... 521
HAs adopted, passed..... 534
Enrolled, to House..... 544
To Governor..... 545
Approved March 26..... 563

***SB 187** — By Porter — Schools; separate board of regents for Langston University; separate director for Agricultural Experiment Station. CR..... 262

***SB 188** — By Green — Worker's compensation; workers' compensation insurance on certain state employees. HAs rejected, conference requested, SCs named..... 1030
Conference granted, HCs named..... 1046
CCR read..... 1072
CCR adopted, passed, to House..... 1072
Enrolled, to House..... 1081
To Governor..... 1081
Approved June 25

***SB 192** — By Keating — Liens; mechanics' and materialmen's liens; requiring assent to lien in writing; establishing priority of lien; filing enforceability and constructive notice.

HAs read..... 724
HAs rejected, conference requested, SCs named..... 739
Conference granted, HCs named..... 740
CCR read..... 822
Considered and deferred..... 830
CCR rejected, further conference requested..... 852
Further conference granted..... 852
2nd CCR read..... 889
2nd CCR adopted, passed..... 916
ML; to House..... 917; 965
CCR rejected, further conference requested..... 971
Further conference granted..... 971
3rd CCR read..... 1039
3rd CCR adopted, passed, to House..... 1039
Enrolled, to House..... 1051
To Governor..... 1057
Approved July 1

***SB 216** — By Wolfe of the Senate and Smith of the House — Torts; cause of action for damages to patients of medical practitioners; qualifications of expert medical witnesses; emergency. CR..... 320

***SB 227** — By Smith — Revenue and taxation; municipal excise tax; emergency. HAs read..... 137
HAs adopted, passed..... 793
Enrolled, to House..... 799
To Governor..... 808
Approved May 16..... 841

***SB 249** — By Johnson of the Senate and Townsend of the House — Game and fish; waterfowl hunting stamp; emergency. HAs read..... 119
HAs adopted, passed..... 270
Enrolled, to House..... 278
To Governor..... 284
Approved February 20..... 287

***SB 256** — By Taliaferro of the Senate and Willis of the House — Corporation Commission; non-control of rural electric cooperatives. Referred to calendar under Rule 8(g) ... 73

***SB 265** — By Young — Cities and towns; Firemen's Relief and Pension Fund; emergency.

HAs read.....	84
HAs rejected, conference requested	127
Conference granted	127
Referred to Joint Conference on Retirement Laws	127
CCR read, change of author.....	1048
CCR adopted, passed, to House	1048
Enrolled, to House	1071
To Governor.....	1072
Approved June 25	

***SB 266** — By Young — Motor vehicles; conditions of retirement benefits; retirement and pension fund of Department of Public Safety; emergency.

HAs read	316
Referred to Joint Conference on Retirement Laws	316
CCR read	1051
CCR adopted, passed, to House	1051
CCR rejected, further conference requested	1064
Further conference granted	1066
Referred to Joint Conference on Retirement Laws.....	1066
2nd CCR read, change of author	1073
2nd CCR adopted, passed, to House	1073
Enrolled, to House	1081
To Governor.....	1081
Approved June 25	

***SB 278** — By Young — Cities and towns; conditions for pensions for spouses of police officers; emergency.

HAs read.....	85
HAs rejected, conference requested	127
Conference granted	127
Referred to Joint Conference on Retirement Laws	127
CCR read, change of author.....	1050
CCR adopted, passed, to House	1050
Enrolled, to House	1071
To Governor.....	1080
Approved June 25	

***SB 280** — By Terrill — Schools; modifying provisions for sick leave; emergency leave; for sick leave benefits; jury service; non-teaching personnel.

HAs rejected, conference requested, SCs named	610
Conference granted, HCs named	627
CCR read, change of author	876
Motion to adopt failed	901
CCR adopted, passed, to House.....	907
Enrolled, to House.....	939
To Governor	943
Approved June 9.....	980

***SB 284** — By McCune — Schools; modifying procedures for adoption of textbooks by State Textbook Committee.

CR	288
Considered, passed	326
Engrossed, to House	337

***SB 290** — By Martin — Crimes and punishments; increasing fines for certain crimes.

CR	180
WD; rereferred	224
CR	308
Considered, passed	349
Engrossed, to House	358

***SB 293** — By York — Motor vehicles; defining used motor vehicle dealers.

CR	296
Considered, passed	444
Engrossed, to House	484
HAs read	569
HAs adopted, passed	613
Enrolled, to House.....	627
To Governor	632
Approved April 9	681

***SB 298** — By Cullison — Counties and county officers; city-county planning commissions; authorizing prepare master plan and to exercise zoning powers.

HAs adopted, passed	533
Enrolled, to House.....	544
To Governor	545
Approved March 26	563

***SB 311** — By Martin — Criminal procedure; court to require payment of legal defense in certain cases.

CR 180
 Considered, passed 224
 Engrossed, to House 234

***SB 313** — By Vann of the Senate and Townsend of the House — Public health and safety; Solid Waste Management Advisory Committee; emergency.

HAs read 724
 HAs rejected, conference requested,
 SCs named 734
 Conference granted, HCs named 734
 CCR read 764
 CCR adopted, passed 769
 ML, adopted 769; 776
 CCR rejected, further conference
 requested 776
 Further conference granted 785
 2nd CCR read 919
 2nd CCR adopted, failed 948
 ML, adopted 948; 960
 2nd CCR rejected, further conference
 requested 960
 Further conference granted 962
 3rd CCR read 1053
 Motion to adopt failed 1053
 ML, adopted 1054
 3rd CCR adopted, passed, to
 House 1054

***SB 314** — By Rozell of the Senate and Robinson of the House — Professions and occupations; Board of Optometry; increasing license fees and salaries; emergency.

HAs read 143
 HAs adopted, passed 327
 Enrolled, to House 337
 To Governor 340
 Approved March 3 343

***SB 319** — By McDaniel — State government: changing statutory references from Oklahoma Planning and Resources Board to Oklahoma Tourism and Recreation Commission.

Change of author 1070

HAs rejected, conference requested,

 SCs named 1070

***SB 331** — By Taliaferro — Game and fish; defining terms; nongame wildlife; endangered species.

CR 308; 379
 Considered, passed 437
 Engrossed, to House 484
 HAs read 630
 HAs rejected, conference requested,
 SCs named 689
 Conference granted, HCs named 689
 CCR read 764

***SB 336** — By Terrill — Open meetings; modifying definition of public body; emergency.

CR 329
 Considered, failed 388
 ML; adopted, passed 389; 439
 Engrossed, to House 484

***SB 345** — By Capps — Insurance; increasing maximum amounts of insurance on the life of a debtor.

CR 195
 Considered, passed 223
 Engrossed, to House 234
 Enrolled, to House 521
 To Governor 525
 Approved March 24 527

***SB 346** — By Dahl of the Senate and Weichel of the House — Agriculture; increasing assessments for Sheep and Wool Utilization, Research and Market Development Commission.

CR 203
 Considered, passed 347
 Engrossed, to House 358
 HAs read 547
 HAs adopted, passed 783
 Enrolled, to House 785
 To Governor 788
 Approved May 12 798

SB 350 — By Landis — Motor vehicles; providing for special license plates for former prisoners of war.

1st reading	42
2nd reading	56
CR	218
Considered, passed	254
Engrossed, to House	264
HAs read	569
HAs adopted, passed	761; 768
Enrolled, to House	773
To Governor	777
Approved May 12	798

SB 351 — By Landis — Prisons and reformatories; Department of Corrections employees teaching in educational institutions; limiting subject matter of teaching; emergency.

1st reading	42
2nd reading	56

SB 352 — By Wolfe — Torts; medical records; privileged communications admissibility of certain evidence.

1st reading	42
2nd reading	56

SB 353 — By Landis — Crimes and punishments; prohibiting acts relating to persons in lines to purchase motor vehicle fuels; penalties.

1st reading	42
2nd reading	56
CR	330
WD; rereferred	474

SB 354 — By Wolfe — Courts; publication of dockets in certain cases; notification of certain attorneys.

1st reading	42
2nd reading	56
CR	204
Considered, passed	315
ML; Engrossed, to House	316; 358

SB 355 — By Wolfe — Husband and wife; abolishing liability of married persons for spousal support other than alimony.

1st reading	42
2nd reading	56

SB 356 — By Wolfe — Probate procedure; limiting liability of real property for debts; changing time of granting letters testamentary or of administration.

1st reading	42
2nd reading	56
CR	130
Considered, passed	175
Engrossed, to House	184

SB 357 — By Wolfe — Probate procedure; notice and hearing of final account and petition; modifying hearing date.

1st reading	42
2nd reading	56
CR	130
Considered, passed	175
Engrossed, to House	184

SB 358 — By Wolfe — Revenue and taxation; adding definition of interest and provisions relating thereto; adjustments to arrive at taxable income and adjusted gross income.

1st reading	42
2nd reading	56

SB 359 — By York of the Senate and Deatherage of the House — Crimes and punishments; prohibiting possession of lighted tobacco in certain public areas; expanding prohibitions; exceptions; posting no smoking signs.

1st reading	42
2nd reading	56

SB 360 — By Murphy — Courts; creating the Judicial Compensation Commission; emergency.

1st reading	43
2nd reading	56
CR	218

SB 361 — By Boatner — Department of Institutions, Social and Rehabilitative Services; certain local units be maintained by the department; emergency.

1st reading	43
2nd reading	56
CR	154; 276

Considered, passed	298
Engrossed, to House	311
Enrolled, to House	510
To Governor	513
Approved March 24	527

SB 362 — By Boatner of the Senate and Kelly of the House — Tourism and Recreation Department; appropriation; emergency.	
1st reading	43
2nd reading	57
CR	230; 287
Considered, passed	299
Engrossed, to House	311

SB 363 — By Boatner — Revenue and taxation; adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income; exempting certain benefits from taxable income.	
1st reading	43
2nd reading	57
CR	88
Considered, passed	135
ML, tabled	137; 143
Engrossed, to House	150
HAs read	570
Referred to Joint Conference on Retirement Laws	570
WD; conferees dismissed; to GCCA	702
CCR read	1033
CCR adopted, passed, to House	1033
Enrolled, to House	1065
To Governor	1066
Approved June 25	

SB 364 — By Dahl — Probate procedure; duties of a special administrator.	
1st reading	43
2nd reading	57
CR	276
Considered, passed	432
Engrossed, to House	460
HAs read	607
HAs adopted, passed	784
Enrolled, to House	785
To Governor	788
Approved May 12	798

SB 365 — By Martin — County libraries; reducing the percentage of electors needed to sign petitions for the creation or termination of certain library systems.	
1st reading	43
2nd reading	57

SB 366 — By Rozell — Crimes and punishments; requiring person in charge of any governmental entity to keep records and support documentation.	
1st reading	43
2nd reading	57
CR	296
Considered	314
Considered, passed	315
Engrossed, to House	322
HAs read	558
HAs adopted, passed	770
Enrolled, to House	773
To Governor	777
Approved May 12	798

SB 367 — By Landis — Revenue and taxation; credits against income taxes; emergency.	
1st reading	43
2nd reading	57

SB 368 — By Wolfe — Motor vehicles; security as determined by the Department of Public Safety; modifying certain notice requirements.	
1st reading	44
2nd reading	57

SB 369 — By Wolfe — Civil procedure; defining an order; notice when certain orders require appearance; minimum content of an order.	
1st reading	44
2nd reading	57

SB 370 — By Martin of the Senate and Davis (Don) of the House — Professions and occupations; licensing, real estate brokers and real estate sales associates.	
1st reading	44
2nd reading	57

CR	164
Considered, passed	265
Engrossed, to House	278
Enrolled, to House	754
To Governor	754
Approved April 15	757

SB 371 — By Clifton and Cain of the Senate and Peterson of the House — Partnership; providing for filing and publication of certificates of partnership using fictitious names.

1st reading	44
2nd reading	57

SB 372 — By Clifton and Cain of the Senate and Peterson of the House — State officers and employees; expanding duties of State Auditor and Inspector.

1st reading	44
2nd reading	57
CR	248
Considered	475
Engrossed	478

SB 373 — By Howell — State law enforcement officers; retired state law enforcement officers to keep and bear firearms and serve the state upon Governor's request.

1st reading	44
2nd reading	57
CR	344
Considered, failed	400
ML	401

SB 374 — By Howard — Revenue and taxation; exempting sales or public utilities from excise tax; emergency.

1st reading	44
2nd reading	57
CR	88
Considered, passed	109
Engrossed, to House	115

SB 375 — By Smith of the Senate and Wiseman of the House — County home rule; any county may adopt a county home rule charter.

1st reading	45
2nd reading	57

SB 376 — By Howell — State officers and employees; establishing a registry of burn injuries and deaths.

1st reading	45
2nd reading	57
CR	180
Considered, passed	212
Engrossed, to House	219

SB 377 — By Murphy — Revenue and taxation; homestead exemption and annual adjustment of the homestead exemption and the homestead exemption for persons having a certain gross household income; emergency.

1st reading	45
2nd reading	57
CR	344
Considered, passed	448
Engrossed, to House	484

SB 378 — By Clifton and Cain of the Senate and Peterson of the House — Civil procedure; deleting certain books kept by the district court.

1st reading	45
2nd reading	57
CR	80
Considered	102
WD; rereferred	115
CR	320
Considered, passed	384
Engrossed, to House	394

SB 379 — By Clifton and Cain of the Senate and Peterson of the House — Civil procedure; service of attachment order; possession of property; filing of attachment order.

1st reading	45
2nd reading	57
CR	80
Considered, passed	115
Engrossed, to House	118
HAs read	340
HAs adopted, passed	800
ML; enrolled, to House	800; 842
To Governor	845
Approved May 21	855

SB 380 — By Clifton and Cain of the Senate and Peterson of the House — Civil procedure; statute of limitations for certain liens and judgments.

1st reading 45
2nd reading 57

SB 381 — By Smith and Kilpatrick of the Senate and Davis (Don) of the House — Revenue and taxation; income adjustments to arrive at Oklahoma taxable income and adjusted gross income for income tax purposes; adding certain cost-of-living adjustments.

1st reading 45
2nd reading 57
CR 148
Considered, passed 173
Engrossed, to House 184

SB 382 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — State Department of Health; supplemental appropriations; emergency.

1st reading 46
2nd reading 57
CR 80
Considered, passed 100
Engrossed, to House 107
HAS read 513
HAS rejected, conference requested,
 GCCA 532
Conference granted, GCCA 538
WD, conference requested,
 SCs named 660
Conference granted, HCs named 678
CCR read 693
CCR adopted, passed, to House 693
Enrolled, to House 754
To Governor 754
Approved April 14 757

SB 383 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Department of Corrections; supplemental appropriation; redesignating certain appropriations; emergency.

1st reading 46
2nd reading 57

CR 80
Considered, passed 98
Engrossed, to House 107
HAS read 595
HAS adopted, passed 734
Enrolled, to House 754
To Governor 754
Approved April 11 757

SB 384 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — State Board of Public Affairs; supplemental appropriation; emergency.

1st reading 46
2nd reading 57
CR 80
Considered, passed 99
Engrossed, to House 107
HAS read 521
Recalled from Senate by House 528
HAS read 528
HAS adopted, passed 594
Enrolled, to House 605
To Governor 611
Approved April 7 637

SB 385 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House. — Department of Energy; supplemental appropriation; emergency.

1st reading 46
2nd reading 57
CR 88
WD; rereferred 99
WD, direct to calendar 114
Considered 213
Considered, passed 214
Engrossed, to House 219
Enrolled, to House 510
To Governor 513
Approved March 24 527

SB 386 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House. — Water Resources Board; supplemental appropriation; emergency.

1st reading 46
2nd reading 57
CR 117

Considered, passed	125
Engrossed, to House	133
Enrolled, to House.....	510
To Governor	513
Approved March 24	527

SB 387 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Office of the Securities Commission; supplemental appropriation; emergency.

1st reading	46
2nd reading	57
CR	80
Considered, passed.....	99
Engrossed, to House	107
HAs read	514
HAs adopted, passed	594
Enrolled, to House.....	605
To Governor	611
Approved April 7	637

SB 388 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Office of Civil Defense; supplemental appropriation; emergency.

1st reading	46
2nd reading	57
CR	80
Considered, passed	100
Engrossed, to House	107
Enrolled, to House.....	500
To Governor	502
Approved March 24	527

SB 389 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Oklahoma Department of Public Safety; supplemental appropriation; emergency.

1st reading	46
2nd reading	57
CR	80
Considered, passed	100
Engrossed, to House	107
Enrolled, to House.....	169
To Governor	177
Approved February 7.....	195

SB 390 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — State Board of Education; supplemental appropriations; emergency.

1st reading	47
2nd reading	57
CR	80
Considered, passed	102
Engrossed, to House	107
HAs read	522
HAs adopted, passed	594
Enrolled, to House.....	605
To Governor	611
Approved April 7	637

SB 391 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — State Department of Agriculture; supplemental appropriation; emergency.

1st reading	47
2nd reading	57
CR	218
Considered, passed	243
Engrossed, to House	250
HAs read	570
HAs rejected, conference requested, SCs named	660
Conference granted, HCs named	678
CCR read	692
CCR adopted, passed, to House.....	692
Enrolled, to House.....	754
To Governor	754
Approved April 15.....	757

SB 392 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Office of the Attorney General; appropriations; emergency.

1st reading	47
2nd reading	57
CR	122
Considered, passed	133
Engrossed, to House	143
HAs read	514
HAs adopted, passed	532
Enrolled, to House.....	544
To Governor	545
Approved March 26	563

SB 393 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Office of the Court of Criminal Appeals; appropriation; emergency.

1st reading	47
2nd reading	57
CR	122
Considered, passed	134
Engrossed, to House	143
HAs read	558
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	889
CCR adopted, passed, to House	910
CCR rejected, further conference requested	935
Further conference granted	935
2nd CCR read	945
2nd CCR adopted, passed, to House	957
Enrolled, to House	981
To Governor	991
Approved June 13	1043

SB 394 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Court of Tax Review; appropriation; emergency.

1st reading	47
2nd reading	57
CR	61
Considered, passed	68
Engrossed, to House	74
HAs read	514
HAs adopted, passed	532
Enrolled, to House	544
To Governor	545
Approved March 26	563

SB 395 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Office of the Attorney General and Offices of District Attorney and the District Attorneys Training Coordination Council; appropriation; emergency.

1st reading	47
2nd reading	57
CR	122

Considered, passed	135
Engrossed, to House	143
HAs read	514
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	830
CCR adopted, passed, to House	843
Recalled from Senate by House	864
CCR rejected, further conference requested	868
Further conference granted	887
2nd CCR read	890
2nd CCR adopted, passed, to House	910
Enrolled, to House	939
To Governor	943
Approved June 9	980

SB 396 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Courts; appropriations to the Office of District Courts; salaries; court reporters' salaries; emergency.

1st reading	47
2nd reading	57
Change in committee assignment	98
CR	122
Considered, passed	169
Engrossed, to House	184
HAs read	559
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	945
CCR adopted, passed, to House	968
Enrolled, to House	999
To Governor	1000
Approved June 11	1002

SB 397 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Office of the Workers' Compensation Court; appropriations; emergency.

1st reading	48
2nd reading	57
CR	117
Considered, passed	125
Engrossed, to House	133

HAs read	559
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	890
CCR adopted, passed, to House	911
Enrolled, to House	939
To Governor	943
Approved June 9	980

SB 398 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Office of the State Supreme Court and the Court and the Court of Appeals; appropriations; emergency.

1st reading	48
2nd reading	57
CR	117
Considered, passed	126
Engrossed, to House	133
HAs read	559
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	962
CCR adopted, passed, to House	969
Enrolled, to House	1003
To Governor	1007
Approved June 13	1043

SB 399 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Oklahoma State Regents for Higher Education; appropriations; emergency.

1st reading	48
2nd reading	57
CR	140
Considered, passed	170
Engrossed, to House	184
HAs read	655
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
Motion to instruct GCCA Conferees	1018
CCR read	1035
CCR adopted, passed, to House	1035

Enrolled, to House	1048
To Governor	1052
Approved June 13	1063

SB 400 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Physician Manpower Training Commission; appropriations; emergency.

1st reading	48
2nd reading	57
CR	122
Considered, passed	134
Engrossed, to House	143
HAs read	559
HAs adopted, passed	596
Enrolled, to House	605
To Governor	611
Approved April 7	637

SB 401 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — State Board of Education; appropriation; emergency.

1st reading	48
2nd reading	57
CR	148
Considered, passed	170
Engrossed, to House	184
HAs read	655
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	1035
CCR adopted, passed, to House	1035
Enrolled, to House	1048
To Governor	1052
Approved June 17	

SB 402 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Schools; appropriations to the State Board of Education; modifying the calculation of state aid; homebound children; textbooks; library media programs; arts in education; community education programs; special education and gifted and talented programs; teachers' and support personnel's salary increases; elementary counseling; regional education service centers; school lunch matching; emergency.

1st reading	48
2nd reading	57
Change in committee assignment	162
CR	164
Considered, passed	185
Engrossed, to House	201
HAs read	655
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	1076
CCR adopted, passed, to House	1076
Enrolled, to House	1081
To Governor	1081
Approved June 25	

SB 403 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Public education; appropriations to State Board of Vocational and Technical Education; board to assume control of vocational training programs in correctional institutions; emergency.

1st reading	49
2nd reading	57
Change in committee assignment	187
CR	204
Considered, passed	244
Engrossed, to House	250
HAs read	547
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	891
CCR adopted, passed, to House	900
Enrolled, to House	903
To Governor	903
Approved May 30	906

SB 404 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Oklahoma Educational Television Authority; appropriations; emergency.

1st reading	49
2nd reading	57
CR	154
Considered, passed	185
Engrossed, to House	201
HAs read	522

HAs rejected, conference requested,

GCCA	737
Conference granted, GCCA	737
CCR read	1054
CCR adopted, passed, to House	1054
Enrolled, to House	1070
To Governor	1072
Approved June 25	

SB 405 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — State Arts Council of Oklahoma; appropriation; funds for community arts programs; emergency.

1st reading	49
2nd reading	57
CR	154
Considered, passed	186
Engrossed, to House	201
HAs read	758
HAs adopted, passed	782
Enrolled, to House	785
To Governor	788
Approved May 13	812

SB 406 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Commissioners of the Land Office; appropriation; emergency.

1st reading	49
2nd reading	57
CR	154
Considered, passed	186
Engrossed, to House	201
HAs read	958
HAs adopted, passed	1034
Enrolled, to House	1045
To Governor	1051
Approved June 17	

SB 407 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Commission on Fire Protection Personnel Standards and Education; appropriations; emergency.

1st reading	49
2nd reading	57
CR	61
Considered, passed	69

Engrossed, to House	74
HAs read	547
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	802
CCR adopted, passed, to House	815
Enrolled, to House	835
To Governor	839
Approved May 19	847

SB 408 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Office of Handicapped Concerns; appropriation; emergency.

1st reading	49
2nd reading	57
CR	248
Considered, passed	281
Engrossed, to House	288
HAs read	759
HAs rejected, conference requested, GCCA	837
Conference granted, GCCA	838
CCR read	839
CCR adopted, passed, to House	843
Enrolled, to House	856
To Governor	861
Approved May 27	871

SB 409 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Oklahoma Public Employees Retirement System; appropriation; emergency.

1st reading	50
2nd reading	57
CR	117
Considered, passed	125
Engrossed, to House	133
HAs read	515
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	802
CCR adopted, passed, to House	815
Enrolled, to House	835
To Governor	839
Approved May 19	847

SB 410 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Oklahoma Human Rights Commission; appropriation; emergency.

1st reading	50
2nd reading	57
CR	61
Considered, passed	70
Engrossed, to House	74
HAs read	515
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	803
CCR adopted, passed, to House	815
Enrolled, to House	835
To Governor	839
Approved May 19	847

SB 411 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Oklahoma Indian Affairs Commission; appropriation; emergency.

1st reading	50
2nd reading	57
CR	122
Considered, passed	135
Engrossed, to House	143
HAs read	516
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	803
CCR adopted, passed, to House	816
CCR rejected, further conference requested	830
Further conference granted	837
2nd CCR read	860
2nd CCR adopted, passed, emergency failed	860
Change of author	860
ML (bill), time extended	861; 876; 902
ML (emergency), time extended	861; 876; 902; 915
Motion to reconsider (bill) failed	915
Motion to reconsider (emergency) adopted	934
Emergency failed, to House	935

CCR rejected, further conference requested	939
Further conference granted	939
3rd CCR read	997
Motion to adopt failed	1007
ML, adopted	1008
3rd CCR adopted, passed, to House	1008
Enrolled, to House	1045
To Governor	1051
Approved June 17	

SB 412 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Oklahoma Cerebral Palsy Center; appropriation; emergency.	
1st reading	50
2nd reading	57
CR	66
Considered, passed	74
Engrossed, to House	84
HAs read	523
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	963
CCR adopted, passed, to House	969
Enrolled, to House	1003
To Governor	1007
Approved June 13	1043

SB 413 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Oklahoma Department of Veterans Affairs; appropriations; emergency.	
1st reading	50
2nd reading	57
CR	154
Considered, passed	187
Engrossed, to House	201
HAs read	580
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	856
CCR adopted, passed, to House	856
Enrolled, to House	872
To Governor	876
Approved May 30	906

SB 414 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Western Plains Indians Arts and Crafts Commission; appropriation; emergency.	
1st reading	50
2nd reading	57
CR	61
Considered, passed	69
Engrossed, to House	74
Enrolled, to House	500
To Governor	502
Approved March 24	527

SB 415 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Oklahoma Alcoholic Beverage Control Board; appropriation; emergency.	
1st reading	50
2nd reading	57
CR	140
Considered, passed	171
Engrossed, to House	184
HAs read	656
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	856
CCR adopted, passed, to House	856
Enrolled, to House	872
To Governor	876
Approved May 30	906

SB 416 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Banking Department; appropriation; emergency.	
1st reading	51
2nd reading	57
CR	148
Considered, passed	171
Engrossed, to House	184
HAs read	581
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	964
CCR adopted, passed	969
ML, adopted; passed, to House	970; 1074

Enrolled, to House	1081
To Governor	1081
Approved June 27	

SB 417 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Commission on Consumer Credit; appropriation; emergency.

1st reading	51
2nd reading	57
CR	154
Considered, passed	188
Engrossed, to House	201
HAs read	548
HAs adopted, passed	597
Enrolled, to House	605
To Governor	611
Approved April 7	637

SB 418 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Corporation Commission; appropriations; emergency.

1st reading	51
2nd reading	57
CR	218
Considered, passed	244
Engrossed, to House	250
HAs read	548
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	964
CCR adopted, passed, to House	970
Enrolled, to House	1003
To Governor	1007
Approved June 13	1043

SB 419 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Insurance Commissioner; appropriation; emergency.

1st reading	51
2nd reading	57
CR	154
Considered, passed	188
Engrossed, to House	201
HAs read	656

HAs rejected, conference requested,

GCCA	737
Conference granted, GCCA	737
CCR read	977
CCR adopted, passed, to House	983
Enrolled, to House	1025
To Governor	1027
Approved June 17	

SB 420 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Department of Labor; appropriations; emergency.

1st reading	51
2nd reading	57
CR	66
Considered, passed	74
Engrossed, to House	84
HAs read	656
HAs rejected, conference requested, GCCA	737

Conference granted, GCCA	737
CCR read	982
CCR adopted, passed, to House	982
Enrolled, to House	1025
To Governor	1027
Approved June 17	

SB 421 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Liquefied Petroleum Gas Board; appropriation; emergency.

1st reading	52
2nd reading	57
CR	154
Considered, passed	189
Engrossed, to House	201
HAs read	516
HAs rejected, conference requested, GCCA	737

Conference granted, GCCA	737
CCR read	977
CCR adopted, passed, to House	983
Enrolled, to House	1025
To Governor	1027
Approved June 17	

SB 422 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of

the House — State Mining Board; appropriation; emergency.

1st reading	52
2nd reading	57
CR	66
Considered, passed	126
Engrossed, to House	133
HAs read	517
HAs adopted, passed	597
Enrolled, to House	605
To Governor	611
Approved April 7	637

SB 423 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Chief Mine Inspector; appropriation; emergency.

1st reading	52
2nd reading	57
CR	154
Considered, passed	189
Engrossed, to House	201
HAs read	595
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	869
CCR rejected, further conference requested	902
Further conference granted	903
2nd CCR read	945
2nd CCR adopted, passed, to House	958
Enrolled, to House	981
To Governor	991
Approved June 13	1043

SB 424 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — State Board for Property and Casualty rates; appropriation emergency.

1st reading	52
2nd reading	57
Change in committee assignment	187
CR	218
Considered	245
Considered, passed	256
Engrossed, to House	264
HAs read	523

HAs rejected, conference requested,

GCCA	737
Conference granted, GCCA	737
CCR read	997
CCR rejected, further conference requested	1007
Further conference granted	1008
2nd CCR read	1036
2nd CCR adopted, passed, to House	1036
Enrolled, to House	1048
To Governor	1052
Approved June 17	

SB 425 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Securities Commission; appropriation; emergency.

1st reading	52
2nd reading	57
CR	154
Considered, passed	189
Engrossed, to House	201
HAs read	548
HAs adopted, passed	597
Enrolled, to House	605
To Governor	611
Approved April 7	637

SB 426 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Department of Energy; appropriation; emergency.

1st reading	52
2nd reading	57
CR	66
WD; rereferred	115
CR	204
Considered, passed	245
Engrossed, to House	250
HAs read	675
HAs rejected, conference requested, GCCA	737
Conference granted, GCCA	737
CCR read	804
CCR adopted, passed, to House	817
Enrolled, to House	835
To Governor	839
Approved May 19	847

SB 427 — By Howard of the Senate and Draper of the House — State officers and employees; limiting number of employees for certain agencies and defining employee; limiting expenditures for salaries and wages; emergency.

1st reading	52
2nd reading	57
CR	154; 240
Considered, passed	251
ML, adopted; passed	252; 284
Engrossed, to House	288
HAs read	724
HAs rejected, conference requested, GCCA	788
Conference granted, GCCA	789
CCR read	946
CCR adopted, passed, to House	959
CCR rejected, further conference requested	989
Further conference granted	989
2nd CCR read	1038
2nd CCR adopted, passed, to House	1038
Enrolled, to House	1051
To Governor	1057
Approved June 25	

SB 428 — By Capps — Agriculture; enacting Oklahoma Gasohol Act; emergency.

1st reading	53
2nd reading	57
CR	95
Considered, passed	108
Engrossed, to House	115
Enrolled, to House	169
To Governor	177
Approved February 6	180

SB 429 — By Combs — Public education; appropriation to certain vocational-technical school district; emergency.

1st reading	53
2nd reading	57
CR	218; 262
Considered, passed	474
Engrossed, to House	500

SB 430 — By Clifton and Cain of the Senate and Peterson of the House — Civil procedure; filing and service of attachment order; possession of property.

1st reading	53
2nd reading	57

SB 431 — By Clifton of the Senate and Steward of the House — Statutes and reports; creating the Office of Revisor; appropriations; emergency.

1st reading	53
2nd reading	57
CR	111; 154
Considered, passed	225
Engrossed, to House	234
HAs read	759
HAs rejected, conference requested, SCs named	819
Conference granted, HC's named	827

SB 432 — By Murphy — Revenue and taxation; classifying homesteads; raising exemption from ad valorem taxation.

1st reading	53
2nd reading	57

SB 433 — By Murphy — Workers' compensation; exempting certain employees from coverage; adding exemption for small firms.

1st reading	53
2nd reading	57

SB 434 — By Murphy — Schools; providing for school district bond elections; raising maximum amount of indebtedness which may be incurred.

1st reading	53
2nd reading	57

SB 435 — By Howell, McCune and York of the Senate and Briscoe of the House — Public health and safety; seizure and forfeiture of vehicles; notice; legal proceedings relating to forfeiture proceedings; increasing powers of the courts.

1st reading	53
2nd reading	57

SB 436 — By Keller — Labor; benefits once every three consecutive calendar years; eligibility; providing for payment; disqualification for benefits.

1st reading 53
2nd reading 57

SB 437 — By Keller — Labor; payment of unemployment compensation when unemployment rate is below certain percentage; weekly benefit amount and payment of benefits.

1st reading 54
2nd reading 58

SB 438 — By Martin — Public health and safety; Public Eating Establishment Act; emergency.

1st reading 55
2nd reading 62

SB 439 — By Taliaferro — Revenue and taxation; extending agricultural fuel tax exemptions to leased equipment; tax exemptions for uses of diesel and motor fuel.

1st reading 56
2nd reading 62
CR 95; 148
Considered, passed 232
Engrossed, to House 243
HAs read 595
HAs rejected, conference requested,
SCs named 689
Conference granted, HCs named 689
CCR read 763
CCR adopted, passed, to House 868
Enrolled, to House 881
To Governor 885
Approved May 30 906

SB 440 — By Taliaferro — Counties and county officers; naming sheriff as chief law enforcement officer of county.

1st reading 56
2nd reading 62

SB 441 — By Taliaferro — Revenue and taxation; exemption from Oklahoma sales tax code, sales made for purpose of a funeral; setting a five thousand dollar limit.

1st reading 56
2nd reading 62
CR 308

SB 442 — By Taliaferro — Motor vehicles; penalty for vehicle accident when driving without liability insurance.

1st reading 56
2nd reading 62

SB 443 — By Luton — Revenue and taxation; sales tax exemption for sales by charitable organizations.

1st reading 56
2nd reading 62

SB 444 — By Landis — Counties and county officers; elections and terms of office; changing term of county assessor; limiting eligibility of county officers for other offices.

1st reading 56
2nd reading 62

SB 445 — By Landis — Criminal procedure; alternatives to cash bail for violations of game and fish laws.

1st reading 61
2nd reading 67
CR 117; 330
Considered, passed 394
Engrossed, to House 412
HAs read 607
HAs rejected, conference requested,
SCs named 689
Conference granted, HCs named 689
CCR read 777
CCR adopted, passed, to House 793
Enrolled, to House 815
To Governor 819
Approved May 16 841

SB 446 — By McCune — Prisons and reformatories; deduction from sentence of time spent on parole, whether revoked or unrevoked; retroactive and prospective.

1st reading 62
2nd reading 67

SB 447 — By Smith of the Senate and Hopkins of the House — Revenue and taxation; raising salaries of State Fire Marshal and Assistant Fire Marshal; emergency.

1st reading	62
2nd reading	67
CR	296; 379
Considered, passed	449
Engrossed, to House	462
Enrolled, to House	661
To Governor	664
Approved April 10	755

SB 448 — By Martin — Corporations; prohibiting entities from engaging in farming and ranching; additional exception for certain trusts.

1st reading	66
2nd reading	73

SB 449 — By Howard of the Senate and Draper of the House — Revenue and taxation; tax levy on cigarettes and tobacco; emergency.

1st reading	66
2nd reading	73
CR	203
Considered, passed	252
Engrossed, to House	264
HAs read	759
HAs rejected, conference requested, GCCA	776
Conference granted, GCCA	781
CCR read	782
CCR adopted, passed, to House	794
Enrolled, to House	815
To Governor	819
Approved May 16	841

SB 450 — By Schuelein — Consumer credit; defining consumer credit sales; changing percentage.

1st reading	66
2nd reading	73
CR	275
Considered, passed	336
Engrossed, to House	348
HAs read	630

HAs rejected, conference requested,

SCs named	984
Conference granted, HCs named	999
CCR read	1017
CCR adopted, passed, to House	1026
Enrolled, to House	1048
To Governor	1052
Approved June 25	

SB 451 — By Keller — Schools; certificate of instruction; shall issue only to citizen; exceptions.

1st reading	66
2nd reading	73
CR	203
Considered	255; 464

SB 452 — By Keller — Schools; only citizens shall teach in Oklahoma state system of higher education; exceptions.

1st reading	66
2nd reading	73

SB 453 — By Miller — Public health and safety; transporting bodies for autopsy or scientific tests.

1st reading	72
2nd reading	81

SB 454 — By Berrong — Securities; exemptions from the registration of securities and the filing of sales literature for securities.

1st reading	72
2nd reading	81
CR	276; 308
Considered, passed	337
Engrossed, to House	348
HAs read	706
HAs adopted, passed	737
Enrolled, to House	754
To Governor	754
Approved April 15	757

SB 455 — By Murphy — Waters and water rights; rural water, sewer, gas and solid waste management districts; adding power to contract for fire protection; emergency.

1st reading	72
2nd reading	81

SB 456 — By Young — Waters and water rights; rural water, sewer, gas and solid waste management districts; adding power to contract for fire protection; emergency.

1st reading	72
2nd reading	81
CR	203
Considered, passed	254
Engrossed, to House	264
Enrolled, to House	586
To Governor	594
Recalled by SCR 53	657
4th reading and signing rescinded	679

SB 457 — By Luton — Courts; district judges in Judicial District No. 15; adding a judge; emergency.

1st reading	73
2nd reading	81
CR	111
Considered, passed	120
Engrossed, to House	124

SB 458 — By Smith — Motor vehicles; annual self-inspection of motor vehicles; emergency.

1st reading	73
2nd reading	81
WD; referred	89

SB 459 — By Smith — Cities and towns; making supervisory firefighters a separate entity for collective bargaining purposes.

1st reading	73
2nd reading	81

SB 460 — By Smith of the Senate and Townsend of the House — Cities and towns; full-time fire chief for cities with a paid fire department.

1st reading	73
2nd reading	81
CR	180
Considered, passed	245
Engrossed, to House	250
HAs read	549
HAs adopted, passed	812
Enrolled, to House	827
To Governor	830
Approved May 16	841

SB 461 — By Keating — Prisons and reformatories; effect of unconditional pardon; prohibiting denial of employment on basis of a pardon.

1st reading	73
2nd reading	81
CR	203; 320
Considered, passed	370
Engrossed, to House	383

SB 462 — By Vann of the Senate and Kerr of the House — Mental health; creating Special Commission on Aging.

1st reading	80
2nd reading	88

SB 463 — By Boatner — Banks and trust companies; extended service facilities.

1st reading	80
2nd reading	88

SB 464 — By Boatner — Public health and safety; penalties for violating provisions relating to motorboats and vessels.

1st reading	80
2nd reading	88
WD; referred	107
CR	248
Considered, passed	271
Engrossed, to House	278
HAs read	706
HAs adopted, passed	769
Enrolled, to House	773
To Governor	777
Approved May 13	812

SB 465 — By Cain — Schools; expanding definition of principal; requiring administrative certificates of teaching principals.

1st reading	80
2nd reading	88

SB 466 — By Cain — Schools; retirement; related educational governmental services with time restrictions.

1st reading	80
2nd reading	88
CR	248

SB 467 — By Howard — Labor; requiring gubernatorial appointment with the advice and consent of the Senate of the Executive Director, Employment Security Commission; emergency.

1st reading	88
2nd reading	97
CR	296
Considered, passed	369
Engrossed, to House	383

SB 468 — By Lamb of the Senate and Twidwell of the House — Motor vehicles; carrying of the registration certificate in or upon the vehicle.

1st reading	88
2nd reading	97
CR	344
Considered	441
Engrossed	472

SB 469 — By Randle of the Senate and Winn of the House — Public finance; payment and cancellation of bonds; deleting time requirements; notification of cancellation; emergency.

1st reading	96
2nd reading	105
CR	229
Considered, passed	251
Engrossed, to House	264
Enrolled, to House	510
To Governor	513
Approved March 24	527

SB 470 — By Randle of the Senate and Winn of the House — Revenue and taxation; modifying times of sessions of county boards of equalization.

1st reading	96
2nd reading	105
CR	320; 330
Considered, passed	418
Engrossed, to House	435
HAs read	595
HAs rejected, conference requested, SCs named	989
Conference granted, HCs named	999
CCR read	1016

CCR adopted, passed, to House	1016
Enrolled, to House	1045
To Governor	1051
Approved July 1	

SB 471 — By Randle of the Senate and Winn of the House — Cities and towns; return of utility deposits.

1st reading	96
2nd reading	105
CR	148
Considered, passed	174
Engrossed, to House	184
HAs read	607
HAs rejected, conference requested, SCs named	781
Conference granted, HCs named	788
CCR read	906
CCR adopted, passed, to House	916
Enrolled, to House	939
To Governor	943
Approved June 9	980

SB 472 — Randle of the Senate and Winn of the House — Public contracts; prohibiting contracting with governmental entities.

1st reading	96
2nd reading	105
CR	229; 320
Considered, passed	448
Engrossed, to House	462

SB 473 — By Randle of the Senate and Winn of the House — Public buildings and public works; form of sworn statement under Public Competitive Bidding Act of 1974; emergency.

1st reading	96
2nd reading	105
CR	229; 320
Considered, passed	447
Engrossed, to House	478
HAs read	706
HAs rejected, conference requested, SCs named	863
Conference granted, HCs named	863
CCR read	975
CCR adopted, passed, to House	989
Enrolled, to House	1045

To Governor..... 1051
 Approved June 25

SB 474 — By Randle of the Senate and Fitzgibbon of the House — Motor vehicles; unlawful use of operator's or chauffeur's license; prohibiting counterfeit, fictitious or forged licenses; restricting employees; emergency.

1st reading..... 96
 2nd reading..... 105
 CR..... 296
 Considered, passed..... 440
 Engrossed, to House..... 462
 Enrolled, to House..... 720
 To Governor..... 723
 Approved April 14..... 757

SB 475 — By Taliaferro — State officers and employees; Oklahoma Tort Claims Act.

1st reading..... 96
 2nd reading..... 105
 CR..... 288
 Considered, passed..... 472
 Engrossed, to House..... 500

SB 476 — By Tinsley — Railroads; rear car of every train be an occupied caboose.

1st reading..... 96
 2nd reading..... 105
 CR..... 354
 Considered, passed..... 471
 Engrossed, to House..... 500

SB 477 — By McCune — Criminal procedure; extending duration of night or weekend incarceration program.

1st reading..... 97
 2nd reading..... 105
 CR..... 154
 Considered, passed..... 445
 Engrossed, to House..... 484
 HAs read..... 675
 HAs adopted, passed..... 771
 ML, adopted..... 771; 789
 HAs rejected, conference requested,
 SCs named..... 789
 Conference granted, HCs named..... 794
 CCR read..... 852

CCR adopted, passed, to House..... 908
 Enrolled, to House..... 939
 To Governor..... 943
 Approved June 9..... 980

SB 478 — By Lamb — Revenue and taxation; limiting time to audit estate tax returns.

1st reading..... 97
 2nd reading..... 105
 CR..... 122
 Considered, passed..... 225
 Engrossed, to House..... 234
 HAs read..... 675
 HAs adopted, passed..... 819
 Recalled from engrossing..... 826
 ML, adopted..... 826
 HAs rejected, conference requested,
 SCs named..... 826
 Conference granted, HCs named..... 831
 CCR read..... 863
 CCR adopted, passed, to House..... 869
 Enrolled, to House..... 881
 To Governor..... 885
 Approved May 29..... 895

SB 479 — By Lamb — Mental health; persons requiring treatment; evidence required.

1st reading..... 97
 2nd reading..... 105
 CR..... 140
 Considered, passed..... 172
 Engrossed, to House..... 184

SB 480 — By Lamb — Revenue and taxation; fireworks; emergency.

1st reading..... 97
 2nd reading..... 105

SB 481 — By Lamb of the Senate and Deatherage of the House — Children; traffic offenses; emergency.

1st reading..... 97
 2nd reading..... 105
 CR..... 248; 308
 Considered..... 385
 WD; referred..... 385

SB 482 — By Cain of the Senate and Henry of the House — Cities and towns; raising dollar amount of fine where jury trial required.

1st reading 103
2nd reading 114
CR 180; 276
Considered, failed 453

SB 483 — By Cain of the Senate and Fitzgibbon of the House — Labor; employee to retain tips or gratuities; prohibiting employee compensation as condition of employment.

1st reading 103
2nd reading 114
CR 218
WD; rereferred 298

SB 484 — By Cain of the Senate and Fitzgibbon of the House — Labor; amusement ride safety.

1st reading 104
2nd reading 114

SB 485 — By Cain of the Senate and Fitzgibbon of the House — Labor; prohibiting use of polygraph as condition of or for continued employment.

1st reading 104
2nd reading 114

SB 486 — By Cain of the Senate and Fitzgibbon of the House — Labor; requiring payment of wages and benefits: imposing personal liability; penalties.

1st reading 104
2nd reading 114
CR 218
Considered 236
WD; rereferred 474

SB 487 — By Randle of the Senate and Winn of the House — State governmental subdivision finance; allowing new negotiable instruments; procedures for emergency payments; emergency.

1st reading 104
2nd reading 114

CR 180; 275
Considered, passed 447
Engrossed, to House 484
HAs read 630
HAs adopted, passed 862
Enrolled, to House 869
To Governor 870
Approved May 27 871

SB 488 — By Randle of the Senate and Winn of the House — State governmental subdivision finance; payment of state governmental subdivision payrolls; controls on utility payments by municipalities; emergency.

1st reading 104
2nd reading 114
CR 230; 320
Considered, passed 447
Engrossed, to House 484
HAs read 677
HAs adopted, passed 689
Enrolled, to House 720
To Governor 723
Approved April 10 755

SB 489 — By Combs of the Senate and Gray of the House — Revenue and taxation; property tax relief; adjusted for inflation.

1st reading 105
2nd reading 114
CR 164; 344
Considered, passed 433
Engrossed, to House 460
HAs read 707
HAs adopted, passed 799
Enrolled, to House 815
To Governor 819
Approved May 19 841

SB 490 — By Howard — Schools; modifying retirement age and retirement benefits; emergency.

1st reading 112
2nd reading 118
CR 276
Considered, passed 364
Engrossed, to House 383
HAs read 725

HAs rejected, conference requested	788
Conference granted	788
Referred to Joint Conference on Retirement Laws	788
CCR read	1028
CCR adopted, passed, to House	1029
Enrolled, to House	1065
To Governor	1066
Approved June 25	

SB 491 — By Giles of the Senate and Weichel of the House — Oil and gas; production or royalty payments to commence in a certain time period.

1st reading	112
2nd reading	118
CR	276
Considered, passed	297
Engrossed, to House	311
HAs read	596
HAs rejected, conference requested, SCs named	614
Conference granted, HCs named	627
CCR read	697
CCR adopted, passed, to House	697
Enrolled, to House	767
To Governor	769
Approved May 9	798

SB 492 — By Green — Revenue and taxation; decedent's assets; unlimited release to decedent's spouse or lineal descendants.

1st reading	112
2nd reading	118
CR	344
Considered, passed	387
ML; engrossed to House	387; 484
HAs read	726
HAs adopted, passed	782
Enrolled, to House	785
To Governor	788
Approved May 12	798

SB 493 — By Howard and Green — State officers and employees; revising state group health and life insurance provisions.

1st reading	112
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2nd reading	118
CR	296; 330
Considered, failed	397
ML, adopted; passed	398; 435
Engrossed, to House	484

SB 494 — By Cate — State officers and employees; removing a duty of Attorney General.

1st reading	113
2nd reading	118
CR	180
Considered, failed	224

SB 495 — By Luton — Civil procedure; witnesses; nonexclusion of person essential to presentation of case.

1st reading	113
2nd reading	118
CR	140
Considered, passed	253
Engrossed, to House	264

SB 496 — By Luton — Civil procedure; asserting a claim against another party to the action after answer date expires, with court permission.

1st reading	113
2nd reading	118
CR	164
Considered	225
Considered, passed	370
Engrossed, to House	385
Enrolled, to House	683
To Governor	685
Approved April 10	755

SB 497 — By Smith — Torts; access to information in medical records; expense of copies.

1st reading	113
2nd reading	118
CR	239; 308
Considered	388
Considered, passed	400
Engrossed, to House	412

SB 498 — By Smith — Amusements and sports; Fair Games Act.

1st reading	113
2nd reading	118
CR	320
Considered, passed	450
Engrossed, to House	484

SB 499 — By Keating and Cain of the Senate and Thompson (Don) of the House — Children; eliminating exemption of certain preexisting institutions from provisions of Oklahoma Child Care Facilities Licensing Act.

1st reading	113
2nd reading	118
CR	275
Considered, passed	325
Engrossed, to House	337

SB 500 — By Keating of the Senate and Thompson (Don) of the House — Children; modifying term delinquent child; deleting provision of district attorney as guardian ad litem.

1st reading	113
2nd reading	118
CR	164
Considered, passed	190
Engrossed, to House	201
HAs read	726
HAs adopted, passed	789
Enrolled, to House	799
To Governor	808
Approved May 16	841

SB 501 — By Johnston of the Senate and Morgan of the House — Counties and county officers; new powers to form a Firemen's Relief and Pension Fund.

1st reading	117
2nd reading	123
CR	296

SB 502 — By Giles — Oil and gas; unclaimed royalties be paid to the Tax Commission.

1st reading	122
2nd reading	132

SB 503 — By McDaniel of the Senate and Abbott of the House — Deaf and hearing

impaired persons; authorizing program to provide interpreter services; emergency.

1st reading	122
2nd reading	132
CR	229
Considered, passed	250
Engrossed, to House	264
Enrolled, to House	767
To Governor	769
Approved May 12	798

SB 504 — By Combs — Revenue and taxation; declaring purpose of vehicle excise tax; apportioning tax; altering recipients; providing apportionment formula; emergency.

1st reading	122
2nd reading	132
CR	262; 320
Considered	340
WD; referred	365

SB 505 — By Clifton — Prisons and reformatories; mandatory minimum periods of confinement before parole eligibility.

1st reading	122
2nd reading	132
CR	248; 288
Considered, passed	446
Engrossed, to House	484
Enrolled, to House	624
To Governor	632
Approved April 8	659

SB 506 — By Clifton — Courts; increasing amounts deposited in the Law Enforcement Officers Training Fund; emergency.

1st reading	122
2nd reading	132
CR	262; 320
Considered, passed	347
Engrossed, to House	358
Exempt from cutoff dates	822
HAs read	851
HAs adopted, passed	934
Enrolled, to House	939
To Governor	943
Recalled by SCR 60	1001

SB 507 — By Clifton of the Senate and Taylor and Fitzgibbon of the House — Employment security; Oklahoma Employment Security Commission; compensation increase; emergency.

1st reading	122
2nd reading	132
CR	296
Considered, passed	348
Engrossed, to House	358
HAs read	726
HAs adopted, passed	900
Enrolled, to House	903
To Governor	903
Approved May 30	906

SB 508 — By McCune — Prisons and reformatories; deleting requirement of parole advisors.

1st reading	122
2nd reading	132

SB 509 — By Lane — Waters and water rights; scenic rivers; deleting time restriction; emergency.

1st reading	123
2nd reading	132
CR	195
Considered, passed	255
Engrossed, to House	264
HAs read	677
HAs rejected, conference requested, SCs named	812
Conference granted, HCs named	827
CCR read	863
CCR adopted, passed, to House	918
Enrolled, to House	939
To Governor	943
Approved June 9	980

SB 510 — By Terrill — Physician Manpower Training Commission; creating psychiatric residency scholarship program; emergency.

1st reading	123
2nd reading	132
CR	218

SB 511 — By Terrill — Insurance; minimum capital or surplus for an insurer; qualifications for domestic mutual insurers; qualifications for title insurers.

1st reading	123
2nd reading	132
CRs	330
Considered, passed	445
Engrossed, to House	484
Enrolled, to House	773
To Governor	777
Approved May 13	812

SB 512 — By Terrill and Watson of the Senate and Harper and Hopkins of the House — Motor vehicles; guaranteed arrest bond certificates; trucking associations; discretion of Insurance Commissioner; maximum deposit.

1st reading	123
2nd reading	132
CR	195
Considered, passed	214
Engrossed, to House	219
Enrolled, to House	554
To Governor	560
Approved April 1	583

SB 513 — By Terrill — Schools; requiring a one-year internship prior to certification; salaries and benefits for interns.

1st reading	123
2nd reading	132
CR	296

SB 514 — By Cain of the Senate and Kerr of the House — Definitions and general provisions; prohibiting circumvention of the Open Meeting Act; new exception; emergency.

1st reading	123
2nd reading	132

SB 515 — By Martin — Mental health; transfer of patients to federal agencies for care and treatment; patients who become ineligible for services.

1st reading	123
2nd reading	132

CR	275
Considered, passed	300
Engrossed, to House	311
HAs read	560
HAs adopted, passed	614
Enrolled, to House	624
To Governor	632
Approved April 7	637

SB 516 — By Miller — State officers and employees; expanding membership in the Oklahoma Public Employees Retirement System; adding conservation districts as employers; emergency.

1st reading	130
2nd reading	141

SB 517 — By Rozell — Schools; creating a capital assistance program; appropriation; emergency.

1st reading	130
2nd reading	141
CR	262; 379
Considered, passed	401
Engrossed, to House	412

SB 518 — By Howard — Revenue and taxation; repealing payment of revaluation costs to counties; emergency.

1st reading	130
2nd reading	141
CR	262
Considered	364
Considered, passed	365
Engrossed, to House	385

SB 519 — By Pierce — Revenue and taxation; replacing the Tax Commission with a Tax Commissioner.

1st reading	130
2nd reading	141

SB 520 — By Capps — Oil and gas; well spacing and drilling units; emergency.

1st reading	130
2nd reading	141
CR	218
Considered, passed	271
Engrossed, to House	278

Enrolled, to House	521
To Governor	525
Approved March 26	551

SB 521 — By Taliaferro — Professions and occupations; cosmetology; wig specialists; licenses; modifying fees.

1st reading	131
2nd reading	141
CR	276; 320
Considered, passed	471
Engrossed, to House	500

SB 522 — By Nickles — Revenue and taxation; adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income.

1st reading	131
2nd reading	141
CR	344

SB 523 — By Keating — Public health and safety; intoxicated person in public; assistance and protective custody.

1st reading	131
2nd reading	141

SB 524 — By Smith — Revenue and taxation; reducing tax upon state taxable income of individuals; emergency.

1st reading	131
2nd reading	141
CR	330; 404
Considered, passed	434
ML, failed	435; 460
Engrossed, to House	500

SB 525 — By Giles and Stipe of the Senate and Riggs of the House — Corporation Commission; creating an Administrative Law Review Panel; emergency.

1st reading	131
2nd reading	141
CR	164
Considered, passed	212
ML, adopted	212; 233
Considered	233
Considered, passed	235
Engrossed, to House	243

HAs read	549
HAs adopted, passed	614
Enrolled, to House	624
To Governor	632
Approved April 9	681

SB 526 — By York — Motor vehicles; oversize and overweight vehicles.

1st reading	131
2nd reading	141
CR	287
Considered, passed	369
Engrossed, to House	385
Enrolled, to House	683
To Governor	685
Approved April 10	755

SB 527 — By York — Motor vehicles; marking of automobiles owned by the state; Oklahoma Highway Patrol vehicles; emergency.

1st reading	132
2nd reading	141
CR	248; 296
Considered, passed	437
ML; engrossed to House	437; 500
Enrolled to House	605
To Governor	611
Approved April 3	621

SB 528 — By Rozell of the Senate and Lancaster of the House — Waters and water rights; Oklahoma Water Resources Board; standards of water quality; factors affecting sediment; emergency.

1st reading	140
2nd reading	149
CR	204; 296
Considered, passed	398
Engrossed, to House	412
HAs read	630
HAs rejected, conference requested, SCs named	689
Conference granted, HCs named	689
CCR read	761
CCR adopted, passed	777
Enrolled, to House	848
To Governor	853
Approved May 21	855

SB 529 — By York — Professions and occupations; prohibiting placement of licensee on inactive status.

1st reading	140
2nd reading	149
CR	180; 217
Considered, passed	243
Engrossed, to House	250
HAs read	631
HAs adopted, passed	809
Enrolled, to House	815
To Governor	819
Approved May 16	841

SB 530 — By Taliaferro — Motor vehicles; prohibiting premium penalties for traffic violations in excess of three years.

1st reading	140
2nd reading	149

SB 531 — By Howell — Municipal Code; municipal water contracts with the federal government; emergency.

1st reading	140
2nd reading	149
CR	240
Considered	271
Considered, passed	272
Engrossed, to House	278
Enrolled, to House	639
To Governor	654
Approved April 10	755

SB 532 — By Tinsley — Agriculture; exemptions to meat inspections; exemptions to poultry inspections; modifying dairy inspection powers; placing retail egg authority in State Board of Health.

1st reading	140
2nd reading	149

SB 533 — By Howard — Revenue and taxation; authorizing a county motor fuel/diesel fuel tax; emergency.

1st reading	140
2nd reading	149

SB 534 — By Cummins — Schools; creating the Standardized Test Disclosure Act.

1st reading	141
2nd reading	149

SB 535 — By McDaniel — Public buildings and public works; requiring bond of contractor for public improvements or construction of public buildings.

1st reading	148
2nd reading	158
CR	196; 217
Considered, passed	250
Engrossed, to House	264
Enrolled, to House	586
To Governor	594
Approved April 7	637

SB 536 — By Vann — Waters and water rights; conservancy districts; directors; allowing mileage and fees; emergency.

1st reading	148
2nd reading	158
CR	180
Considered, passed	222
Engrossed, to House	234
Enrolled, to House	510
To Governor	513
Approved March 24	527

SB 537 — By Rozell — Cities and towns; procedures for annexation by petition.

1st reading	148
2nd reading	158
CR	262
Considered, passed	297
Engrossed, to House	311
Enrolled, to House	639
To Governor	654
Approved April 10	755

SB 538 — By Boatner of the Senate and Elder of the House — Property; trustee to lend funds to itself and to purchase in limited circumstances.

1st reading	148
2nd reading	158
WD; referred	201
CR	229
Considered, passed	253
ML, time extended; -adopted;	254; 291; 304

Considered, passed	305
Engrossed, to House	311

SB 539 — By Smith of the Senate and Willis of the House — Higher education; transfer of governance of the Oklahoma College of Osteopathic Medicine and Surgery; board of regents thereof; emergency.

1st reading	148
2nd reading	158
CR	217
Considered, passed	242
Engrossed, to House	250
Enrolled, to House	566
To Governor	571
Approved April 1	583

SB 540 — By Howard — Roads, bridges and ferries; repealing termination date for Department of Transportation; emergency.

1st reading	148
2nd reading	158
CR	288
Considered, passed	397
Engrossed, to House	412
Enrolled, to House	532
To Governor	538
Approved March 26	563

SB 541 — By Smith of the Senate and Sparkman of the House — Revenue and taxation; repealing ad valorem tax on household personal property; establishing County Gross Production Fund in State Treasury; emergency.

1st reading	148
2nd reading	158
CR	344
Considered	420
Engrossed, passed	435; 438
Reengrossed, to House	460

SB 542 — By Giles of the Senate and Sanders of the House — State officers and employees; modifying administrative procedures for hearings; providing for hearing officers; emergency.

1st reading	154
2nd reading	168

CR.....	330
WD; rereferred	441

SB 543 — By Howard of the Senate and Draper of the House — State government; establishing the Office of Handicapped Concerns; emergency.

1st reading	154
2nd reading	168
CR.....	229
Considered, passed	252
Engrossed, to House	264
Enrolled, to House.....	754
To Governor	755
Approved April 16.....	757

SB 544 — By York — Court procedure; requiring concurring jurors of all trials to sign verdict; emergency.

1st reading	155
2nd reading	168
CR.....	217
Considered, failed	258
ML, adopted.....	258; 291
WD; rereferred	474

SB 545 — By York — Revenue and taxation; exemptions from franchise tax; for holding companies; emergency.

1st reading	155
2nd reading	168
CR.....	262
Considered, passed	419
Engrossed, to House	435
Enrolled, to House.....	720
To Governor	723
Approved April 14.....	757

SB 546 — By York — Criminal procedure; requiring district attorney to subscribe his name to informations and preliminary informations; witnesses intended for preliminary examination or trial; in camera proceeding with sealed record; emergency.

1st reading	155
2nd reading	168
CR.....	276
Considered, passed	385
Engrossed, to House	394

Enrolled, to House.....	754
To Governor	754
Approved April 15.....	757

SB 547 — By York — Motor vehicles; creating the Automotive Dismantlers and Parts Recycler Act.

1st reading	155
2nd reading	168
CR.....	320
Considered, passed	461
Engrossed, to House	484
HAs read	610
HAs rejected, conference requested, SCs named	660
Conference granted, HCs named	678
CCR read.....	891
CCR adopted, passed, to House.....	901
CCR rejected, further conference requested	907
Further conference granted	907
2nd CCR read	919
2nd CCR adopted, passed, to House	919
Enrolled, to House.....	939
To Governor	943
Approved June 9.....	980

SB 548 — By Landis — Schools; enforcement education and training; requirements for peace officers; conditions for certification.

1st reading	155
2nd reading	168
CR	287; 330
Considered, passed	440
Engrossed, to House	484
Recalled from Senate by House	678
HAs read	726
HAs rejected, conference requested	770
SCs appointed	809
Conference granted, HCs named.....	817
CCR read	838
CCR adopted, passed, to House.....	848
Enrolled, to House.....	869
To Governor	870
Approved May 27	871

SB 549 — By Howell — Professions and occupations; enacting the Building Contractors' Licensing Act.

1st reading 155
2nd reading 168

SB 550 — By Howell — Schools; district board of education members; workshops; mileage and compensation.

1st reading 156
2nd reading 168
CR 248
Considered, passed 298
Engrossed, to House 311
HAS read 759
HAS adopted, passed 842
Enrolled, to House 848
To Governor 853
Approved May 21 855

SB 551 — By Howell of the Senate and Deatherage of the House — Civil procedure; filing of action of interpleader; conditions; attorneys' fees and costs.

1st reading 156
2nd reading 168
CR 276
Considered, passed 356
Engrossed, to House 364
Enrolled, to House 683
To Governor 685
Approved April 10 755

SB 552 — By Howell — Labor; unemployment benefits.

1st reading 156
2nd reading 168

SB 553 — By Rozell — Public libraries; public land survey corner records.

1st reading 156
2nd reading 168
CR 230
Considered, passed 249
Engrossed, to House 264

SB 554 — By Green — Municipal code; jurisdiction on municipal criminal courts of record; maximum penalty.

1st reading 156
2nd reading 168
CR 239; 330
Considered, passed 387
Engrossed, to House 394

SB 555 — By Murphy — Poor persons; collection of child support obligations; emergency.

1st reading 157
2nd reading 168
CR 276
Considered, passed 292
Engrossed, to House 298

SB 556 — By Boatner of the Senate and Parker of the House — Banks and trust companies; requiring banks, and others not chartered in state to register with commissioner if they conduct bank or trust-related activities in the state; abolishing Court of Bank Review.

1st reading 157
2nd reading 168
CR 230
Considered, passed 399
Engrossed, to House 412
HAS read 726
HAS rejected, conference requested, SCs named 739
Conference granted, HCs named 740
CCR read 1040
CCR adopted, passed, to House 1040
Enrolled, to House 1065
To Governor 1066
Approved June 27

SB 557 — By Murphy — Probate; informal proceeding for original probate of wills.

1st reading 157
2nd reading 168
CR 262
WD; rereferred 474

SB 558 — By Murphy — Probate procedure; permitting dispensation of hearing on certain petitions.

1st reading 157
2nd reading 168

CR	262
WD; rereferred	474

SB 559 — By Murphy — Probate; modifying bond requirements alternative procedures for admitting wills to probate.

1st reading	157
2nd reading	168
CR	308
Considered, passed	351
ML; Engrossed, to House	351; 394
HAs read	631
HAs rejected, conference requested, SCs named	689
Conference granted, HCs named	689

SB 560 — By Terrill — Mental health; discharge of involuntary inpatient; convalescent leave; granting of; precommitment screening examination.

1st reading	158
2nd reading	168
CR	320
Considered, passed	383
Engrossed, to House	394
HAs read	760
HAs rejected, conference requested, SCs named	781
Conference granted, HCs named	788
CCR read	831
CCR adopted, passed, to House	842
Enrolled, to House	856
To Governor	861
Approved May 27	871

SB 561 — By Terrill — Mental health; work therapy or vocational training program.

1st reading	158
2nd reading	168
CR	321
Considered, passed	383
Engrossed, to House	394
HAs read	677
HAs adopted, passed	787
Enrolled, to House	799
To Governor	808
Approved May 16	841

SB 562 — By Terrill — Mental health, incompetency not deemed implied; psychotropic medication treatment.

1st reading	158
2nd reading	168
CR	320
Considered, passed	449
Engrossed, to House	462
HAs read	760
HAs rejected, conference requested, SCs named	781
Conference granted, HCs named	788

SB 563 — By Terrill — Mental health; designating Phil Smalley Children's Center institution within Department of Mental Health; emergency.

1st reading	158
2nd reading	168
CR	321
Considered, passed	386
Engrossed, to House	394
HAs read	707
HAs adopted, passed	788
Enrolled, to House	799
To Governor	808
Approved May 16	841

SB 564 — By Randle — State government; duties of Director of the Department of Economic and Community Affairs; merit system status; emergency.

1st reading	164
2nd reading	183
CR	276; 320
Considered, passed	441
Engrossed, to House	484
Enrolled, to House	683
To Governor	685
Approved April 14	757

SB 565 — By Howard — State property; creating the Oklahoma Risk Management Agency.

1st reading	164
2nd reading	183

SB 566 — By Randle — Schools; counseling for teachers suffering from occupational stress.

1st reading	165
2nd reading	183

SB 567 — By Randle — Schools; including parent-teacher conferences as classroom instruction; membership and representation in professional organizations; altering bargaining representation; procedures for dismissal or non-reemployment; authorizing leave benefits; transferring sick leave to other district.

1st reading	165
2nd reading	183
CR	308; 320
Considered	475
WD; rereferred	476

SB 568 — By York — Crimes and punishments; licensing nonprofit organizations to conduct bingo games; increasing limitation on value of prizes; limitation for bingo sessions; emergency.

1st reading	165
2nd reading	183
CR	230
Considered, passed	442
Engrossed, to House	484

SB 569 — By Luton of the Senate and Lancaster of the House — Homestead and exemptions; providing homestead exemptions from attachment, execution or other forced sales; emergency.

1st reading	165
2nd reading	183

SB 570 — By Luton — Criminal procedure; reports admissible in preliminary hearings; adding State Medical Examiner's Office.

1st reading	165
2nd reading	183

SB 571 — By Young — Courts; granting and expanding status of licensed shorthand reporter; emergency.

1st reading	166
2nd reading	183

SB 572 — By Tinsley and Howard — Railroads; railroad maintenance; emergency.

1st reading	166
2nd reading	183
CR	230; 296
Considered, passed	363
Engrossed, to House	385
Enrolled, to House	532
To Governor	538
Approved March 26	563

SB 573 — By Keating of the Senate and Thompson (Don) of the House — Children; changes terms, dependent and neglected children to deprived children; providing care.

1st reading	166
2nd reading	183

SB 574 — By Keating and Cain of the Senate and Thompson (Don) and Townsend of the House — Children; prohibiting confinement of children in adult facilities; confinement of female children.

1st reading	166
2nd reading	183
CR	276; 344
Considered, passed	433
Engrossed, to House	460
HAs read	727
HAs adopted, passed	789
Enrolled, to House	799
To Governor	808
Approved May 16	841

SB 575 — By Keating — Revenue and taxation; freezing the homestead exemption at a percent of the assessed value; emergency.

1st reading	166
2nd reading	183

SB 576 — By Luton — Counties and county officers; including district attorneys in the Oklahoma Public Employees Retirement System; District Attorneys Training Coordination Council Executive Coordinator serving at the pleasure of the council; revolving fund.

1st reading	166
2nd reading	183
CR	308
Considered, passed	346
Engrossed, to House	358
Enrolled, to House	586
To Governor	594
Approved April 7	637

SB 577 — By Luton — State officers and employees; positions, numbers and salaries of employees of the Senate; emergency.

1st reading	166
2nd reading	183
CR	330
Considered, passed	476
Engrossed, to House	484
HAs read	728
HAs rejected, conference requested, SCs named	739
Conference granted, HCs named	740
CCR read	920
CCR adopted, passed, to House	929
Enrolled, to House	957
To Governor	962
Approved June 9	980

SB 578 — By Boatner — Waters and water rights; creation of lake area planning districts; emergency.

1st reading	166
2nd reading	183
CR	288
Considered, passed	349
Engrossed, to House	358

SB 579 — By Keating and Cain of the Senate and Craighead and Henry of the House — Public health and safety; Health Facilities Advisory Council; duties; changing membership; adjusting terms of office; emergency.

1st reading	167
2nd reading	183
CR	276
Considered, passed	418
Engrossed, to House	435

SB 580 — By Smith — Revenue and taxation; Court of Tax Review; convening of.

1st reading	167
2nd reading	183
CR	262
Considered, passed	292
Engrossed, to House	298

SB 581 — By Smith — Revenue and taxation; reenacting, amending and recodifying the Oklahoma Sales Tax Code.

1st reading	167
2nd reading	183
CR	262; 320
Considered, passed	359
Engrossed, to House	364

SB 582 — By Randle — Landlord and tenant; converting rental property to condominiums.

1st reading	167
2nd reading	183
CR	321
Considered, passed	462
Engrossed, to House	500
HAs read	728
HAs rejected, conference requested, SCs named	819

Conference granted, HCs named	829
CCR read	996
CCR adopted, passed, to House	1008

SB 583 — By Terrill — Corporation Commission and Public Utility Control Board; creating Oklahoma Public Utility Regulatory Act; emergency.

1st reading	180
2nd reading	199

SB 584 — By Cummins — Motor vehicles; inspection of motor vehicles every two years; increasing fee.

1st reading	181
2nd reading	199

SB 585 — By Crutcher — Schools; employment of teachers or employees related to school board members; emergency.

1st reading	181
2nd reading	199
CR	330
Considered, passed	451
Engrossed, to House	478
HAs read	631
HAs adopted, passed	654
Enrolled, to House	660
To Governor	664
Approved April 9	681

SB 586 — By Crutcher — Waters and water rights; Grand River Dam rate changes be approved by Corporation Commission; emergency.

1st reading	181
2nd reading	199
CR	239; 344
Considered, passed	386
Engrossed, to House	394
HAs read	707
HAs rejected, conference requested	770
SCs appointed	788
Conference granted, HCs named	789

SB 587 — By Crutcher — Oklahoma historical societies; Will Rogers Memorial; capitol improvements; emergency.

1st reading	181
2nd reading	199
CR	239; 296

SB 588 — By Lane — Securities; exempting transactions from registration and approval procedures; emergency.

1st reading	181
2nd reading	199
CR	320
Considered, passed	460
Engrossed, to House	500

SB 589 — By Lane of the Senate and Dunn of the House — Corporation Commission; procedure schedule for utility rate cases; conditional rate implementation; temporary rates.

1st reading	181
2nd reading	199

CR	262
Considered, passed	324
Engrossed, to House	337

SB 590 — By Lane — State officers and employees; additional at large member to the Oklahoma Tourism and Recreation Commission.

1st reading	181
2nd reading	199
CR	344
Considered, passed	417
Engrossed, to House	438
HAs read	596
HAs rejected, conference requested, SCs named	812
Conference granted, HCs named	827
CCR read	903
CCR read	903
CCR adopted, passed, to House	915
Enrolled, to House	939
To Governor	943
Approved June 9	980

SB 591 — By Boatner of the Senate and Davis (Guy) of the House — Professions and occupations; certification of animal technicians.

1st reading	182
2nd reading	199
CR	296
Considered, failed	371
ML, adopted; passed	371; 419
Engrossed, to House	435
HAs read	596
HAs adopted, passed	740
Enrolled, to House	754
To Governor	754
Approved April 14	757

SB 592 — By Keating — Corporation Commission; rights of retail electric suppliers; emergency.

1st reading	182
2nd reading	199
CR	248; 330
Considered, failed	443
ML	443

SB 593 — By Nickles — Revenue and taxation; increasing single and married exclusions.

1st reading	182
2nd reading	199
CR	344
Considered, passed	446
Engrossed, to House	484
HAs read	728

SB 594 — By Smith — Mortgages; deeds of trust be subject to mortgage laws.

1st reading	182
2nd reading	199
CR	308
Considered, passed	350
Engrossed, to House	358
Enrolled, to House	544
To Governor	545
Approved March 26	563

SB 595 — By Murphy — Civil procedure; enforcement of support; reciprocal enforcement; emergency.

1st reading	182
2nd reading	199
CR	262; 308
Considered, passed	327
Engrossed, to House	337

SB 596 — By Martin — Criminal procedure; persons incompetent to stand trial.

1st reading	182
2nd reading	199
CR	276; 320
WD; rereferred	474

SB 597 — By Randle of the Senate and Fried and Deatherage of the House — Schools; public school formula aid.

1st reading	196
2nd reading	205

SB 598 — By Randle of the Senate and Fried and Deatherage of the House — Support for common schools; emergency.

1st reading	196
2nd reading	205

SB 599 — By Randle of the Senate and Fried and Deatherage of the House — Schools; creating common school fund to be expended by legislative appropriation; emergency.

1st reading	196
2nd reading	205

SB 600 — By Cain — State officers and employees; code of ethics for state officers and agency heads.

1st reading	196
2nd reading	205
CR	330

SB 601 — By Keating — Motor vehicles; raising age for an operator's license.

1st reading	196
2nd reading	205
CR	344

SB 602 — By Keating — Revenue and taxation; providing for residential and business energy conservation credit; emergency.

1st reading	197
2nd reading	205
CR	308

SB 603 — By Keating — Motor vehicles; defining automobile; raising license fees on trucks; limiting weight; emergency.

1st reading	197
2nd reading	205

SB 604 — By York — Liens; filing of liens by those who lease or rent equipment on certain property or projects; emergency.

1st reading	197
2nd reading	205
CR	275
Considered, failed	300
ML, adopted	301; 327
Considered, passed	416
Engrossed, to House	435
HAs read	678
HAs adopted, passed	868
Enrolled, to House	872
To Governor	876
Approved May 30	906

SB 605 — By Crow and Boatner of the Senate and Davis (Don) and Deatherage of the House — Oklahoma Historical Society; supplemental appropriation; emergency.

1st reading	197
2nd reading	205
CR	287
Considered, passed	309
Engrossed, to House	322
Enrolled, to House	544
To Governor	545
Approved March 26	563

SB 606 — By Luton — Professions and occupations; licensure of alarm system contractors and agents.

1st reading	197
2nd reading	205
CR	320; 330
Considered	476
WD; rereferred	476

SB 607 — By Landis — Public health and safety; death investigations; removal of bodies; emergency.

1st reading	198
2nd reading	205
CR	288; 321
Considered, passed	459
Engrossed, to House	500

SB 608 — By Smith — Labor; prohibiting disciplining or discharging employee for refusal to work overtime.

1st reading	198
2nd reading	205

SB 609 — By Smith — Motor vehicles; modifying definition of motorized bicycle.

1st reading	198
2nd reading	205

SB 610 — By Howell — Schools; assaults on school employees.

1st reading	198
2nd reading	205
CR	296; 321
Considered	386
Considered, passed	451

Engrossed, to House	472
Enrolled, to House	586
To Governor	594
Approved April 7	637

SB 611 — By Watson — Public health and safety; city-county boards of healths; supervision by State Board of Health.

1st reading	198
2nd reading	205
CR	320

SB 612 — By Pierce — Oklahoma Probate Code.

1st reading	198
2nd reading	206

SB 613 — By Lamb and Smith of the Senate and Draper and McCaleb of the House — Public finance; new procedures for investment of funds by state governmental subdivisions; emergency.

1st reading	198
2nd reading	206

SB 614 — By Green — Probate procedure; termination of joint tenancy other than by judicial determination.

1st reading	204
2nd reading	219

SB 615 — By Schuelein — Crimes and punishments; defining crimes and increasing monetary limitations therefor; penalties.

1st reading	204
2nd reading	219
CR	330
Considered, passed	411
Engrossed, to House	435

SB 616 — By Terrill — Public health and safety; modifying definition of inpatient treatment; raising certification fee.

1st reading	204
2nd reading	219
CR	321
WD; rereferred	474

SB 617 — By Terrill — Mental health; Unified Community Mental Health Services Act; emergency.

1st reading	204
2nd reading	219
CR	320
Considered, passed	450
Engrossed, to House	484
HAs read	760
HAs rejected, conference requested, SCs named	781
Conference granted, HCs named	788
CCR read	947
CCR adopted, passed, to House	980
Enrolled, to House	1025
To Governor	1027
Approved June 13	1043

SB 618 — By Johnston — Revenue and taxation; modifying requirement for a certain report to the Tax Commission.

1st reading	204
2nd reading	219
CR	262; 344
Considered, passed	452
Engrossed, to House	489
Enrolled, to House	661
To Governor	664
Approved April 14	757

SB 619 — By Stipe — Civil procedure; requiring use of statutory forms in certain civil actions.

1st reading	205
2nd reading	219
CR, change of author	308
Considered, passed	384
Engrossed, to House	394

SB 620 — By Cate — State officers and employees; travel and reimbursement for lodging and meals; expanding high rate geographical areas; emergency.

1st reading	205
2nd reading	219
CR	262
Considered, passed	284
Engrossed, to House	288
HAs read	707

HAs rejected, conference requested,

SCs named	750
Conference granted, HCs named	752
CCR read	1052
CCR adopted, passed, to House	1052
Enrolled, to House	1070
To Governor	1072
Approved June 25	

SB 621 — By Cate — Damages; providing contributory negligence or contributory fault no bar to recovery in certain actions.

1st reading	205
2nd reading	219

SB 622 — By Cullison — Professions and occupations; authorizing persons to reproduce eyeglass lenses.

1st reading	218
2nd reading	231

SB 623 — By Cullison of the Senate and Fitzgibbon of the House — Professions and occupations; practices in mercantile establishments unlawful by optometrists.

1st reading	218
2nd reading	231

SB 624 — By Randle of the Senate and Winn of the House — Revenue and taxation; Board of Tax Roll Corrections; emergency.

1st reading	218
2nd reading	231

SB 625 — By Crutcher — Public health and safety; construction permits for disposal sites.

1st reading	218
2nd reading	231
WD, referred	243
CR	262
Considered, passed	314
Engrossed, to House	322

SB 626 — By Crutcher — Revenue and taxation; methods for reporting sales tax due.

1st reading	218
2nd reading	231

SB 627 — By Berrong — Roads, bridges and ferries; county commissioners; expanding powers to maintain and improve certain roads.

1st reading	218
2nd reading	231

SB 628 — By Lane — Property; payments by certain public trusts in lieu of certain ad valorem taxes.

1st reading	219
2nd reading	231
CR	344
Considered, passed	473
Engrossed, to House	500

SB 629 — By Lane — Motor vehicle dealers; licensing; additional dealerships.

1st reading	219
2nd reading	231
CR	344
Considered, passed	443
Engrossed, to House	484
HAs read	631
HAs rejected, conference requested, SCs named	689
Conference granted, HCs named	689
CCR read	730
CCR adopted, passed, to House	730
Enrolled, to House	751
To Governor	755
Approved April 15	757

SB 630 — By Lane — Civil procedure; certain persons be made real party in interest in certain actions.

1st reading	219
2nd reading	231
CR, change of author	308
Considered	464

SB 631 — By Lane — State officers and employees; defining terms in Oklahoma Industrial Finance Authority Act; adding outstanding bonds; emergency.

1st reading	219
2nd reading	231
CR	330
Considered, passed	375

Engrossed, to House	385
HAs read	707
HAs rejected, conference requested, SCs named	812
Conference granted, HCs named	827
CCR read	947
CCR rejected, further conference requested	960
Further conference granted	962
2nd CCR read	975
2nd CCR adopted, passed, to House	984
Enrolled, to House	1025
To Governor	1027
Approved June 13	1043

SB 632 — By Murphy — Probate procedure.

1st reading	230
2nd reading	241

SB 633 — By Terrill — Mental health; person's requiring treatment; mentally ill prisoners.

1st reading	230
2nd reading	241
CR	320; 345
Considered, passed	450
Engrossed, to House	484
HAs read	708
HAs rejected, conference requested, SCs named	781
Conference granted, HCs named	788
CCR read	999
CCR adopted, passed to House	1007
Enrolled, to House	1045
To Governor	1051
Approved June 17	

SB 634 — By Berrong — Bonds; emergency.

1st reading	240
2nd reading	248
CR	308
Considered, passed	350
Engrossed, to House	358
Enrolled, to House	566
To Governor	571
Approved April 2	601

SB 635 — By Crow of the Senate and Davis (Don) of the House — Oil and gas; recreating Oklahoma Liquefied Petroleum Gas Board; emergency.

1st reading	240
2nd reading	248
CR	262; 320
Considered, passed	371
Engrossed, to House	385

SB 636 — By Smith — Elections; political action committees; emergency.

1st reading	240
2nd reading	248

SB 637 — By Howard of the Senate and Draper of the House — Employment Security Act of 1980.

1st reading	241
2nd reading	248
CR	330
Considered, passed	394
Engrossed, to House	420
HAs read	678
HAs rejected, conference requested, SCs named	776
Conference granted, HCs named	784
CCR read	834
Considered and deferred	842
CCR rejected, further conference requested	848
Further conference granted	852
2nd CCR read	877
2nd CCR adopted, passed, to House	888
CCR rejected, further conference requested	900
Further conference granted	901
3rd CCR read	1013
3rd CCR adopted, passed, to House	1013; 1016
Enrolled, to House	1043
To Governor	1051
Approved June 13	1063

SB 638 — By Smith, Luton, Birdsong, Crutcher and Clifton of the Senate and Elder, et al, of the House — Creating an administrator of the State Board for Property and Casualty Rates.

1st reading	262
2nd reading, to calendar	276
Considered	291
Considered, passed	301
Engrossed, to House	311
HAs read	760
HAs rejected, conference requested, SCs named	787
Conference granted, HCs named	794
Additional SCs appointed	809
CCR read	935
CCR adopted, passed, to House	948
Enrolled, to House	967
To Governor	976
Approved June 11	1002

SB 639 — By Luton, Smith, Crutcher, Clifton and Birdsong of the Senate and Elder, et al, of the House — Insurance; requiring filing of forms; deleting filing requirements; requiring written decisions.

1st reading	263
2nd reading, to calendar	276
Considered, passed	291
Engrossed, to House	298
Enrolled, to House	521
To Governor	525
Approved March 26	551

SB 640 — By Lane and York — Securities; prohibiting take-over bid without filing of information with administrator and the target company; emergency.

Exempt from cutoff dates	848
1st reading	853
2nd reading, to calendar	856
Considered, passed	888
Engrossed, to House	896
HAs read	971
HAs rejected, conference requested, SCs named	971
Conference granted, HCs named	977
CCR read	990
CCR adopted, passed, to House	990
Enrolled, to House	1019
To Governor	1019
Approved June 12	1021

SENATE JOINT RESOLUTIONS

*Resolutions held over from 1st Session of the 37th Legislature - 1979

***SJR 14** — By Smith of the Senate and Townsend and Thompson (Mick) of the House — Constitutional Amendment; bond issue for capital improvements for correctional institutions.
CR 217

***SJR 15** — By Smith of the Senate and Wiseman of the House — Constitutional Amendment; the apportionment of the Legislature within thirty legislative days after convening of second regular session following each federal decennial census.
HAs read 760
HAs adopted, passed 800
Enrolled, to House 815
Filed with Secretary of State 819

***SJR 25** — By Howell — Constitutional Amendment; Legislature to create a state professional pardon and parole board.
CR 248; 321
Considered 462
Engrossed 462
WD; rereferred 463
ML, adopted; passed 463; 468
ML, engrossed, to House 470; 500

***SJR 29** — By Randle — Constitutional Amendment; indebtedness of political subdivisions for financing public utilities; special election.

CR 275
Considered, passed 465
Special election passed 468
Engrossed, to House 500
HAs read 761
HAs rejected, conference requested, SCs named 781
Conference granted, HCs named 788
CCR read 887
CCR adopted, passed 911; 914
Special election failed 915
ML, adopted 915; 930
Special election passed, to House 930
Enrolled, to House 957
Filed with Secretary of State 962

***SJR 31** — By Terrill — Constitutional Amendment; levy and collection of ad valorem taxes; millage for school purposes.
CR 320; 330
WD; rereferred 474

SJR 39 — By Clifton and Cain of the Senate and Peterson of the House — Re-creating a Special Committee on the Study of Land Records Systems; emergency.
1st reading 45
2nd reading 58
CR 80
Considered, passed 101
Engrossed, to House 107
Enrolled, to House 219

To Governor	227
Approved February 18	248

SJR 40 — By Howard — Constitutional Amendment; modifying prohibition against alien and corporate ownership of land within this state.

1st reading	46
2nd reading	58
CR	140; 276
Considered, passed	435
Engrossed, to House	462

SJR 41 — By Murphy — Constitutional Amendment; ad valorem taxes; additional levies by a school district; levy annual until repealed by voters.

1st reading	54
2nd reading	58
CR	218; 330
Considered, passed	372
Engrossed, to House	383
HAS read	728
HAS adopted, passed	778
Enrolled, to House	785
Filed with Secretary of State	788

SJR 42 — By Murphy — Constitutional Amendment; providing for indebtedness of political subdivisions; raising maximum limit on school district bonded indebtedness.

1st reading	54
2nd reading	58
CR	180; 296
Considered, passed	338
Engrossed, to House	348
Enrolled, to House	767
Filed with Secretary of State	769

SJR 43 — By Smith, Luton, Crutcher, Birdsong and Clifton of the Senate and Elder, Johnson (A.V.), Henry, Harper and Stephenson of the House — Comprehensive full-scale investigation of the insurance industry; emergency.

1st reading	62
2nd reading	67
CR	88; 164
Considered, passed	187

Engrossed, to House	201
Enrolled, to House	521
To Governor	525
Approved March 24	527

SJR 44 — By Smith and Keating of the Senate and Hopkins of the House — Constitutional Amendment; continuance of ad valorem tax levy for a Department of Health; joint departments of health between governmental subdivisions; special election.

1st reading	66
2nd reading	73
CR	239; 320
Considered, passed	334
Special election passed	336
Engrossed, to House	348
HAS read	708
HAS rejected, conference requested, SCs named	802
Conference granted, HCs named	817
CCR read	892
CCR adopted, passed, to House	931

SJR 45 — By Stipe of the Senate and Harbin of the House — Leasing of lands to the Pittsburg County Fair Board Authority.

1st reading	73
2nd reading	81
CR	111
Considered, passed	118
Engrossed, to House	124
Enrolled, to House	169
To Governor	177
Approved February 7	195

SJR 46 — By Porter of the Senate and Sparkman of the House — Designating additional names for the Department of Public Welfare, Oklahoma Public Welfare Commission and Director of Public Welfare; emergency.

1st reading	80
2nd reading, to Calendar	88
Considered, passed	107
Engrossed, to House	115
Enrolled, to House	150
To Governor	151
Approved February 6	180

SJR 47 — By Howard of the Senate and Draper of the House — Directing the Tax Commission to impose a limited moratorium on the collection of sales taxes.

1st reading	81
2nd reading, to Calendar	88
Considered, passed	98
Engrossed, to House	107
Enrolled, to House	150
To Governor	151
Approved February 5	164

SJR 48 — By Pierce — State Board of Public Affairs; feasibility study of recycling waste and excess paper products within the Capitol complex; emergency.

1st reading	105
2nd reading	114

SJR 49 — By Howard — Constitutional Amendment; providing for levy and collection of ad valorem taxes; specifying millage for school purposes

1st reading	114
2nd reading	118
CR	320; 330
Considered, passed	366
Engrossed, to House	383
Enrolled, to House	754
Filed with Secretary of State	754

SJR 50 — By Johnston of the Senate and Riggs of the House — Right-to-Life Amendment to the Constitution of the United States.

1st reading	141
2nd reading	149
CR	276
Considered, passed	323
ML; engrossed, to House	324; 364

SJR 51 — By Taliaferro of the Senate and Glover, Hooper, Manar and Davis (Don) of the House — Repairs affecting county roads; detour signs; emergency.

1st reading	167
2nd reading	183
CR	217; 248
Considered, passed	322
Engrossed, to House	337

SJR 52 — By Keating of the Senate and Thompson (Don) of the House — Creating a special committee on juvenile care; emergency.

1st reading	167
2nd reading	183

SJR 53 — By Keating — Motor vehicles; refund of fines and penalties paid; emergency.

1st reading	182
2nd reading	199

SJR 54 — By Howard — Constitutional Amendment; State Board of Education.

1st reading	182
2nd reading	199

SJR 55 — By Randle of the Senate and Fried and Deatherage of the House — Constitutional Amendment; ad valorem tax levies for school purposes; ad valorem tax levy not to exceed nine mills.

1st reading	199
2nd reading	206

SJR 56 — By Pierce — Railroads; committee to study railroad rights-of-way and roadbed repairs; emergency.

1st reading	199
2nd reading	206
CR	308; 320

SJR 57 — By Randle of the Senate and Winn of the House — Constitutional Amendment; prohibiting new requirements on municipalities or county governments.

1st reading	205
2nd reading	219
CR	276; 330
Considered	468; 470
Engrossed, failed	472; 474

SJR 58 — By Tinsley and Howard — Constitutional Amendment; authorizing Legislature to receive, administer and disburse federal transportation funds.

1st reading	205
2nd reading	219

CR.....	276
Considered, passed	332
Engrossed, to House	348
Enrolled, to House.....	510
Filed with Secretary of State.....	513

SJR 59 — By Crutcher of the Senate and Fitzgibbon of the House — Directing the creation of a special committee on the study of the Grand River Dam Authority; and declaring an emergency.

Exempt from cutoff dates	954
Introduced	954
2nd reading, to Calendar	956

Considered, passed	967
Engrossed, to House	980
Enrolled, to House	1027
To Governor.....	1041
Approved June 17	

SJR 60 — By Terrill — Full-scale investigation of alleged police brutality; creating special committee; emergency.

Exempt from cutoff dates	924
Introduced	978
2nd reading, to Calendar	980
Considered, passed.....	1002
Engrossed, to House	1006

SENATE CONCURRENT RESOLUTIONS

SCR 38 — By Landis — Directing Transportation Commission to widen existing highway routes in lieu of constructing new highways.

Introduced	46
Referred to committee	58
CR	288
Adopted	569
Engrossed, to House	576
Enrolled, to House	683
Filed with Secretary of State	685

SCR 39 — By Dahl — Urging state cattlemen to support the beef research and information program.

Introduced	67
Adopted	67
Engrossed, to House	74

SCR 40 — By Crow of the Senate and Cotner of the House — Memorializing Congress; lessen the unfair burden on wheat producers by the wheat embargo.

Introduced	67
Amended	67
WD; referred	76
CR	77
Adopted	82
Engrossed, to House	89
Enrolled, to House	133
Filed with Secretary of State	137

SCR 41 — By Stipe of the Senate and Harbin of the House — To place the RDX-HMX Manufacturing Facility at McAlester, Oklahoma.

Introduced	107
Adopted	107
Engrossed, to House	115
Enrolled, to House	150
Filed with Secretary of State	151

SCR 42 — By Clifton and Keating of the Senate and Townsend and Thompson (Don) of the House — Communities establish local boards to coordinate youth activities.

Introduced	124
Adopted	124
Engrossed, to House	133
Enrolled, to House	150
Filed with Secretary of State	151

SCR 43 — By Howard — Supporting the President's call to boycott the Moscow Olympic Games.

Introduced	133
Adopted	143
Engrossed, to House	150

SCR 44 — By Porter — Department of Corrections to plan for conjugal visits.

Introduced	210
WD; referred	210

SCR 45 — By Vann, Cain, Rozell and Schuelein — Additions to the Advisory Committee on Aging.

Introduced.....	290
Adopted.....	290
Engrossed, to House	298

SCR 46 — By Stipe and Tinsley of the Senate and Harbin of the House — Memorializing Ozarka Region Commission; task force to preserving railroad lines.

Introduced.....	305
Adopted.....	311
Engrossed, to House	322
HAs read	359
HAs adopted, passed	781
Adopted, referred	781
Enrolled, to House.....	785
Filed with Secretary of State.....	789

SCR 47 — By Stipe — Memorializing Congress to restore criminal jurisdiction over "Indian Country" to Oklahoma.

Introduced.....	312
Adopted.....	312
Engrossed, to House	322

SCR 48 — By Johnson of the Senate and Sanders of the House — Designating March 16 through 22, 1980, as "National Wildlife Week."

Introduced.....	411
Adopted.....	411
Engrossed, to House	435
Enrolled, to House.....	500
Filed with Secretary of State.....	502

SCR 49 — By Howard and Keating of the Senate and Thompson (Don) and Taylor of the House — Urging creation of a special subcommittee on juvenile justice.

Introduced.....	426
Amended	569
Adopted.....	569
Engrossed, to House	576

SCR 50 — By Nickles — Memorializing Congress to reject the proposed tax on wind-fall profits incurred by the decontrol of oil prices.

Introduced.....	411
Referred to committee	411
CR.....	455
Adopted.....	483
Engrossed, to House	500
Enrolled, to House.....	566
Filed with Secretary of State.....	572

SCR 51 — By Boatner — Directing the continuance of the physicians assistants program.

Introduced.....	484
Adopted.....	484
Engrossed, to House	500
Enrolled, to House.....	624
Filed with Secretary of State.....	632

SCR 52 — By Stipe of the Senate and Hopkins of the House — Requesting Congress to allocate to each of the state highway departments any increase of the federal motor fuels tax to aid such departments in solving state and local highway problems.

Introduced.....	550
Adopted.....	569
Engrossed, to House	576
Enrolled, to House.....	624
Filed with Secretary of State.....	632

SCR 53 — By Young — Recalling from the Governor Enrolled Senate Bill Number 456.

Introduced.....	645
Adopted.....	645
Engrossed, to House	645
Enrolled, to House.....	654
Filed with Secretary of State.....	654

SCR 54 — By Crow and Leonard of the Senate and Draper and Dunn of the House — Legislative intent that the Oklahoma Tax Commission arrive at actual use values for property for purposes of ad valorem taxation.

Introduced.....	664
Considered and deferred	664
Adopted.....	683
Engrossed, to House	686
Enrolled, to House.....	754
Filed with Secretary of State.....	755

SCR 55 — By Murphy of the Senate and Stephenson of the House — Urging Department of Human Services to continue efforts to establish community-based group homes for certain children.

Introduced	823
Adopted	845
Engrossed, to House	848

SCR 56 — By Howard of the Senate and Draper of the House — Legislative support of the "Get Out the Vote" campaign.

Introduced	820
Adopted	820
Engrossed, to House	827
Enrolled, to House	848
Filed with Secretary of State	853

SCR 57 — By Howard — Memorializing Congress to redress the unfair burden placed upon Oklahoma drivers by the oil import tax.

Introduced	820
Adopted	821
Engrossed, to House	827

SCR 58 — By Miller, et al, of the Senate — Urging the Department of Human Services to construct and maintain a building to provide housing and therapy for certain students; and directing distribution.

Introduced	845
Adopted	856
Engrossed, to House	869
Enrolled, to House	896
Filed with Secretary of State	901

SCR 59 — By Berrong and Cummins — Legislative intent with regard to appropriation to Transportation Department for railroad rights-of-way; creating a Special Committee on Railroads.

Introduced	896
Amended, adopted	897
Engrossed, to House	906

SCR 60 — By Clifton of the Senate and McIntyre of the House — Recalling from the Governor Enrolled Senate Bill No. 506.

Introduced	980
Adopted	980
Engrossed, to House	980
Enrolled, to House	987
Filed with Secretary of State	999

SCR 61 — By Terrill — Recognizing and commending employees of Oklahoma University Health Sciences Center for establishing a research and treatment program for thrombosis; naming the blood thrombosis and coagulation laboratory.

Introduced	1005
Adopted	1005
Engrossed, to House	1025
Enrolled, to House	1045
Filed with Secretary of State	1051

SCR 62 — By Lane of the Senate and Dunn of the House — Fixing day of sine die adjournment, 2nd Session of 37th Legislature.

Introduced	1080
Adopted	1081
Engrossed, to House	1081

SENATE RESOLUTIONS

SR 63 — By Boatner — Achievements and strength of character of Fred Alexander Chapman; condolences.

Introduced 58
 Adopted 58
 Enrolled, filed with Secretary of State 62

SR 64 — By Stipe — Requesting immediate lowering of interest rates.

Introduced 62
 Adopted 63
 Enrolled, filed with Secretary of State 67

SR 65 — By Cain and McCune — Commending John L. Peters for his work with World Neighbors.

Introduced 85
 Adopted 90
 Enrolled, filed with Secretary of State 97

SR 66 — By Smith — Memorializing Congress to deregulate the radio broadcast industry.

Introduced 106
 Adopted 106
 Enrolled, filed with Secretary of State 115

SR 67 — By Crow — Praising Bob Barry for achieving the honor of "Oklahoma Sportscaster of the Year."

Introduced 120
 Considered and deferred 124
 Adopted 173
 Enrolled, filed with Secretary of State 184

SR 68 — By Dahl — Urging repeal of Title II of the Natural Gas Policy Act.

Introduced 120
 Adopted 124
 Enrolled, filed with Secretary of State 133

SR 69 — By Wolfe — Praising John "Mo" Hogan, coach.

Introduced 141
 Adopted 141
 Enrolled, filed with Secretary of State 150

SR 70 — By Wolfe — Praising Nathan Hale High School football team of Tulsa.

Introduced 142
 Adopted 142
 Enrolled, filed with Secretary of State 150

SR 71 — By Young, Smith, Keller, Taliaferro, Johnson, Crutcher, Watson, Nickles,

Cullison, Landis, Vann, Clifton, Lamb, Martin, Giles, Keating, Pierce, McCune — Urging the Legislature not to recess this session and later reconvene to appropriate money.

Introduced 193
 Considered and deferred 208
 WD; referred 208

SR 72 — By Combs, Schuelein, Cain and Cummins — Praising the Canadian cabinet and government for assistance to American refugees.

Introduced 201
 Adopted 209
 Enrolled, filed with Secretary of State 219

SR 73 — By Lamb and Berrong — Praising Floyd E. Carrier.

Introduced 208
 Adopted 208
 Enrolled, filed with Secretary of State 219

SR 74 — By Giles — Praising Oklahoma Pioneer C. E. Bernard.

Introduced 206
 Adopted 206
 Enrolled, filed with Secretary of State 219

SR 75 — By Dahl — Memorializing Congress to identify and formulate an economic, energy and defense policy.

Introduced 207
 Adopted 207
 Enrolled, filed with Secretary of State 219

SR 76 — By Rozell — Oklahoma Senate's objection to discharging of waste into the Illinois River.

Introduced 215
 Adopted 220
 Enrolled, filed with Secretary of State 234

SR 77 — By Vann — Creating Special Senate Committee on the Trucking Industry.

Introduced 221
 Adopted 221
 Enrolled, filed with Secretary of State 234

SR 78 — By Howard — Praising the life of Mike Monroney.

Introduced 249
 Adopted 270
 Enrolled, filed with Secretary of State 278

SR 79 — By Howard — Honoring William Leroy Crozier.

Introduced 249
 Referred to committee 249
 CR 262
 Adopted 266
 Enrolled, filed with Secretary of State 278

SR 80 — By Stipe — Requesting the State Historical Society library to provide expanded hours of service.

Introduced 273
 Adopted 313
 Enrolled, filed with Secretary of State 322

SR 81 — By Giles — Commending Oklahoma's laboratory professionals.

Introduced 285
 Adopted 289
 Enrolled, filed with Secretary of State 298

SR 82 — By Watson, Nickles, Lamb and Pierce — Urging Congress to pass no law requiring the registration or drafting of women.

Introduced 285
 Adopted 289
 Enrolled, filed with Secretary of State 298

SR 83 — By Lane — Disapproving rules of the State Board of Agriculture relating to bovine brucellosis.

Introduced 286

Adopted.....	290
ML, adopted.....	290

SR 84 — By Cate — Praising Tom Steed.

Introduced.....	305
Adopted.....	499
Enrolled, filed with Secretary of State.....	510

SR 85 — By Crutcher — Praising Dr. Charles M. Kouri.

Introduced.....	331
Adopted.....	331
Enrolled, filed with Secretary of State.....	349

SR 86 — By Luton — Commending labor leader E. C. "Tommy" Thompson.

Introduced.....	332
Adopted.....	332
Enrolled, filed with Secretary of State.....	338

SR 87 — By Boatner — Praising Reba McEntire; country and western music artist.

Introduced.....	565
Adopted.....	565
Enrolled, filed with Secretary of State.....	576

SR 88 — By Dahl and Cullison — Requesting State Department of Wildlife Conservation restock state lands with raccoons.

Introduced.....	345
Adopted.....	345
Enrolled, filed with Secretary of State.....	358

SR 89 — By Boatner — Urging Oklahoma Wildlife Conservation Commission to prohibit the hunting of doe deer in Atoka, Cherokee and Adair counties during the 1980-81-82 deer season.

Introduced.....	409
Adopted.....	409
Enrolled, filed with Secretary of State.....	435

SR 90 — By Boatner — Requesting the Army Corps of Engineers to sell certain

lands in Marshall County around Lake Texoma.

Introduced.....	409
Adopted.....	409
Enrolled, filed with Secretary of State.....	435

SR 91 — By Boatner — Objecting to the weekend restriction on recreational boating proposed by the United States Department of Energy.

Introduced.....	410
Adopted.....	411
Enrolled, filed with Secretary of State.....	435

SR 92 — By Keating — Urging study of rail passenger service between Okla. City and St. Louis.

Introduced.....	453
Adopted.....	495
Enrolled, filed with Secretary of State.....	510

SR 93 — By Terrill — Memorializing Congress to take immediate action to continue regulation of the motor transportation system for Oklahoma and the nation.

Introduced.....	517
Adopted.....	518
Enrolled, filed with Secretary of State.....	521

SR 94 — By Crow, et al, of the Senate — Ad valorem taxation; requesting the Oklahoma Tax Commission to implement procedures relating to the determination of actual use values and to annual ratio studies.

Introduced.....	634
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SR 95 — By Crutcher and Cullison — Praising Phyllis J. Sokolosky, Oklahoma Mother of the Year.

Introduced.....	657
Adopted.....	749
Enrolled, filed with Secretary of State.....	751

SR 96 — By Dahl and Howard — Praising Mabelle Kennedy.

Introduced	638
Adopted	638
Enrolled, filed with Secretary of State	661

SR 97 — By Porter and Stipe — Commending Jacquelyn Anita Griggs.	
Introduced	715
Adopted	716
Enrolled, filed with Secretary of State	744

SR 98 — By Landis — Praising Joe Dial.	
Introduced	758
Adopted	798
Enrolled, filed with Secretary of State	815

SR 99 — By Dahl — Development of nutrition guidelines; research.	
Introduced	767
Adopted	768
Enrolled, filed with Secretary of State	773

SR 100 — By Dahl — Honoring retiring Oklahoma educator R. E. Vanbuskirk.	
Introduced	773
Adopted	774
Enrolled, filed with Secretary of State	785

SR 101 — By Dahl — Urging State Department of Health to deny permit to city of Bartlesville for sanitary landfill at the 'Rogers Site' in Osage County.	
Introduced	785
Adopted	785
Enrolled, filed with Secretary of State	799

SR 102 — By Lane — Memorializing Congress to permit oil exploration on federal lands in Alaska.	
Introduced	831
Adopted	837
Enrolled, filed with Secretary of State	842

SR 103 — By Giles — Honoring retiring educator Joseph Weldon Vaughan.	
Introduced	835
Adopted	836
Enrolled, filed with Secretary of State	842

SR 104 — By Howard — Praising achievements of members of speech, language and hearing profession.	
Introduced	853
Adopted	872
Enrolled, filed with Secretary of State	882

SR 105 — By Randle — Continuing Joint Legislative Conference on Education.	
Introduced	866
Adopted	866
Enrolled, filed with Secretary of State	872

SR 106 — By Young — Honoring Mannford High School Class of 1940.	
Introduced	867
Adopted	867
Enrolled, filed with Secretary of State	872

SR 107 — By Murphy — Honoring Duke (D.J.) Cooper.	
Introduced	896
Adopted	896
Enrolled, filed with Secretary of State	903

SR 108 — By Dahl — Praising Barnsdall Panthers baseball team.	
Introduced	899
Adopted	899
Enrolled, filed with Secretary of State	916

SR 109 — By Dahl — Praising Joe Gilbert.	
Introduced	899
Adopted	900
Enrolled, filed with Secretary of State	906

SR 110 — By Cummins — Memorializing Congress to remedy the Cuban refugee crisis.

Introduced 907

SR 111 — By Luton — Protection of property and supplies of the Senate during interim; authorizing employment of personnel.

Introduced 920

Adopted 921

Enrolled, filed with Secretary of State 924

SR 112 — By Giles — Urging Congress, federal and state governmental entities to provide plans, procedures and remedies for low-cost, reliable and sufficient energy.

Introduced 937

Adopted 938

Enrolled, filed with Secretary of State 957

SR 113 — By Lane — Honoring retiring Oklahoma educator Simon Douglas Parker.

Introduced 954

Adopted 954

Enrolled, filed with Secretary of State 957

SR 114 — By Capps — Praising and congratulating Susan Powell, Miss Oklahoma.

Introduced 978

Adopted 1002

Enrolled, filed with Secretary of State 1025

SR 115 — By Boatner — Memorializing the Oklahoma congressional delegation to pursue all means of acquiring sufficient funding for the State Department of Agriculture's meat inspection program.

Introduced 1005

Adopted 1006

Enrolled, filed with Secretary of State 1025

SR 116 — By Dahl — Praising Carrie Tucker.

Introduced 1003

Adopted 1004

Enrolled, filed with Secretary of State 1027

SR 117 — By Dahl — Praising Brad Bell.

Introduced 1004

Adopted 1005

Enrolled, filed with Secretary of State 1027

SR 118 — By Johnston and Stipe — Honoring the outstanding achievements of Harland B. Mitchell in the field of education.

Introduced 1023

Adopted 1024

Enrolled, filed with Secretary of State 1027

SR 119 — By Stipe — Expressing Senate intent that the functions of Eastern Oklahoma State College be expanded.

Introduced 1024

Amended, adopted 1024

Enrolled, filed with Secretary of State 1045

SR 120 — By Tinsley — Praising Mary Gilmour for her repeated service as nurse of the day.

Introduced 1061

Adopted 1064

Enrolled, filed with Secretary of State 1070

SR 121 — By Howard — Memorializing Congress to reinstate the draft.

Introduced 1069

Adopted 1070

Enrolled, filed with Secretary of State 1071



HOUSE BILLS

* Bills held over from the 1st Session of the 37th Legislature — 1979

***HB 1016** — By Peterson — Counties and county officers; records; recorded master form for recorded documents.

Referred to Calendar under

Rule 8(g).....	73
WD; rereferred	101
CR.....	140
Considered, passed	376
Engrossed, to House	383
4th Reading, to House	540
Approved March 26	

***HB 1017** — By Peterson — Mortgages; limiting the power of foreclosure after certain number of years except when extension agreements filed.

WD, referred	115
CR.....	204
Considered, passed	488
Engrossed, to House	500
SAs rejected, conference requested, HCs named.....	536
Conference granted, SCs named	536
CCR rejected, further conference requested	876
Further conference granted	887
2nd CCR read	926
2nd CCR adopted, passed, to House	981
4th reading, to House.....	1006
Approved June 13	

***HB 1024** — By Peterson — County officers; land parcel identifier system; emergency.

1st reading	231
2nd reading	241
CR.....	551
Considered, passed	589
Signed, to House.....	599
4th reading, to House	606
Approved April 7	

***HB 1041** — By Duke and Willis — Revenue and taxation; excise tax upon gross proceeds or gross receipts on certain sales; emergency.

SAs rejected, conference requested,

HCs named.....	617
Conference granted, SCs named	617
CCR read.....	991
CCR adopted, passed, to House.....	993
4th reading, to House.....	1000
Approved June 11	

***HB 1046** — By Bengston — State officers and employees; requiring State Fire Marshal to adopt rules and regulations; prohibiting sale or distribution of thermal insulating material under certain conditions.

CR.....	552
Considered, passed	738
Signed, to House.....	738
4th reading, to House	754
Approved April 14	

***HB 1047** — By Bengtson — Motor vehicles; authorizing special license plates for handicapped persons.

CR 527; 574
 Considered, passed 645
 Signed, to House 657
 4th reading, to House 669
 Approved April 14

***HB 1075** — By Peterson — Children; providing for lien on realty of persons accused in maternity proceedings.

CR 552
 Considered, passed 601
 Engrossed, to House 624
 4th reading, to House 754
 Approved April 15

***HB 1077** — By Peterson — Conveyances; special improvement district assessment guidelines for filing, recording and indexing; lien attachments.

CR 72
 Considered, passed 543
 Engrossed, to House 554
 SAs rejected, conference requested,
 HCs named 626
 Conference granted, SCs named 627
 CCR read 858
 CCR adopted, passed, to House 931
 4th reading, to House 937
 Approved June 9

***HB 1079** — By Bengtson and Duckett — Schools; teachers' retirement system funds; requiring financial statement for pensioners; emergency.

CR 80; 552
 Considered, passed 584
 Engrossed, to House 605
 SAs rejected, conference requested 734
 Conference granted 748
 Referred to Joint Conference on
 Retirement Laws 748
 CCR read 940
 CCR adopted, passed, to House 973
 4th reading, to House 981
 Approved June 11

***HB 1080** — By Bengtson — Police officers; certain uniformed law enforcement officers in attendance at a public event shall have law enforcement officer powers; emergency.

CR 540
 Considered 607
 Considered, passed 611
 Engrossed, to House 624
 SAs rejected, conference requested,
 HCs named 679
 Conference granted, SCs named 679
 CCR read 908
 CCR adopted, passed 925
 ML; signed, to House 926; 978
 4th reading, to House 981
 Approved June 13

***HB 1082** — By Peterson — Civil procedure; executions recording, appraisal, costs; judgment lien extensions.

SAs rejected, conference requested,
 HCs named 59
 Conference granted, SCs named 59
 CCR read 160
 CCR adopted 830
 ML, adopted 858
 CCR rejected, further conference
 requested 858
 Further conference granted 861

***HB 1094** — By Hooper, et al, of the House and Taliaferro of the Senate — Oklahoma Floodplain Management Act; emergency.

1st reading 404
 2nd reading 428
 CR 539; 564
 Considered, passed 731
 Engrossed, to House 757
 4th reading, to House 775
 Approved May 13

***HB 1100** — By Draper of the House and Terrill of the Senate — Professions and occupations; State Architectural Act, defining architect to include landscape architect, licensing landscape architect.

SAs rejected, conference requested,
 HCs named 67

Conference granted, SCs named 74
 CCR read 941
 CCR adopted, failed 944
 ML, adopted; passed, to
 House 944; 988
 4th reading, to House 1006
 Approved June 13

***HB 1103** — By Peterson — Surveying; county surveyor, duties, marking corners and boundaries; registered land surveyor, trespass law, coal mine maps, survey for taxation; Oklahoma Coordinate Systems Act for surveying point coordination in Oklahoma.

1st reading 199
 2nd reading 206
 CR 564
 Considered, passed 674
 ML; signed, to House 675; 716
 4th reading, to House 751
 Approved April 14

***HB 1218** — By Steward — Liens; requiring time limitation for filing.
 Referred to Calendar under

 Rule 8(g) 73
 Considered 501
 WD; rereferred 502
 CR 564
 WD; referred 754

***HB 1230** — By Henry, Cleveland and Deatherage — Emergency Medical Services Systems Revolving Fund; funding from foreign insurance companies tax assessment; Insurance Commissioner duties; emergency. SAs rejected, conference requested,

 GCCA 138
 Conference Granted, GCCA 138

***HB 1240** — By Davis (Don) of the House and Terrill of the Senate — property; providing basis for determining abandoned property held by a banking or financial institution.

CR 539
 Considered, passed 698
 Engrossed, to House 719

4th reading, to House 1063
 Approved June 17

***HB 1248** — By Cotner — Motor vehicles; restricted operator's license; requirements and guidelines for such license; instructor's and temporary permits; examinations; identification licenses; allowing motor license agents to issue such licenses; emergency.

CR 564
 Considered, passed 577
 Signed, to House 581
 4th reading, to House 586
 Approved April 7

***HB 1270** — By Townsend — Amusements and sports; Legislative intent; prohibiting blind bidding; providing for trade screening; availability of motion picture exhibitions; emergency.

CR 428
 WD; referred 754

***HB 1314** — By Monks — Professions and occupations; plumbing; Committee of Plumbing Examiners, recreating, sunset law, increasing per diem of members; plumbers licensing fees, increasing apprentice certificate expiration date; emergency.

4th reading, to House 63
 Approved January 15

***HB 1316** — By Cleveland of the House and Tinsley of the Senate — Roads and highways; authorizing public utilities to use public roads and highways and requiring repairs of any damages.

Referred to Calendar under

 Rule 8(g) 74
 Considered, passed 703
 Signed, to House 714
 4th reading, to House 732
 Approved April 14

***HB 1329** — By Davis (Don) of the House and Crow of the Senate — Revenue and taxation; payment of sales tax; adding

new provision for a credit for bad debts; emergency.

CR	574
Considered, passed	644
Engrossed, to House	661
SAs rejected, conference requested, HCs named	705
Conference granted, SCs named	706

***HB 1331** — By Twidwell and Milacek — Motor vehicles; school drivers education and training; funding; providing maximum allowable per pupil; emergency.

SAs rejected, conference requested	67
Conference granted, SCs named	74
Conferees dismissed; bill referred to GCCA	174

***HB 1334** — By Holt of the House and Nickles of the Senate — Schools; providing for school board elections and procedures and dates thereof; emergency.

1st reading	492
2nd reading	506
CR	552; 564
Considered, passed	646
Engrossed, to House	661
4th reading, to House	770
Approved May 12	

***HB 1352** — By Milacek — Motor vehicles; modifying permits for moving of houses or buildings; emergency.

SAs rejected, conference requested, HCs named	63
Conference granted, SCs named	70
CCR read	897
CCR adopted, passed, to House	925
4th reading, to House	937
Approved June 9	

***HB 1372** — By Winn, et al, of the House and Berrong of the Senate — Motor vehicles; increasing safety inspection fees; and providing for contribution to Highway Patrol Pension and Retirement Fund.

SAs rejected, conference requested, HCs named	59
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Conference granted, SCs named	59
CCR read	115
Considered and deferred	127
CCR rejected, further conference requested	138
Further conference granted	138
Referred to Joint Conference on Retirement Laws	138
2nd CCR read	191
2nd CCR adopted, passed	191
ML; signed, to House	193; 228
4th reading, to House	236
Approved February 19	

***HB 1394** — By Davis (Frank), et al, of the House and Johnston of the Senate — Public health and safety; requiring an investigation after a death where there is evidence of a crime or by request of a law enforcement officer.

1st reading	456
2nd reading	480
CRs	552
Considered, passed	681
Engrossed, to House	719
4th reading, to House	787
Approved May 14	

***HB 1403** — By Elder of the House and Lamb of the Senate — Civil procedure; recovery of costs for review of certain interlocutory orders on appeal or on certiorari. Referred to Calendar under

Rule 8(g)	74
Considered	233
Considered, passed	234
Engrossed, to House	243
4th reading, to House	520
Approved March 24	

***HB 1404** — By Elder of the House and Lamb of the Senate — Courts; providing grounds for setting aside of judgment and grant of new trial; repealing sections relating to judicial notice of foreign law. Referred to Calendar under

Rule 8(g)	74
Considered, passed	278
ML; signed, to House	279; 317

4th reading, to House 326
Approved March 4

***HB 1407** — By Monks — Labor; raising the minimum wage.

CR 552
Considered 682
Engrossed, passed, to House 688
4th reading, to House 770
Approved May 12

***HB 1413** — By Elder — Cities and towns; penalties for violations of municipal ordinances; changing the rate of repayment per day; prohibiting prosecution from same offense in different courts.

Referred to Calendar under
Rule 8(g) 74
Considered, passed 150
Engrossed, to House 160
4th reading, to House 826
Approved May 16

***HB 1436** — By Smith of the House and Clifton of the Senate — Courts; relating to shorthand reporters; qualifications; salaries; custody of shorthand reporter's notes; emergency.

SAs rejected, conference requested,
HCs named 174
Conference granted, SCs named 174
CCR rejected, further conference
requested 260
Further conference granted 260
2nd CCR read 994
2nd CCR adopted, passed, to
House 1013
4th reading, to House 1022
Approved June 13

***HB 1438** — By Rieger and Wilson of the House and Lamb of the Senate — Agriculture; providing for elections of boards of directors of fair associations.

SAs rejected, conference requested 67
Conference granted, SCs named 74
HCs appointed 82
CCR read 149
CCR adopted, passed, to
House 500

4th reading, to House 512
Approved March 24

***HB 1442** — By Cleveland of the House and Randle of the Senate — Schools; special education classes for exceptional children to continue during summer months.

CR 117; 622
Considered, passed 738
Engrossed, to House 757
SAs rejected, conference requested,
HCs named 769
Conference granted, SCs named 775
CCR read 960
CCR adopted, passed, to House 973
4th reading, to House 981
Approved June 11

***HB 1451** — By Baughman of the House and Taliaferro of the Senate — Agriculture; creating the Oklahoma Grain Storage Act; emergency.

1st reading 428
2nd reading 455
CR 527
Considered, passed 713
Signed, to House 714
4th reading, to House 732
Approved April 16

***HB 1460** — By Mentzer, et al, of the House and Rozell and Johnson of the Senate — Waters and water rights; establishing the Oklahoma Water Development and Conservation Authority; emergency.

SAs rejected, conference
requested 67
Conference granted, SCs named 74

***HB 1461** — By Stephenson of the House and Howell of the Senate — Intoxicating liquors; changing tax stamp method of evidencing payment of tax on intoxicating liquors.

CR 392
Considered, passed 553
Engrossed, to House 566
4th reading, to House 606
Approved April 7

***HB 1466** — By Weichel — Commercial Code; agriculture equipment and stock; specifying places to file to perfect a security interest; authorizing the Secretary of State to collect an additional fee.

CR 72; 428

Considered, passed 484

Engrossed, to House 500

SAs rejected, conference requested,

GCCA 617

Conference granted, GCCA 618

***HB 1479** — By Ford of the House and Watson of the Senate — Motor vehicles; license fees; adjusting on automobiles; minimum fees.

CR 574

WD; rereferred 749

***HB 1481** — By Wiseman of the House and Smith of the Senate — Cities and towns; procedures for arbitration of certain labor disputes; requiring enforcement by Attorney General; requiring elections upon rejection of certain reports.

1st reading 362

2nd reading 380

CR 552

Considered, passed 686

Engrossed, to House 741

4th reading, to House 787

Vetoed May 14

***HB 1492** — By Elder of the House and Lamb of the Senate — Civil procedure; modifying conditions under which the statute of limitation is tolled.

Referred to Calendar under

Rule 8(g) 74

Considered 255

Considered, passed 290

Engrossed, to House 298

4th reading, to House 520

Approved March 26

***HB 1499** — By Lawter of the House and Howell of the Senate — Intoxicating beverages; defining retail container for spirits and wines.

1st reading 118

2nd reading 123

CR 428

Considered, passed 541

Signed, to House 550

4th reading, to House 554

Approved April 1

***HB 1511** — By Duke — State government; amending requirements for competitive bids for motor fuel and emergency acquisitions and postage; emergency.

Referred to Calendar under

Rule 8(g) 74

WD; referred 754

***HB 1519** — By Hopkins — County Sheriff; modifying provisions for operation of the county jail; emergency.

1st reading 144

2nd reading 149

CR 527; 552

Considered, passed 648

Signed, to House 657

4th reading, to House 669

Approved April 10

***HB 1520** — By Ford of the House and Watson of the Senate — Counties and county officers; abolishing office of county surveyor as an elected office.

1st reading 354

2nd reading 362

***HB 1522** — By Shurden and Murphy — Motor vehicle insurance; prohibiting carriers from cancelling, refusing to renew policies or increasing premiums for certain reasons.

1st reading 492

2nd reading 506

CR 564

Considered, passed 665

Signed, to House 680

4th reading, to House 691

Approved April 10

***HB 1523** — By Joiner and Draper — Higher education; fixing student fees and tuition at institutions of higher education; emergency.

1st reading	404
2nd reading	428
CR	552
Considered, passed	579
Engrossed, to House	586
SAs rejected, conference requested, HCs named	617
Conference granted, SCs named	617
CCR read	710
CCR adopted, passed, to House	717
4th reading, to House	751
Approved April 14	

***HB 1527** — By Lancaster of the House and Rozell of the Senate — Animals; regulations for dogs and cats running at large.

1st reading	149
2nd reading	158

***HB 1530** — By Poulos, Baughman and Davis (Frank) — Recreating the State Review Board; Oklahoma Sunset Law; emergency.

1st reading	200
2nd reading	206
CR	379; 552
Considered, passed	615
Signed, to House	619
4th reading, to House	645
Approved April 10	

***HB 1531** — By Poulos, et al, of the House — Recreating the Oklahoma Factory Manufactured Mobile Home Board; Sunset Law; emergency.

1st reading	81
2nd reading	88
CR	564
Considered, passed	719
Signed, to House	719
4th reading, to House	750
Approved April 14	

***HB 1532** — By Poulos, et al, of the House and Wolfe of the Senate — Professions and occupations; recreating the State Board of Registration for Professional Engineers and Land Surveyors; Sunset Law.

1st reading	456
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2nd reading	480
CRs	552
Considered, passed	585
Engrossed, to House	605
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	752
CCR read	961
CCR adopted, passed, to House	984
4th reading, to House	1006
Approved June 13	

***HB 1533** — By Poulos, et al, of the House and Wolfe of the Senate — Professions and occupations; recreating Oklahoma State Board of Public Accountancy; Sunset Law; adding a lay member; emergency.

1st reading	480
2nd reading	492
CR	552
Considered, passed	624
Engrossed, to House	639
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	752
Change in conferees	809
CCR read	941
CCR adopted, passed, to House	984
4th reading, to House	1006
Approved June 13	

***HB 1534** — By Poulos, et al, of the House and Wolfe of the Senate — Professions and occupations; recreating Board of Governors of Licensed Architects; Sunset Law; emergency.

1st reading	456
2nd reading	480
CR	553; 564
Considered, passed	646
Engrossed, to House	661
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	753

***HB 1535** — By Poulos, et al, of the House and Wolfe of the Senate — Professions and occupations; recreating the Oklahoma State Board of Embalmers and Funeral Directors; Sunset Law; emergency.

1st reading	493
2nd reading	506
CR	552
Considered, passed	647
Engrossed, to House	661
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	753
HCs changed	1046
CCR read, change of authors	1049
CCR adopted, passed, to House	1049
4th reading, to House	1063
Approved June 17	

***HB 1536** — By Poulos, et al, of the House and Green of the Senate — Recreating the State Mining Board; Sunset Law; emergency.

1st reading	276
2nd reading	288
CR	506; 574
Considered, passed	688
Engrossed, to House	719
4th reading, to House	770
Approved May 12	

***HB 1538** — By Poulos, et al, of the House and Randle, Terrill and Howell of the Senate — Recreating the State Arts Council of Oklahoma; Sunset Law; emergency.

1st reading	276
2nd reading	288
CR	506; 574
Considered, passed	685
Engrossed, to House	719
4th reading, to House	770
Approved May 9	

***HB 1539** — By Poulos, et al, of the House and Wolfe of the Senate — Oil and gas; recreating the Oklahoma Liquefied Petroleum Gas Board; Sunset Law; emergency.

1st reading	456
2nd reading	480
Change in committee assignment	496
CR	492
Considered, passed	647
Engrossed, to House	661

SAs rejected, conference requested, HCs named	705
Conference granted, SCs named	706
CCR read	806
CCR adopted, passed, to House	829
4th reading, to House	836
Approved May 19	

***HB 1540** — By Poulos, et al, of the House and Crow of the Senate — Recreating the Carl Albert Memorial Commission; Sunset Law; emergency.

1st reading	81
2nd reading	88
CR	552
WD; rereferred	748

***HB 1542** — By Poulos, et al, of the House and Crow of the Senate — Terminating the Santa Claus Commission; Sunset Law; emergency.

1st reading	81
2nd reading	88
CR	379
Considered, passed	531
Engrossed, to House	544
4th reading, to House	586
Approved April 7	

***HB 1543** — By Poulos, et al — Recreating the Medical Research Commission; Sunset Law; emergency.

1st reading	81
2nd reading	88
CR	552
Considered, passed	646
Signed, to House	657
4th reading, to House	669
Approved April 10	

***HB 1544** — By Poulos, et al, of the House and Crow of the Senate — Recreating the Board of Medicolegal Investigations; Sunset Law; emergency.

1st reading	81
2nd reading	89
CR	552
Considered, passed	618
Signed, to House	619

4th reading, to House 645
Approved April 10

***HB 1545** — By Poulos, et al, of the House and Crow of the Senate — Recreating the Oklahoma Center for Criminal Justice; Sunset Law; emergency.

1st reading 82
2nd reading 89
CR 379
Considered, passed 542
Engrossed, to House 554
4th reading, to House 576
Approved April 1

***HB 1546** — By Poulos, et al, of the House and Wolfe of the Senate — Public health and safety; abolishing Board of Hearing Aid Dealers and Fitters; transferring to State Board of Health; creating Hearing Aid Advisory Council; emergency.

1st reading 354
2nd reading 362
CR 552; 681
Considered, passed 732
Engrossed, to House 757
SAs rejected, conference requested,

HCs named 769
Conference granted, SCs named 775
CCR read 806
CCR adopted, passed, to House 829
4th reading, to House 836
Approved May 19

***HB 1547** — By Poulos, et al, of the House and Crow of the Senate — Recreating the Council on Law Enforcement Education and Training; Sunset Law; emergency.

1st reading 82
2nd reading 89
CR 552
Considered, passed 619
Signed, to House 619
4th reading, to House 645
Approved April 10

HB 1558 — By Brunton — Courts; increasing the costs of publication of certain court dockets.

1st reading 345
2nd reading 354

HB 1559 — By Brunton of the House and Wolfe of the Senate — Criminal procedure; reimbursement of court costs.

1st reading 493
2nd reading 506
CR 564
Considered, passed 723
Engrossed, to House 751
SAs rejected, conference requested,

HCs named 758
Conference granted, SCs named 771

HB 1560 — By Elder of the House and Lamb of the Senate — State Government; the National Conference on Uniform State Laws; changing membership.

1st reading 118
2nd reading 123

HB 1561 — By Dunn, et al, of the House — Counties and county officers; adding hazardous duty pay for deputy sheriffs; emergency.

1st reading 149
2nd reading 158

HB 1562 — By Abbott — Public finance; expanding purchases permissible by state higher education institutions from student bookstores.

1st reading 114
2nd reading 118
CR 564
Considered, passed 581
Signed, to House 581
4th reading, to House 586
Approved April 7

HB 1565 — By Manar — Motor vehicles; allocating primary and secondary insurance coverage minimum insurance amounts.

1st reading 354
2nd reading 362
CR 520
Considered, passed 584
Engrossed, to House 605

4th reading, to House 645
 Approved April 10

HB 1567 — By Cole, et al. of the House and Clifton of the Senate — Conveyances; making restrictive covenants unenforceable with limitations.

1st reading 277
 2nd reading 288
 CR 553; 564
 Considered, passed 674
 ML: engrossed, to House 674; 757

HB 1570 — By Steward — Children; legitimizing certain children; inheritance by children.

1st reading 330
 2nd reading 345

HB 1572 — By Steward and Elder of the House and Stipe and Young of the Senate — Courts; tenure of members of Council of Judicial Complaints; limiting tenure to one term; emergency.

1st reading 392
 2nd reading 404

HB 1575 — By Barker, et al. of the House and Luton of the Senate — State government; changing provisions for employment after retirement; emergency.

1st reading 105
 2nd reading 114
 CR 154; 230
 Considered 258
 Considered, passed 259
 Signed, to House 260
 4th reading, to House 271
 Approved February 25

HB 1576 — By Atkins, et al. of the House and Porter of the Senate — Elections; powers and duties of county election boards; emergency.

1st reading 308
 2nd reading 321
 CR 506
 Considered, passed 543
 Engrossed, to House 554

SAs rejected, conference requested,

HCs named 566
 Conference granted, SCs named 566
 CCR read 762
 CCR adopted, passed, to House 985
 4th reading, to House 1006
 Approved June 13

HB 1577 — By Mentzer of the House and Rozell of the Senate — Waters and water rights; raising the maximum rate of interest on district bonds; changing interest rate language on certain forms; emergency.

1st reading 232
 2nd reading 241
 CR 404
 Considered 485
 Considered, passed 488
 Signed, to House 489
 4th reading, to House 512
 Approved March 24

HB 1579 — By Hargrave of the House and Taliaferro of the Senate — Intoxicating liquors; prohibiting operation of private clubs during certain hours.

1st reading 404
 2nd reading 428

HB 1580 — By Dunn, et al. of the House and Crutcher of the Senate — State Government; adding licensed veterinarians exempt from merit system.

1st reading 145
 2nd reading 149
 CR 362
 Considered, passed 486
 Signed, to House 489
 4th reading, to House 512
 Approved March 24

HB 1581 — By Lawter, et al. of the House and Kilpatrick of the Senate — Consumer protection; modifying provisions of the Consumer Protection Act.

1st reading 457
 2nd reading 480
 CR 564
 Considered, passed 704

Engrossed, to House	744
4th reading, to House	775
Approved May 12	

HB 1582 — By Craighead, et al, of the House and Howell of the Senate — Motor vehicles; restricting placement or parking of motor vehicles in physically disabled persons' reserved areas.	
1st reading	405
2nd reading	428
CR	564
Considered, passed	578
Engrossed, to House	586
4th reading, to House	629
Approved April 7	

HB 1584 — By Townsend, et al, of the House and Clifton of the Senate — Crimes and Punishments; Bus Passenger Safety Act.	
1st reading	362
2nd reading	380
CR	564
Considered	649
Considered, passed	650
Engrossed, to House	661
SAs rejected, conference requested,	
HCs named	705
Conference granted, SCs named	705
CCR read	762
CCR adopted, passed, to House	818
4th reading, to House	826
Approved May 16	

HB 1590 — By Draper of the House and Cullison of the Senate — Public health and safety; prohibiting sale or offer for sale of certain pull-top or flip-top containers.	
1st reading	363
2nd reading	380
CR	428

HB 1591 — By Draper and Deatherage of the House and Murphy of the Senate — Workers' compensation; insurance coverage of state employees; requiring self-insurance plans to be reviewed by the Workers' Compensation Court.	
1st reading	429
2nd reading	455

HB 1593 — By Mentzer of the House and Johnson of the Senate — Waters and water rights; designating scenic river areas; emergency.	
1st reading	355
2nd reading	362
CR	404
Considered, failed	668
ML; failed	669; 751

HB 1594 — By Graves of the House and Keller of the Senate — Civil procedure; alternative to subscribing deposition; deleting punishment of contempt for failure to subscribe.	
1st reading	308
2nd reading	321
CR	492
Considered, passed	542
Signed, to House	550
4th reading, to House	554
Approved April 1	

HB 1595 — By Bengtson, et al, of the House — Public utilities; prohibiting cut-off of service under certain circumstances; authorizing Corporation Commission to promulgate rules.	
1st reading	206
2nd reading	219
Change in committee assignment	557

HB 1596 — By Winn, et al, of the House and Berrong of the Senate — Elections; county election board officials; per diem compensation, state funding of; salaries; emergency.	
1st reading	330
2nd reading	345
CR	506

HB 1597 — By Winn, et al, of the House and Berrong of the Senate — Counties and county officers; payment of salaries of district attorneys and assistant district attorneys and employees; modifying state funding thereof; office space; travel expenses; emergency.	
1st reading	330

2nd reading	345
CR	480

HB 1598 — By Winn — Revenue and taxation; exceptions to payment of the documentary stamp tax; expanding; distributing income.

1st reading	493
2nd reading	506

HB 1599 — By Roberts, et al, of the House and Johnson of the Senate — Wildlife; providing for additional days for quail season.

1st reading	206
2nd reading	219

HB 1601 — By Davis (Frank) and Arnold of the House and Lamb of the Senate — Fees; civil cases; modifying.

1st reading	355
2nd reading	362
CR	404
Considered, passed	501
Signed, to House	503
4th reading, to House	512
Approved March 24	

HB 1602 — By Dunn of the House and Landis of the Senate — Game and fish; exception of certain clothing while hunting deer and elk on own land.

1st reading	183
2nd reading	199

HB 1603 — By Abbott, et al, of the House and Boatner of the Senate — State government; Public Employees Retirement System; providing for fluctuating pension, retirement age; changing benefit formula for elected officials; modifying reemployment procedures; emergency.

1st reading	183
2nd reading	199
CR, change in author	492
Considered, passed	510
Engrossed, to House	520
SAs rejected, conference requested	536
Conference granted	536

Referred to Joint Conference on

Retirement Laws	536
CCR read	1030
CCR adopted, passed, to House	1030
4th reading, to House	1048
Approved June 16	

HB 1604 — By Monks, et al, of the House and Luton of the Senate — Prisons and reformatories; subjecting the employment of inmates to non-strike rules; emergency.

1st reading	200
2nd reading	206
CR	539; 552
Considered, passed	618
Signed, to House	619
4th reading, to House	645
Approved April 10	

HB 1605 — By Draper, et al, of the House — State government; changing Southern Interstate Nuclear Compact to Southern States Energy Compact; relating to energy and environmental concerns.

1st reading	105
2nd reading	114
CR	404
Considered, passed	511
Signed, to House	518
4th reading, to House	520
Approved March 24	

HB 1606 — By Draper — Insurance; prepaid funeral contracts; emergency.

1st reading	493
2nd reading	506
CR	564
Considered, passed	669
Engrossed, to House	683
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	753
CCR read	971
CCR adopted, passed, to House	987
4th reading, to House	1006
Approved June 13	

HB 1607 — By Draper of the House and Terrill of the Senate — Consumer Credit

Code; loan must be a consumer loan to come within definition of supervised loan.

1st reading	277
2nd reading	288
CR	428
Considered, passed	462
Engrossed, to House	472
SAs rejected, conference requested, HCs named	486
Conference granted, SCs named	486
CCR read	537
CCR rejected, further conference requested	572
Further conference granted	572
2nd CCR read	711
2nd CCR adopted, passed, to House	739
4th reading, to House	750
Approved April 15	

HB 1608 — By Graves, et al, of the House and Lamb, et al, of the Senate — Schools; permitting voluntary prayer; emergency.

1st reading	168
2nd reading	183
CR	552; 574
Considered, passed	690
Signed, to House	714
4th reading, to House	732
Approved April 14	

HB 1609 — By Draper and Davis (Don) of the House and Howard and Crow of the Senate — Revenue and taxation; providing distributions of income tax revenues; emergency.

1st reading	132
2nd reading	141
CR	553
Considered, passed	644
Engrossed, to House	661
SAs rejected, conference requested, GCCA	705
Conference granted, GCCA	705
CCR read	790
CCR adopted, passed, to House	808
4th reading, to House	812
Approved May 16	

HB 1611 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — State Legislature; making an appropriation thereto; emergency.

1st reading	241
2nd reading	248
CR	320
Considered, passed	356
Signed, to House	359
4th reading, to House	364
Approved March 7	

HB 1612 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Legislative Council; appropriation; emergency.

1st reading	321
2nd reading	330
CR	506
Considered, passed	529
Engrossed, to House	544
SAs rejected, conference requested, HCs named	598
Conference granted, SCs named	610
HCs changed	613
CCR read	873
CCR adopted, passed, to House	883
4th reading, to House	898
Approved May 30	

HB 1613 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Office of the Governor; making an appropriation thereto; emergency.

1st reading	241
2nd reading	248
CR	506
Considered, passed	529
Signed, to House	538
4th reading, to House	540
Approved March 26	

HB 1614 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Office of the Lieutenant Governor; making an appropriation thereto; emergency.

1st reading	132
2nd reading	141

CR	248
Considered, passed	279
Engrossed, to House	288
4th reading, to House	606
Approved April 7	

HB 1615 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Division of the Budget; making an appropriation thereto; intergovernmental agency assessments; emergency.

1st reading	241
2nd reading	248
CR	321
Considered, passed	357
Engrossed, to House	364
SAs rejected, conference requested, GCCA	593
Conference granted, GCCA	593
CCR read	813
CCR adopted, passed, to House	826
4th reading, to House	836
Approved May 16	

HB 1616 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Office of the Secretary of State; making appropriations thereto; emergency.

1st reading	132
2nd reading	141
CR	240
Considered, passed	256
Engrossed, to House	264
SAs rejected, conference requested, GCCA	617
Conference granted, GCCA	618
CCR read	859
CCR adopted, passed, to House	866
4th reading, to House	872
Approved May 30	

HB 1617 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Oklahoma Department of Industrial Development; appropriations; emergency.

1st reading	321
2nd reading	330

CR	379
Considered, passed	412
Engrossed, to House	435
SAs rejected, conference requested, HCs named	712
Conference granted, SCs named	712
CCR read	753
CCR adopted, passed, to House	753
4th reading, to House	754
Approved April 14	

HB 1618 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Secretary of the State Election Board; making appropriations thereto; emergency.

1st reading	168
2nd reading	183
CR	248
Considered, passed	280
Engrossed, to House	288
SAs rejected, conference requested, GCCA	691
Conference granted, GCCA	691
CCR read	898
CCR rejected, further conference requested	933
Further conference granted	935
2nd CCR read	994
2nd CCR adopted, passed, to House	1006
4th reading, to House	1022
Approved June 17	

HB 1619 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Board of Equalization; making an appropriation thereto; emergency.

1st reading	132
2nd reading	141
CR	204
Considered, passed	257
Engrossed, to House	264
4th reading, to House	606
Approved April 7	

HB 1620 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — State Auditor and Inspector; appropriations; emergency.

1st reading	277
2nd reading	288
CR	506
Considered, passed	734
Engrossed, to House	757
SAs rejected, conference requested, GCCA	770
Conference granted, GCCA	775
CCR read	949
CCR rejected, further conference requested	959
Further conference granted	961
2nd CCR read	1034
2nd CCR adopted, passed, to House	1034
4th reading, to House	1048
Approved June 17	

HB 1621 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Board of Public Affairs; appropriations; appropriation to Capitol Cafeteria Revolving Fund; emergency.

1st reading	219
2nd reading	231
CR	296
Considered, passed	310
Engrossed, to House	322
SAs rejected, conference requested, GCCA	593
Conference granted, GCCA	593
CCR read	1058
CCR adopted, passed, to House	1065
4th reading, to House	1071
Approved June 25	

HB 1622 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate — Department of Economic and Community Affairs; appropriations; emergency.

1st reading	392
2nd reading	404
CR	564
Considered, passed	586
Engrossed, to House	605
SAs rejected, conference requested, GCCA	626
Conference granted, GCCA	627
CCR read	1066
CCR adopted, passed, to House	1066

4th reading, to House	1079
Approved June 25	

HB 1623 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Oklahoma Tax Commission; appropriations; emergency.

1st reading	355
2nd reading	362
CR	574
Considered, passed	587
Engrossed, to House	605
SAs rejected, conference requested, GCCA	626
Conference granted, GCCA	627
CCR read	949
CCR adopted, passed, to House	959
4th reading, to House	968
Approved June 11	

HB 1624 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Office of the State Treasurer; making an appropriation thereto; emergency.

1st reading	133
2nd reading	141
CR	203
Considered, passed	257
Engrossed, to House	264
4th reading, to House	606
Approved April 7	

HB 1625 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Oklahoma Capitol Improvement Authority; appropriations; emergency.

1st reading	321
2nd reading	330
CR	622
Considered, passed	639
Engrossed, to House	661
SAs rejected, conference requested, GCCA	691
Conference granted, GCCA	691
CCR read	790
CCR adopted, passed, to House	808
4th reading, to House	812
Approved May 16	

HB 1626 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — State Personnel Board; appropriation; emergency.

1st reading	355
2nd reading	362
CR	428
Considered, passed	487
Engrossed, to House	500
SAs rejected, conference requested, GCCA	593
Conference granted, GCCA	593
CCR read	1046
CCR adopted, passed, to House	1046
4th reading, to House	1063
Approved June 25	

HB 1627 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Oklahoma Department of Libraries; appropriations; emergency.

1st reading	309
2nd reading	321
CR	574
Considered, passed	643
Engrossed, to House	661
SAs rejected, conference requested, GCCA	691
Conference granted, GCCA	691
CCR read	874
CCR adopted, passed, to House	884
4th reading, to House	898
Approved May 30	

HB 1628 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Historical Society; appropriation; emergency.

1st reading	345
2nd reading	354
CR	520
Considered, passed	530
Engrossed, to House	544
SAs rejected, conference requested, GCCA	593
Conference granted, GCCA	593
CCR read	1075
CCR adopted, passed, to House	1075

4th reading, to House	1081
Approved June 27	
Line item veto	

HB 1629 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — J. M. Davis Memorial Commission; making an appropriation there-to; emergency.

1st reading	264
2nd reading	276
CR	321
Considered, passed	357
Engrossed, to House	364
SAs rejected, conference requested, GCCA	593
Conference granted, GCCA	593
CCR read	791
CCR adopted, passed, to House	809
4th reading, to House	812
Approved May 16	

HB 1630 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Will Rogers Memorial Commission; appropriations; emergency.

1st reading	321
2nd reading	330
CR	428
Considered, passed	487
Engrossed, to House	500
SAs rejected, conference requested, GCCA	593
Conference granted, GCCA	593
CCR read	813
CCR adopted, passed, to House	827
4th reading, to House	836
Approved May 16	

HB 1631 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — State Department of Health; appropriations; emergency.

1st reading	355
2nd reading	362
CR	574
Considered, passed	641
Engrossed, to House	661
SAs rejected, conference requested, GCCA	691

Conference granted, GCCA	691
CCR read	1031
CCR adopted, passed, to House	1065
4th reading, to House	1071
Approved June 25	

HB 1632 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Health Planning Commission; making an appropriation thereto; emergency.

1st reading	168
2nd reading	183
CR	240
Considered, passed	279
Engrossed, to House	288
4th reading, to House	606
Approved April 7	

HB 1633 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Board of Medicolegal Investigations; making an appropriation thereto; emergency.

1st reading	168
2nd reading	183
CR	362
Considered, passed	413
Engrossed, to House	435
SAs rejected, conference requested, GCCA	691
Conference granted, GCCA	691
CCR read	791
CCR adopted, passed, to House	805
4th reading, to House	812
Approved May 13	

HB 1634 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate — Department of Mental Health; appropriations; emergency.

1st reading	429
2nd reading	455
WD; referred	484
CR	574
Considered, passed	642
Engrossed, to House	661
SAs rejected, conference requested, GCCA	691

Conference granted, GCCA	691
CCR read	1057
CCR adopted, passed, to House	1057
4th reading, to House	1063
Approved June 25	

HB 1635 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate — Oklahoma Department of Public Safety; appropriations; emergency.

1st reading	355
2nd reading	362
CR	528; 574
Considered, passed	745
Engrossed, to House	757
SAs rejected, conference requested, GCCA	770
Conference granted, GCCA	775
CCR rejected, further conference requested	1066
Further conference granted	1071
2nd CCR read	1078
2nd CCR adopted, passed, to House	1078
4th reading, to House	1081
Approved June 25	

HB 1636 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate — Motor vehicles; Department of Public Safety; Highway Patrol; salaries; emergency.

1st reading	355
2nd reading	362
CR	659
Considered, passed	693
ML; engrossed, to House	694; 757
SAs rejected, conference requested, GCCA	770
Conference granted, GCCA	775
CCR read	1078
CCR adopted, passed, to House	1078
4th reading, to House	1081
Approved June 25	

HB 1637 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Oklahoma Military Department; making appropriations thereto; emergency.

1st reading	264
2nd reading	276
CR	480
Considered, passed	530
Engrossed, to House	544
SAs rejected, conference requested, HCs named	598
Conference granted, SCs named	610
CCR read	949
CCR adopted, passed, to House	970
4th reading, to House	981
Approved June 13	

HB 1638 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — State Bureau of Investigation; appropriations; emergency.

1st reading	277
2nd reading	288
CR	379
Considered, passed	413
Engrossed, to House	435
SAs rejected, conference requested, GCCA	593
Conference granted, GCCA	593
CCR read	1009
CCR adopted, passed, to House	1022
4th reading, to House	1044
Approved June 17	

HB 1639 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Crime Commission; making an appropriation thereto; emergency.

1st reading	220
2nd reading	231
CR	296
Considered, passed	310
Engrossed, to House	322
SAs rejected, conference requested, GCCA	691
Conference granted, GCCA	691

HB 1640 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Civil Defense; making an appropriation thereto; emergency.

1st reading	264
2nd reading	276

CR	362
Considered, passed	413
Engrossed, to House	435
4th reading, to House	606
Approved April 7	

HB 1641 — By Davis (Don), et al, of the House and Crow and Boatner of the Senate — Council on Law Enforcement Education and Training; making appropriations thereto; emergency.

1st reading	220
2nd reading	231
CR	296
Considered, passed	311
Engrossed, to House	322
SAs rejected, conference requested, GCCA	593
Conference granted, GCCA	593
CCR read	971
CCR rejected, further conference requested	982
Further conference granted	999
2nd CCR read	1009
2nd CCR adopted, passed, to House	1022
4th reading, to House	1044
Approved June 17	

HB 1642 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Department of Corrections; appropriation; emergency.

1st reading	481
2nd reading	492
CR	584
Considered, passed	641
Engrossed, to House	661
SAs rejected, conference requested, GCCA	691
Conference granted, GCCA	691
CCR read	1067
CCR adopted, passed, to House	1067
4th reading, to House	1079
Approved June 17	

HB 1643 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Pardon and Parole Board; appropriation; emergency.

1st reading	392
2nd reading	404
CR	552
Considered, passed	587
Engrossed, to House	605
SAs rejected, conference requested, GCCA	691
Conference granted, GCCA	691
CCR read	792
CCR adopted, passed, to House	818
4th reading, to House	826
Approved May 16	

HB 1644 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Bureau of Narcotics and Dangerous Drugs Control; appropriations; emergency.

1st reading	309
2nd reading	321
CR	638
Considered, passed	694
Engrossed, to House	719
SAs rejected, conference requested, GCCA	763
Conference granted, GCCA	771
CCR read	1010
CCR adopted, passed, to House	1023
4th reading, to House	1044
Approved June 17	

HB 1645 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — State Department of Transportation; appropriations; emergency.

1st reading	429
2nd reading	455
CR	622
Considered, passed	640
Engrossed, to House	661
SAs rejected, conference requested, GCCA	691
Conference granted, GCCA	691
CCR read	1077
CCR adopted, passed, to House	1077
4th reading, to House	1081
Approved June 25	

HB 1646 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — State Department of Agriculture; appropriations; emergency.

1st reading	309
2nd reading	321
CR	659
Considered, passed	735
Engrossed, to House	757
SAs rejected, conference requested, GCCA	770
Conference granted, GCCA	775
CCR read	1068
CCR adopted, passed, to House	1068
4th reading, to House	1079
Approved June 25	

HB 1647 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Oklahoma Tourism and Recreation Department; appropriations; emergency.

1st reading	481
2nd reading	492
CR	659
Considered, passed	694
Engrossed, to House	741
SAs rejected, conference requested, GCCA	763
Conference granted, GCCA	771
CCR read	1079
CCR adopted, passed, to House	1079
4th reading, to House	1081
Approved June 25	

HB 1648 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Conservation Commission; making appropriations thereto; emergency.

1st reading	149
2nd reading	158
CR	622
Considered, passed	640
Engrossed, to House	661
SAs rejected, conference requested, GCCA	691
Conference granted, GCCA	691
CCR read	1056
CCR adopted, passed, to House	1056

4th reading, to House..... 1063
 Approved June 25

HB 1649 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Water Resources Board; making an appropriation thereto; emergency.

1st reading 149
 2nd reading 158
 CR 288
 Considered, passed 311
 Engrossed, to House 322
 SAs rejected, conference requested,
 GCCA..... 593
 Conference granted, GCCA..... 593
 CCR read 874
 CCR adopted, passed, to House..... 884
 4th reading, to House 898
 Approved May 30

HB 1650 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Department of Pollution Control; making an appropriation thereto; emergency.

1st reading 149
 2nd reading 158
 CR 248
 Considered, passed 280
 Engrossed, to House 288
 4th reading, to House 606
 Approved April 7

HB 1651 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Appropriations from designated state funds to pay unpaid claims, warrants, vouchers; emergency.

1st reading 133
 2nd reading 141
 CR 230
 Considered, passed 257
 Engrossed, to House 264
 SAs rejected, conference requested,
 GCCA..... 593
 Conference granted, GCCA..... 593
 CCR read 875
 CCR adopted, passed, to House..... 884
 4th reading, to House 898
 Approved May 30

HB 1652 — By Draper, et al, of the House and Howard of the Senate — State Government; mandating a salary increase; uniform compensation plan; development of a salary schedule; submission of a report; disapproving recommended salary and grade adjustments; emergency.

1st reading 429
 2nd reading 455
 WD; referred 496
 CR 660
 Considered, passed 695
 Engrossed, to House 719
 SAs rejected, conference requested,
 GCCA..... 763
 Conference granted, GCCA..... 771
 CCR read 828
 CCR adopted, passed, to House..... 844
 4th reading, to House 848
 Approved May 21

HB 1653 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Department of Transportation; appropriation; emergency.

1st reading 429
 2nd reading 455
 CR 528; 638
 Considered, passed 695
 Engrossed, to House 719
 SAs rejected, conference requested,
 GCCA..... 763
 Conference granted, GCCA 771
 CCR read 1047
 CCR adopted, passed, to House 1047
 4th reading, to House..... 1063
 Approved June 25

HB 1656 — By Winn and Reimer — Officers; expanding exemptions from liability under the Political Subdivision Tort Claims Act.

1st reading 457
 2nd reading 480

HB 1682 — By Denman — State Officers and employees; state travel reimbursement; emergency.

1st reading 405

2nd reading	428
CR	637
Considered, passed	666
Engrossed, to House	683
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	753
CCR read	908
CCR adopted, passed, to House	924
4th reading, to House	937
Vetoed June 10	
Veto overridden by House	1007

HB 1683 — By Weichel — Agriculture; providing for humane methods of slaughtering livestock.

1st reading	106
2nd reading	114
CR	203
Considered, passed	520
Signed, to House	526
4th reading, to House	532
Approved March 26	

HB 1685 — By Weichel and Wilson — Agriculture; sale or removal of bovine animals; emergency.

1st reading	405
2nd reading	428
CR	480
Considered, passed	521
Signed, to House	526
4th reading, to House	532
Approved March 26	

HB 1686 — By Weichel — Agriculture; adding sweet potato plants to provisions of the Oklahoma Vegetable Plant Law.

1st reading	106
2nd reading	114
CR	203
Considered, passed	524
Signed, to House	526
4th reading, to House	532
Approved March 26	

HB 1688 — By Winn of the House and Lamb of the Senate — Counties and county officers; eliminating conflicting surety bond

provisions relating to county officers and employees blanket surety bond; emergency.

1st reading	232
2nd reading	241
CR	564
Considered, passed	720
Engrossed, to House	751
4th reading, to House	775
Approved May 13	

HB 1690 — By Hastings of the House and Schuelein of the Senate — Crimes and punishments; prohibiting the eluding or attempting to elude a peace officer; assistance from other peace officers; authorizing roadblocks by peace officers.

1st reading	392
2nd reading	404
CR	506; 552
Considered, passed	712
Signed, to House	714
4th reading, to House	732
Approved April 14	

HB 1694 — By Twidwell, et al, of the House and Howell of the Senate — Motor vehicles; modifying late registration penalties under provisions of the Motor Vehicle License and Registration Act; emergency.

1st reading	183
2nd reading	199
CR	574
Considered, passed	664
Engrossed, to House	683
SAs rejected, conference requested, HCs named	709
Conference granted, SCs named	709
CCR read	741
CCR adopted, passed, to House	741
4th reading, to House	751
Approved April 14	

HB 1695 — By Holden, et al, of the House and Crutcher of the Senate — Insurance Agents and Brokers Licensing Act.

1st reading	331
2nd reading	345
Change in committee assignment	382
CR	528

Considered, passed	607
Engrossed, to House	624
4th reading, to House	751
Approved April 15	

HB 1701 — By Winn of the House and Randle of the Senate — Schools; delineating new requirements regarding payment of costs by school districts.

1st reading	493
2nd reading	506
CR	564
Considered, passed	709
Engrossed, to House	741
SAs rejected, conference requested, HCs named	769
Conference granted, SCs named	775
CCR read	882
CCR adopted, passed, to House	889
4th reading, to House	898
Approved May 30	

HB 1704 — By Sanders of the House and Johnson of the Senate — State government; Department of Wildlife Conservation travel expenses and per diem; bringing under travel reimbursement act; emergency.

1st reading	184
2nd reading	199
CR, change of author	308; 1021
Considered, passed	1040
Engrossed, to House	1045

HB 1705 — By Holden — Agriculture; providing for the use of monies received from rents on building on county fair grounds; emergency.

1st reading	200
2nd reading	206
CR	506
Considered, passed	529
Signed, to House	538
4th reading, to House	540
Approved March 26	

HB 1706 — By Draper, et al, of the House and Howard, Randle, Kilpatrick and York of the Senate — Schools; teachers salaries; appropriations to State Board of Education;

in-service teacher training programs; teacher education requirements and reports; requiring continuing education; establishing a teacher register; emergency.

1st reading	264
2nd reading	276
CR	480; 520
Considered	555
Considered, passed	570
Engrossed, to House	576
SAs rejected, conference requested, HCs named	617
Conference granted, SCs named	617
CCR read	927
CCR adopted, passed, to House	939
4th reading, to House	962
Approved June 10	

HB 1707 — By Glover and Duke of the House and Taliaferro of the Senate — Nuisances; defining nuisances; protecting preexisting agricultural uses.

1st reading	380
2nd reading	392
CR	480; 540
Considered, failed	712
ML, adopted; passed	713; 742
Engrossed, to House	757
4th reading, to House	775
Approved May 12	

HB 1710 — By Kelly, et al, of the House and Murphy of the Senate — Waters and water rights; sewage treatment development; emergency.

1st reading	429
2nd reading	455
CR	552; 564
Considered, passed	574
Signed, to House	581
4th reading, to House	586
Approved April 7	

HB 1713 — By Willis, et al, of the House and Rozell and Howard of the Senate — University Hospital; transferring hospital to Department of Institutions, Social and Rehabilitative Services; emergency.

1st reading	288
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2nd reading	296
CR	330
Considered, passed	358
ML; engrossed to House	358; 412
4th reading, to House	512
Approved March 24	

HB 1714 — By Davis (Frank) of the House and Clifton of the Senate — Notaries public; defining type of official seal used; providing for authentication of documents; emergency.

1st reading	232
2nd reading	241
CR	320
Considered, failed	501

HB 1715 — By Hobson, et al, of the House and Cate of the Senate — Natural gas; contingent procedures if certain statutes (S.B. 49) are declared invalid or inoperative; allowing natural gas prices to be automatically raised; emergency.

1st reading	232
2nd reading	241
CR	362
Considered, passed	486
Signed, to House	489
4th reading, to House	512
Approved March 24	

HB 1716 — By Monks of the House and York of the Senate — Labor; unemployment compensation, disqualifications for benefits; emergency.

1st reading	114
2nd reading	118
CR	539
Considered, passed	683
ML, tabled; signed, to House	684; 739
4th reading, to House	754
Approved April 14	

HB 1717 — By Ford of the House and Watson of the Senate — State government; Central Purchasing Act; excluding certain aircraft acquisitions; emergency.

1st reading	133
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2nd reading	141
CR	564
Considered, passed	703
Engrossed, to House	719
4th reading, to House	770
Approved May 12	

HB 1718 — By Morgan and Duckett — Motor vehicles; automatic headlights; motorcycles.

1st reading	200
2nd reading	206

HB 1719 — By Harbin of the House and Stipe of the Senate — State officers and employees; emergency subsistence for employees when preserving the public health, safety or welfare or protecting life or property; emergency.

1st reading	481
2nd reading	492
CR	564
Considered, passed	612
Engrossed, to House	624
4th reading, to House	691
Approved April 14	

HB 1720 — By Hopkins — Animals; humane killing of animals held in a shelter.

1st reading	405
2nd reading	428
CR	564
Considered, passed	648
Engrossed, to House	661
SAs rejected, conference requested, HCs named	705
Conference granted, SCs named	706
HCs changed	731
CCR rejected, further conference requested	782
Further conference granted	794
2nd CCR read	816
2nd CCR rejected, further conference requested	944
Further conference granted	944

HB 1721 — By Hopkins and Duckett of the House and Cullison of the Senate — Torts; indemnification of certain persons; contents of claim.

1st reading	309
2nd reading	321
CR	404; 660
Considered, passed	750
Engrossed, to House	757
SA's rejected, conference requested, GCCA.....	770
Conference granted, GCCA.....	775
CCR read	1059
CCR adopted, passed, to House	1064
4th reading, to House.....	1071
Approved June 25	

HB 1723 — By Townsend, et al, of the House and Kilpatrick of the Senate — Revenue and taxation; carrying forward of the credit against subsequent income tax liability; tax credit for owners of solar energy devices; prohibiting construction of state-owned building without supplementary solar energy device; emergency.

1st reading	321
2nd reading	330
CR	492; 553
Considered, passed	687
Engrossed, to House	719
SA's rejected, conference requested, HCs named.....	758
Conference granted, SCs named	771
CCR read	941
CCR adopted, passed, to House.....	957
4th reading, to House	968
Approved June 11	

HB 1725 — By Brunton — Civil procedure; issuance and return of summons for forcible entry and detention actions; removing certain restrictions.

1st reading	345
2nd reading	354
CR	492
Considered, passed	554
ML; signed to House	554; 599
4th reading, to House	606
Approved April 7	

HB 1727 — By Fair, et al, of the House, and Clifton, et al, of the Senate — Prisons and reformatories; mandatory minimum periods of confinement for felons.

1st reading	321
2nd reading	330

HB 1730 — By Vaughn and Whorton of the House and Schuelein of the Senate — State government; central purchasing law competitive bidding requirements.

1st reading	242
2nd reading	248
CR	506
Considered, failed	567
ML, adopted; passed	567; 616
Engrossed, to House	624
SA's rejected, conference requested, HCs named.....	705
Conference granted, SCs named	706
CCR read	909
CCR adopted, passed, to House.....	933
4th reading, to House	937
Approved June 9	

HB 1732 — By Sanders of the House and Cain of the Senate — Professions and occupations; Board of Examiners of Psychologists; travel expenses and per diem; emergency.

1st reading	220
2nd reading	231

HB 1733 — By Taylor and Draper — Waters and water rights; rural water, sewer, gas and solid waste management districts; power to contract for fire protection; emergency.

1st reading	249
2nd reading	263
CR	492
Considered, passed	534
Signed, to House.....	535
4th reading, to House	540
Approved March 26	

HB 1735 — By Hooper — Public health and safety; procedures for the seizure and forfeiture of vehicles; clarifying certain language.

1st reading	457
2nd reading	480
WD; referred.....	496

CR.....	564
Considered, passed	622
Signed, to House.....	635
4th reading, to House	645
Approved April 10	

HB 1736 — By Hooper — Animals; establishing liability for dog bites or injuries; making location where injuries occurred more generalized.

1st reading	430
2nd reading	455
CR.....	528
Considered, passed	700
Signed, to House.....	714
4th reading, to House	732
Approved April 14	

HB 1737 — By Lancaster, et al, of the House and Luton of the Senate — Corporations; changing limitation on time required for stock purchase prior to a conversion plan.

1st reading	345
2nd reading	354
CR.....	539
Considered, passed	720
Signed, to House.....	720
4th reading, to House	750
Approved April 15	

HB 1740 — By Lancaster, et al, of the House and Terrill and York of the Senate — Consumer Credit Code; consumer loans not primarily secured by an interest in land; emergency.

1st reading	296
2nd reading	308
CR.....	428
Considered, passed	513
Signed, to House.....	518
4th reading, to House	520
Approved March 26	

HB 1741 — By Deatherage, et al, of the House and York of the Senate — Children; Uniform Child Custody Jurisdiction Act.

1st reading	430
2nd reading	455
CR.....	553

Considered, passed	743
Engrossed, to House	757
SAs rejected, conference requested, HCs named.....	769
Conference granted, SCs named	775
CCR read.....	817
CCR rejected, further conference requested	861
Further conference granted	861
2nd CCR read	909
CCR adopted, passed, to House	933; 936
4th reading, to House	937
Approved June 9	

HB 1742 — By Weichel and Trent of the House and Murphy of the Senate — Agriculture; defining goat's milk as whole milk for certain dairy purposes.

1st reading	149
2nd reading	158
CR.....	204
Considered, passed	234
ML; engrossed, to House	235; 278
4th reading, to House	314
Approved March 3	

HB 1743 — By Henry, Sheppard and Peterson of the House and Johnston of the Senate — Courts; permitting the destruction of cases involving traffic tickets after a certain time period.

1st reading	380
2nd reading	392
CR.....	506
Considered, passed	535
ML; engrossed to House	535; 576
4th reading, to House	629
Approved April 7	

HB 1744 — By Henry, et al, of the House — Probate procedure; hearing and notice of hearing on petition for probate of a will; permitting the dispensation of hearing on certain petitions.

1st reading	430
2nd reading	455
CR.....	553
Considered, passed	709

Engrossed, to House	741
SAs rejected, conference requested, HCs named.....	752
Conference granted, SCs named	753
CCR rejected, further conference requested	974
Further conference granted	975
CCR rejected, further conference requested	988
Further conference granted	988
3rd CCR read	1010
3rd CCR adopted, passed, to House.....	1026
4th reading, to House.....	1044
Approved June 17	

HB 1745 — By Rogers and Glover of the House and Capps of the Senate — Revenue and taxation; Board of Equalization and the Excise Board for counties; mileage reimbursement; emergency.	
1st reading	232
2nd reading	241

HB 1746 — By Conaghan, et al, of the House and Capps of the Senate — Motor vehicles; increasing bonds and liability amounts.	
1st reading	405
2nd reading	428
CR	564
Considered, passed	591
Engrossed, to House	605
SAs rejected, conference requested, HCs named.....	657
Conference granted, SCs named	661
CCR read.....	776
CCR adopted, passed, to House.....	820
4th reading, to House	826
Approved May 19	

HB 1747 — By Conaghan, et al, of the House and Dahl of the Senate — Motor vehicles; increasing vehicle liability insurance policy limits for state entities; emergency.	
1st reading	393
2nd reading	404
CR	564

Considered, passed	586
Engrossed, to House	605
4th reading, to House	645
Approved April 10	

HB 1748 — By Twidwell of the House and Schuelein of the Senate — Motor vehicles; abandoned vehicles; providing procedures for sale under certain circumstances; emergency.	
1st reading	184
2nd reading	199
CR	539
Considered, passed	588
Engrossed, to House	605
SAs rejected, conference requested, HCs named.....	626
Conference granted, SCs named	627
CCR read	1011
CCR adopted, passed, to House	1025
4th reading, to House.....	1044
Approved June 25	

HB 1751 — By Davis (Don), et al, of the House and Terrill of the Senate — Schools; modifying provisions of the Teachers' Retirement System; emergency.	
1st reading	277
2nd reading	288
CR	519

HB 1753 — By Henry — Landlords and tenants; damage or security deposits; altering type of mail required for certain notices.	
1st reading	430
2nd reading	456
CR	528
Considered, passed	633
Engrossed, to House	639
4th reading, to House	787
Approved May 13	

HB 1756 — By Bradley, et al, of the House and York of the Senate — Motor vehicles; length, width and height specifications for mobile homes and industrialized housing combinations; emergency.	
1st reading	457
2nd reading	480

CR	528
Considered, passed	602
Engrossed, to House	624
4th reading, to House	751
Approved April 16	

HB 1757 — By Thompson (Mick), et al, of the House and Johnson of the Senate — Animals; procedures for taking up a stray animal; changing a time limit.

1st reading	200
2nd reading	206
CR	296
Considered	535
Considered, passed	544
Engrossed, to House	554
4th reading, to House	586
Approved April 7	

HB 1758 — By Twidwell, et al, of the House and Johnson of the Senate — Intoxicating liquors; prohibiting possession and consumption of by a minor.

1st reading	405
2nd reading	428
CR	520

HB 1764 — By Hill — Revenue and taxation; credits against income taxes; extending credits related to natural gas; emergency.

1st reading	481
2nd reading	492
CR	540
Considered, passed	687
Engrossed, to House	719
SAs rejected, conference requested,	

HCs named	758
Conference granted, SCs named	771
CCR read	849
CCR adopted, passed, to House	861
4th reading, to House	865
Approved May 28	

HB 1765 — By Briscoe, et al, of the House — Counties and county officers; providing for reciprocal fire protection services with other counties; emergency.

1st reading	249
2nd reading	263

CR	506
Considered, passed	533
Signed, to House	538
4th reading, to House	540
Approved March 26	

HB 1767 — By Davis (Don) Deatherage of the House and Crow and Boatner of the Senate — State Personnel Board; supplemental appropriation; emergency.

1st reading	430
2nd reading	456
CR	659
Considered, passed	735
Signed, to House	736
4th reading, to House	751
Approved April 14	

HB 1768 — By Camp, Winn and Wilson — State officers and employees; reciprocity on out-of-state bids; preference to residents on bids.

1st reading	322
2nd reading	330
CR	379
Considered, passed	502
Engrossed, to House	510
SAs rejected, conference requested,	

HCs named	547
Conference granted, SCs named	547
CCR read	829
CCR adopted, passed, to House	934
4th reading, to House	937
Approved June 9	

HB 1770 — By Hopkins, Elder and Davis (Don) of the House and Clifton of the Senate — Criminal procedure; summoning witness from another state; payment for travel and expenses; emergency.

1st reading	331
2nd reading	345
CR	506
Considered, passed	546
Signed, to House	550
4th reading, to House	554
Approved April 1	

HB 1771 — By Hopkins of the House and Stipe of the Senate — State officers and employees; authorizing Department of Transportation to maintain electronic data processing equipment installations; emergency.

1st reading	380
2nd reading	392
CR	540; 552
Considered	619
Considered, failed	625
ML, failed	626; 654

HB 1772 — By Davis (Frank) of the House and Tinsley of the Senate — Oil and gas; payments of royalties held in escrow.

1st reading	481
2nd reading	492
CR	519; 540
Considered, passed	711
Engrossed, to House	719
SAs rejected, conference requested, HCs named	758
HCs changed	767
Conference granted, SCs named	771

HB 1778 — By Stephenson, Manar and Elder — Insurance; revocation or suspension of insurer's license; adding a civil fine.

1st reading	380
2nd reading	392
CR	564
Considered, passed	632
Engrossed, to House	639
4th reading, to House	787
Approved May 13	

HB 1779 — By Ford of the House and Keating of the Senate — Cities and towns; subjecting annexed property to ordinances and rules and regulations of owning municipalities.

1st reading	363
2nd reading	380
CR	428; 506
WD; rereferred	543

HB 1780 — By Alexander — Property; changing provisions concerning unit owner-

ship; repair expenses; distribution of profits.

1st reading	405
2nd reading	428
CR	552
Considered, failed	708
ML	708

HB 1782 — By Smith of the House and Wolfe of the Senate — Schools; renaming Oklahoma State University of Agriculture and Applied Science to Oklahoma State University; emergency.

1st reading	380
2nd reading	392
CR	492
Considered, failed	544
ML, adopted; passed	545; 576
Signed, to House	581
4th reading, to House	586
Approved April 7	

HB 1783 — By Smith and Davis (Frank) of the House and Luton of the Senate — Homestead and exemptions; requiring state exemptions in bankruptcy; including principal residence of a single adult without a family; increasing exemptions; emergency.

1st reading	430
2nd reading	456
CR	552
Considered, passed	682
Engrossed, to House	716
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	753
CCR read	1011
CCR rejected, further conference requested	1029
Further conference granted	1041
2nd CCR read	1060
2nd CCR adopted, passed, to House	1071
4th reading, to House	1079
Approved June 25	

HB 1784 — By Smith, et al, of the House and Luton of the Senate — Courts; establishing judicial districts; providing judges for each district; nomination and election; terms; qualifications.

1st reading	481
2nd reading	492
CR	540
Considered, passed	663
Engrossed, to House	683
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	753
CCR read	927
CCR adopted, passed, to House	943
4th reading, to House	957
Approved June 9	

HB 1786 — By Taylor, et al, of the House and York of the Senate — Public utilities; bringing the Grand River Dam Authority under Corporation Commission control; emergency.

1st reading	380
2nd reading	392
CR	564
Change in committee assignment	566
Considered	699
WD; referred	700
ML, failed	700; 706

HB 1787 — By Hastings, et al, of the House and Johnston of the Senate — Mental health; commitment of drug despondent persons.

1st reading	481
2nd reading	492
CR	553; 564
Considered, passed	713
Engrossed, to House	744
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	753
CCR read	898
CCR rejected, further conference requested	918
Further conference granted	924
2nd CCR read	956
2nd CCR adopted, passed, to House	974
4th reading, to House	981
Approved June 13	

HB 1788 — By Atkins — State officers and employees; authorizing a state government upward mobility program; emergency.

1st reading	393
2nd reading	404
CR	519

HB 1789 — By Gray, et al, of the House and Combs of the Senate — State officers and employees; declaring moratorium on state government forms.

1st reading	493
2nd reading	507
CR	552
Considered, failed	685

HB 1790 — By Fried and Duckett of the House and York of the Senate — Schools; vocational and technical area school districts; permitting teacher benefit and tenure transfer; emergency.

1st reading	393
2nd reading	404
CR	519
Considered, passed	605
Signed, to House	619
4th reading, to House	645
Approved April 9	

HB 1794 — By Peterson, et al, of the House and Luton of the Senate — Motor vehicles; perfection of a security interest in motor vehicles; emergency.

1st reading	277
2nd reading	288
CR	553
Considered, passed	671
Engrossed, to House	683
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	753
Change in conferee	812
CCR rejected, further conference requested	863
Further conference granted	864
CCR rejected, further conference requested	876
Further conference granted	887
3rd CCR read	927

3rd CCR adopted, passed, to	
House	943
4th reading, to House	957
Recalled by HCR 1060	
4th reading and signing rescinded	1018
ML, adopted.....	1018; 1019
CCR rejected, further conference	
requested	1019
Further conference granted	1019
4th CCR read	1045
4th CCR adopted, passed, to	
House	1045
4th reading, to House.....	1063
Approved June 25	

HB 1795 — By Draper of the House and Howard of the Senate — State government; creating the Contingency Review Board; emergency.	
1st reading	242
2nd reading	248
CR	480
Considered, passed	499
Engrossed, to House	510
4th reading, to House	554
Approved April 1	

HB 1796 — By Willis and Hill of the House and Taliaferro, Tinsley and Stipe of the Senate — Weights and measures; broadening the authority of the Corporation Commission to establish the fee for the calibration of certain tanks and containers transporting fuels or blending materials; emergency.	
1st reading	405
2nd reading	428
CR	540; 574
Considered, passed	650
Engrossed, to House	661
4th reading, to House	770
Approved May 12	

HB 1798 — By Sanders of the House and Green of the Senate — Corporations; registration of charitable organizations; eliminating registration fee.	
1st reading	380
2nd reading	392

CRs	553
Considered, failed	622
ML, adopted; passed	623; 697
Engrossed, to House	723
SAs rejected, conference requested,	
HCs named.....	734
Conference granted, SCs named	753
CCR read.....	806
CCR adopted, passed, to House.....	828
4th reading, to House	836
Approved May 19	

HB 1799 — By Davis (Frank) and Duckett of the House and Nickles of the Senate — Elections; authorizing absentee ballots in elections conducted by a county election board.	
1st reading	405
2nd reading	428
CR	553
Considered	751
Engrossed	751
WD; referred.....	754

HB 1801 — By Draper, et al, of the House and Kilpatrick of the Senate — State government; Executive Committee of the State Legislative Council and its membership; payment of certain dues or fees; emergency.	
1st reading	242
2nd reading	248
CR	715
Considered, passed	902
Signed, to House.....	903
4th reading, to House	906
Vetoed June 6	
Veto overridden by House	974
Veto overridden by Senate	981

HB 1804 — By Ford of the House and Keating of the Senate — Roads, bridges and ferries; powers of the Oklahoma Turnpike Authority; changing jurisdiction of Muskogee Turnpike.	
1st reading	363
2nd reading	380

HB 1805 — By Arnold of the House and Wolfe of the Senate — Professions and occupations; an act for nurse-midwifery.

1st reading	493
2nd reading	507
CR	565
Considered, passed	668
Engrossed, to House	683
4th reading, to House	770
Approved May 12	

HB 1806 — By Murphy, et al, of the House and Stipe of the Senate — Motor carriers; requiring certificates for restricted parcel carriers; emergency.

1st reading	278
2nd reading	288
CR	362
Considered, passed	414
ML, tabled; signed to House	416; 484
4th reading, to House	512
Approved March 20	

HB 1807 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Regents for Higher Education; appropriation; emergency.

1st reading	430
2nd reading	456
CR	660
Considered, passed	736
Engrossed, to House	757
SAs rejected, conference requested, GCCA	770
Conference granted, GCCA	775
CCR read	1074
CCR adopted, passed, to House	1074
4th reading, to House	1081
Approved June 25	

HB 1808 — By Davis (Don) and Deatherage of the House and Crow of the Senate — State government; requiring use of postage meter machines and purchase of postage; exceptions; alternatives; emergency.

1st reading	406
2nd reading	428
CR	659

Considered, passed	748
Signed, to House	748
4th reading, to House	754
Approved April 14	

HB 1811 — By Holden and Alexander — Insurance; prohibiting unfair methods of competition and deceptive acts or practices; increasing inducement limits.

1st reading	381
2nd reading	392
CR	553
Considered	729
Considered, passed	732
Engrossed, to House	757
4th reading, to House	775
Approved May 12	

HB 1812 — By Twidwell — Motor vehicles; licenses for v-eckers; changing license issuing and enforcement duties to Department of Public Safety.

1st reading	331
2nd reading	345
WD; referred	358
Change in committee assignment	358
CR	362
Considered, passed	383; 388
Engrossed, to House	394
4th reading, to House	438
Approved March 13	

HB 1813 — By Sheppard of the House and Johnston of the Senate — Public buildings and public works; consultants for public work; approval of plans; factors to consider in consultant selection; negotiation of contract penalties.

1st reading	430
2nd reading	456

HB 1814 — By Monks, Draper and Davis (Don) — State officers and employees; House of Representatives; salaries; emergency.

1st reading	493
2nd reading	507
CR	660
Considered, passed	691

Engrossed, to House	723
SAs rejected, conference requested, HCs named.....	758
Conference granted, SCs named	771
CCR read	928
CCR adopted, passed, to House.....	942
4th reading, to House	957
Approved June 9	

HB 1815 — By Draper of the House and Howard of the Senate — Public finance; redemption of and receipt for warrants, checks, bonds and interest coupons; revocation and cancellation; reissuance of cancelled warrants; emergency.

1st reading	381
2nd reading	392
CR	659
Considered, passed	696
Signed, to House.....	714
4th reading, to House	732
Approved April 15	

HB 1816 — By Draper, et al, of the House and Howell of the Senate — Schools; education of gifted and talented children; requiring examination of special education teachers.

1st reading	431
2nd reading	456
CR	565
Considered, passed	667
Engrossed, to House	683
SAs rejected, conference requested, HCs named.....	752
Conference granted, SCs named	753
CCR read	867
CCR adopted, passed, to House	917; 921
4th reading, to House	924
Approved June 4	

HB 1818 — By Draper, et al, of the House and Lane of the Senate — Department of Transportation; appropriations; emergency.

1st reading	381
2nd reading	392
CR	622
Considered, passed	641
Engrossed, to House	661

SAs rejected, conference requested, GCCA.....	691
Conference granted, GCCA	691
CCR read.....	843
Considered and deferred	849
CCR adopted, passed	885
ML, tabled.....	886; 906
Emergency failed	911
ML, time extended; adopted.....	911; 957; 972
Emergency passed, to House	972
4th reading, to House	981
Approved June 11	

HB 1819 — By Draper, et al, of the House and Lane of the Senate — Roads, bridges and ferries; County Bridge Improvement Act; emergency.

1st reading	278
2nd reading	288
CR	362; 660
Considered, passed	786
Engrossed, to House	799
SAs rejected, conference requested, HCs named.....	812
Conference granted, SCs named	812
CCR read.....	995
CCR adopted, passed, to House	1027
4th reading, to House.....	1044
Approved June 17	

HB 1821 — By Johnson (Don), et al, of the House — Schools; repealing state aid formula.

1st reading	481
2nd reading	492

HB 1822 — By Johnson (Don) — Outdoor advertising; procedure in condemnation; notice to owner of sign and to owner of land.

1st reading	309
2nd reading	321
CR	528
Considered, passed	541
Signed, to House.....	550
4th reading, to House	554
Approved April 1	

HB 1823 — By Davis (Don) and Deatherage of the House and Crow and Boatner of the Senate — Oklahoma Capital Improvement Fund; appropriations; emergency.

1st reading	482
2nd reading	492
CR	660
Considered, passed	736
Engrossed, to House	757
SAs rejected, conference requested, GCCA	775
Conference granted, GCCA	775
CCR read	961
CCR adopted, passed, to House	965
4th reading, to House	966
Approved June 6	

HB 1828 — By Brunton of the House and Wolfe of the Senate — Cities and towns; raising the minimum fine required to have a jury trial.

1st reading	493
2nd reading	507

HB 1829 — By Brunton of the House and Wolfe of the Senate — Cities and towns; requiring municipal criminal courts of record to observe certain holidays.

1st reading	493
2nd reading	507
CR	553
Considered, passed	667
Engrossed, to House	683
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	753
CCR read	850
CCR adopted, passed, to House	944
4th reading, to House	957
Approved June 9	

HB 1830 — By Brunton of the House and Wolfe of the Senate — Motor vehicles; persons driving under the influence of intoxicating substance; penalties.

1st reading	494
2nd reading	507

HB 1831 — By Camp — Railroads; requiring payment of certain costs upon

abandonment of condemnation proceedings; emergency.

1st reading	249
2nd reading	263
CR	552
Considered, passed	722
Engrossed, to House	757
4th reading, to House	775
Approved May 12	

HB 1834 — By Taylor — Mines and mining; appointment of Deputy Chief Mine Inspector with identical requirements and qualifications of Chief Mine Inspector.

1st reading	355
2nd reading	362
CR	564
Change in committee assignment	571
Considered, passed	669
Engrossed, to House	683
4th reading, to House	751
Approved April 15	

HB 1836 — By Atkins of the House and Watson of the Senate — Criminal procedure; incompetent persons; emergency.

1st reading	482
2nd reading	492
CR	553; 552
Considered, passed	702
Engrossed, to House	720
SAs rejected, conference requested, HCs named	758
Conference granted, SCs named	771
CCR rejected, further conference requested	949
Further conference granted	949
2nd CCR read	1012
2nd CCR adopted, passed, to House	1055
4th reading, to House	1063
Approved June 25	

HB 1837 — By Atkins — Public health and safety; State Commissioner of Health to establish special programs for persons exposed to the drug diethystilbestrol; emergency.

1st reading	393
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2nd reading	404
CR	552
Considered, passed	661
Signed, to House	680
4th reading, to House	691
Approved April 14	

HB 1839 — By Twidwell and Thompson (Mick) — Crimes and punishments; serving of sentences in the order in which they are received by a penal institution; emergency.	
1st reading	457
2nd reading	480
Change in committee assignment	508
CR	528
Considered, passed	588
Engrossed, to House	605
SAs rejected, conference requested, HCs named	657
Conference granted, SCs named	660
CCR read	837
CCR adopted, passed, to House	882
4th reading, to House	898
Approved May 30	

HB 1840 — By Deatherage and Wilson of the House and York of the Senate — Crimes and punishments; requiring the appointment of an attorney for a child in abuse cases.	
1st reading	457
2nd reading	480
CR	552
Considered, passed	671
ML, tabled; to House	671; 673; 680
4th reading, to House	691
Approved April 14	

HB 1841 — By Davis (Frank) and Henry of the House and Clifton of the Senate — Estates; expanding order of payment of estate debts.	
1st reading	331
2nd reading	345
CR	404
Considered, passed	489
Engrossed, to House	500
SAs rejected, conference requested, HCs named	547
Conference granted, SCs named	547

CCR read	807
CCR adopted, passed, to House	818
4th reading, to House	826
Approved May 16	

HB 1842 — By Lancaster and Davis (Guy) of the House and Cummins of the Senate — Roads, bridges and ferries; certification of county road mileage; making certification annual; deleting population limits; and requiring adjustments.	
1st reading	457
2nd reading	480

HB 1846 — By Peterson, Davis (Guy), Winn and Wilson — Courts; method of deposits in the State Judicial Fund; increasing percents and adjusting procedures; emergency.	
1st reading	381
2nd reading	392
CR	506; 564
Considered, passed	591; 612
Signed, to House	619
4th reading, to House	645
Approved April 10	

HB 1848 — By Brunton — Counties and county officers; authorizing participation option of county public defenders in retirement system.	
1st reading	406
2nd reading	428

HB 1849 — By Davis (Frank) of the House and Clifton of the Senate — Civil procedure; providing for partition upon filing of commissioners' report for certain properties.	
1st reading	381
2nd reading	392
CR	506
Considered, passed	591
Signed, to House	599
4th reading, to House	606
Approved April 7	

HB 1851 — By Draper, et al, of the House and Kilpatrick of the Senate — Statutory	
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revision; repeal of obsolete or unnecessary sections of law; emergency.

1st reading	406
2nd reading	428
CR	492
Considered, passed	627
Signed, to House	635
4th reading, to House	645
Approved April 10	

HB 1852 — By McCorkell, et al, of the House and Cain and Stipe of the Senate — Public health and safety; State Board of Nursing Homes; requiring a citizen advocate to be present during certain inspections.

1st reading	458
2nd reading	480
CR	574
Considered, passed	625
Engrossed, to House	639
4th reading, to House	812
Approved May 15	

HB 1853 — By McCorkell, et al, of the House and Cain, Porter and Stipe of the Senate — Public health and safety; Nursing Home Care Act.

1st reading	458
2nd reading	480
CR	574
Considered, passed	606
Engrossed, to House	624
4th reading, to House	826
Approved May 15	

HB 1854 — By Ford of the House and Keating of the Senate — State officers and employees; requiring disclosures before a legislator employs a state employee.

1st reading	363
2nd reading	380

HB 1855 — By Ford of the House and Keating of the Senate — State officers and employees; prohibiting solicitation of sales to state employees during working hours.

1st reading	407
2nd reading	428
CR	506

HB 1859 — By Wiseman — Public utilities; prohibiting discontinuance of service under certain circumstances; allowing for liens.

1st reading	494
2nd reading	507
CR	564
Considered, failed	698
ML, failed	699; 730

HB 1860 — By Wiseman of the House and Smith of the Senate — Commercial code; providing termination statement for secured obligations.

1st reading	494
2nd reading	507
CR	553
Considered, passed	616
Engrossed, to House	624
SAs rejected, conference requested, HCs named	775
Conference granted, SCs named	794
CCR rejected, further conference requested	1025
Further conference granted	1025
2nd CCR read	1061
2nd CCR adopted, passed, to House	1069
4th reading, to House	1079
Approved June 25	

HB 1862 — By Atkins of the House and Randle of the Senate — Public health and safety; Oklahoma Health Planning Commission; expanding membership; applications to commission for certificate of need; emergency.

1st reading	407
2nd reading	428
CR	565
Considered, passed	710
Engrossed, to House	741
4th reading, to House	770
Approved May 12	

HB 1863 — By Atkins of the House and Terrill of the Senate — Mental health; revising the Mental Health Code.

1st reading	407
2nd reading	428

HB 1865 — By Riggs — Prisons and reformatories; Director of Department of Corrections qualifications and removal; qualifications and salaries of deputy directors; locations of penal institutions.

1st reading 381
 2nd reading 392
 CR 528; 564
 Considered, passed 679
 Engrossed, to House 683
 SAs rejected, conference requested,

HCs named 752
 Conference granted, SCs named 753
 CCR read 859
 CCR adopted, passed, to House 918
 4th reading, to House 924
 Approved June 4

HB 1868 — By Davis (Frank), et al, of the House and Clifton of the Senate — Estate taxes; exemption from filing estate tax returns; district court issue order releasing estate tax liability.

1st reading 331
 2nd reading 345
 CR 404
 Considered, passed 540
 Engrossed, to House 554
 SAs rejected, conference requested,

HCs named 617
 Conference granted, SCs named 617
 CCR read 928
 CCR adopted, passed, to House 949
 4th reading, to House 957
 Approved June 11

HB 1869 — By Henry — Children; altering procedures relating to juvenile fingerprints; limitations on the effect of juvenile proceedings, adjudication and evidence introduced.

1st reading 431
 2nd reading 456
 CR 506
 Considered, passed 533
 Signed, to House 538
 4th reading, to House 540
 Approved March 26

HB 1870 — By Gray of the House and Kilpatrick of the Senate — Motor vehicles; raising damage amount requiring accident report; emergency.

1st reading 458
 2nd reading 480
 CR 539; 564
 Considered, passed 632
 Signed, to House 635
 4th reading, to House 645
 Approved April 10

HB 1872 — By Hastings, et al, of the House and Martin of the Senate — Mental health; requiring facilities to be certified by the Drug Treatment and Rehabilitation Authority; deleting exceptions; emergency.

1st reading 431
 2nd reading 456
 CR 506
 Considered, passed 604
 Signed, to House 619
 4th reading, to House 645
 Approved April 10

HB 1873 — By Arnold of the House and Green of the Senate — Counties and county officers; eligibility for benefits in county retirement system; reducing length of service for eligibility.

1st reading 431
 2nd reading 456
 CR 552
 Considered, failed 614
 ML, adopted; passed 615; 672
 Engrossed, to House 683
 SAs rejected, conference requested,

HCs named 752
 Conference granted, SCs named 753
 CCR rejected, further conference requested 830

Further conference granted 837
 Referred to Joint Conference on Retirement Laws 837

2nd CCR read 951
 2nd CCR adopted, passed, to House 974
 4th reading, to House 981
 Approved June 13

HB 1879 — By Winn, et al, of the House and Dahl of the Senate — Roads, bridges and ferries; providing for title by prescription to an easement for road purposes.

1st reading	494
2nd reading	507
CR	528
Considered	589
WD; referred	590
ML, adopted	590
WD; considered, failed	590

HB 1880 — By Craighead of the House and Tinsley of the Senate — Motor vehicles; enacting the Oklahoma Ridesharing Act.

1st reading	494
2nd reading	507
CR	565
Considered, passed	663
Engrossed, to House	683
4th reading, to House	799
Approved May 13	

HB 1881 — By Deatherage, et al, of the House and Watson of the Senate — Public health and safety; establishing the Oklahoma Blood Exchange Act.

1st reading	458
2nd reading	480
CR	565
Considered, passed	704
Engrossed, to House	741
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	753
CCR read	859
CCR adopted, passed, to House	976
4th reading, to House	981
Approved June 11	

HB 1882 — By Lancaster and Wilson of the House and Rozell of the Senate — Pollution Control Coordinating Board; appropriation; emergency.

1st reading	431
2nd reading	456
CR	660
Considered, passed	736
Engrossed, to House	757

SAs rejected, conference requested,

GCCA	770
Conference granted, GCCA	775

HB 1884 — By Stephenson — Public health and safety; appointment of a physician or osteopath to substitute for a clinical psychologist relating to involuntary commitment of alcohol-dependent persons.

1st reading	393
2nd reading	404

HB 1885 — By Briscoe of the House and McDaniel of the Senate — Agriculture; location of apiaries.

1st reading	355
2nd reading	362

HB 1887 — By McCorkell of the House and Schuelein of the Senate — Mental health; modifying definition of elderly person.

1st reading	482
2nd reading	492
CR	574
Considered, passed	662
Engrossed, to House	683
4th reading, to House	812
Approved May 19	

HB 1889 — By Winn and Duckett — Counties and county officers; travel reimbursement; increasing travel allowances; penalty for failure to attend meetings; emergency.

1st reading	408
2nd reading	428
CR	520; 660
Considered, passed	700
Engrossed, to House	741
SAs rejected, conference requested, HCs named	769
Conference granted, SCs named	775
CCR read	850
CCR rejected, further conference requested	882
Further conference granted	896
2nd CCR read	1012
2nd CCR adopted, passed, to House	1027

4th reading, to House..... 1044
 Approved June 17

HB 1891 — By Duke — Children; juvenile officers; weekend incarceration for minors.

1st reading 494
 2nd reading 507

HB 1892 — By Atkins and Denman — Statutes and reports; clarifying Administrative Procedures Act; emergency rules and regulations.

1st reading 431
 2nd reading 456

HB 1893 — By Deatherage — Mental health; authorizing institutions within the Department of Mental Health to purchase automobiles.

1st reading 458
 2nd reading 480

HB 1894 — By Graves of the House and Howell of the Senate — Civil procedure; authorizing persons to take depositions, issue subpoenas and punish contempt; requiring certain depositions to be taken upon oral testimony.

1st reading 431
 2nd reading 456
 CR 539
 Considered, passed 585
 Signed, to House 599
 4th reading, to House 606
 Approved April 7

HB 1896 — By Atkins and Wilson of the House and Terrill of the Senate — Public health and safety; stating public policy as to institutional health services; requiring certificate of need; emergency.

1st reading 408
 2nd reading 428
 CR 553
 Considered, passed 721
 Engrossed, to House 757
 SAs rejected, conference requested,
 HCs named..... 783

Conference granted, SCs named 784
 HCs changed..... 982
 CCR read 1031
 CCR adopted, passed, to House 1031
 4th reading, to House..... 1055
 Approved June 13

HB 1897 — By Steward and Henry of the House and Kilpatrick of the Senate — Civil procedure; certain agreements will not discharge certain tort-feasors, but will discharge certain other tort-feasors.

1st reading 494
 2nd reading 507
 CR 539
 Considered, passed 718
 Signed, to House..... 718
 4th reading, to House 750
 Approved April 15

HB 1900 — By Steward, et al, of the House and York of the Senate — Counties and county officers; county sheriffs; alternatives to travel reimbursement of allowance; increasing monthly automobile allowance; emergency.

1st reading 393
 2nd reading 404
 CR 519; 564
 Considered, failed 673
 ML, adopted; passed 673; 744
 Signed, to House..... 744
 4th reading, to House 754
 Approved April 15

HB 1903 — By Hobson and Wilson of the House and Cate of the Senate — State officers and employees; responsibilities and duties of the Department of Energy; adding powers; emergency.

1st reading 431
 2nd reading 456
 CR 519
 Considered, passed 531
 Signed, to House..... 538
 4th reading, to House 540
 Approved March 26

HB 1904 — By Deatherage and Elder —
Modifying various provisions of the Com-
mercial Code.

1st reading	520
2nd reading	528
CR	552; 564
Considered, passed	670
Engrossed, to House	683
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	753
CCR rejected, further conference requested	989
Further conference granted	989
CCR rejected, further conference requested	1019
Further conference granted	1029

HB 1905 — By Cole — Schools; proce-
dures for disciplinary actions of educational
support personnel; establishment of pro-
bationary periods grievance procedure.

1st reading	432
2nd reading	456
CR	574
Considered, change of author	740
WD; rereferred	740

HB 1906 — By Twidwell, et al, of the
House and Vann of the Senate — Professions
and occupations; unprofessional conduct;
adding the prescribing, dispensing or admin-
istering of certain drugs in excess of amount
considered good medical practice or without
medical need.

1st reading	382
2nd reading	392
CR	552
Considered, passed	670
Engrossed, to House	683
SAs rejected, conference requested, HCs named	752
Conference granted, SCs named	753
CCR read	793
CCR adopted, passed, to House	883
4th reading, to House	898
Approved May 30	

HB 1907 — By Twidwell and Wilson of
the House and Johnson of the Senate —

Prisons and reformatories; transferring state
inmates to county jails for work projects;
credit time for work; emergency.

1st reading	355
2nd reading	362
CR	528
Considered, passed	553
Engrossed, to House	566
4th reading, to House	629
Approved April 7	

HB 1908 — By Twidwell — Prisons and
reformatories; extending limits of place of
confinement; authorizing time away from
correctional facility; emergency.

1st reading	494
2nd reading	507
CR	564
Considered, passed	623
Engrossed, to House	639
4th reading, to House	787
Approved May 12	

HB 1909 — By Duckett of the House and
Capps of the Senate — Schools; elections;
transferring certain responsibilities to the
State Election Board; emergency.

1st reading	494
2nd reading	507
CRs	552
Considered, passed	589
Signed, to House	599
4th reading, to House	606
Approved April 7	

HB 1910 — By Sparkman and Draper of
the House and Martin of the Senate —
Professions and occupations; Social Work-
er's Licensing Act.

1st reading	408
2nd reading	428
CR	506; 519
Considered, failed	545
ML, adopted; passed	546; 575
ML; engrossed, to House	576; 639
4th reading, to House	750
Approved April 14	

HB 1911 — By Riggs, et al, of the House and Young and Terrill of the Senate — Children; requiring court review of disposition orders; requiring reports on children placed in foster care.

1st reading 482
2nd reading 492

HB 1913 — By Draper, et al, of the House and Lane of the Senate — State government; creating the County Bridge Improvement Fund; emergency.

1st reading 432
2nd reading 456
CR 528

HB 1914 — By Brunton and Denman — Criminal procedure; Victim Indemnity Revolving Fund.

1st reading 495
2nd reading 507
CR 539

HB 1915 — By Hopkins of the House and Smith of the Senate — Counties and county officers; enacting the County Budget Act.

1st reading 382
2nd reading 392
CR 565
Considered 618
Considered, passed 627
Engrossed, to House 639
SAs rejected, conference requested,
 HCs named 705
Conference granted, SCs named 706
HCs changed 731
CCR read 814
Considered and deferred 901
Motion to adopt failed 901

HB 1916 — By Kane and Wilson — Schools; authorizing school boards certain powers related to traffic regulations.

1st reading 495
2nd reading 507

HB 1917 — By Steward of the House and Howard of the Senate — Torts; providing procedures for tort claims against the state and its entities.

1st reading 507
2nd reading 520
Change in committee assignment 557
CR 564
Considered, passed 649
Engrossed, to House 661
SAs rejected, conference requested,
 HCs named 705
Conference granted, SCs named 706
CCR rejected, further conference
 requested 1066
Further conference granted 1066
CCR rejected, further conference
 requested 1080

HB 1920 — By Cleveland, et al, of the House and Howard of the Senate — Revenue and taxation; adjustments to taxable income or adjusted gross income; handicapped residents to deduct certain expenditures.

1st reading 482
2nd reading 492
CR 574
Considered, passed 649
Signed, to House 657
4th reading, to House 669
Approved April 14

HB 1921 — By Twidwell and Elder — Prisons and reformatories; adopting the Interstate Corrections Compact.

1st reading 507
2nd reading 520
CR 540
Considered, passed 574
Signed, to House 581
4th reading, to House 586
Approved April 7

HB 1922 — By Davis (Don) of the House and Kilpatrick of the Senate — Torts; liability of joint tortfeasors for single harm to injured party.

1st reading 482
2nd reading 492
CR 540
Considered, failed 719

HB 1923 — By Davis (Don) of the House and Kilpatrick of the Senate — Civil procedure; discovery of the existence and contents of insurance agreement under which any person carrying on an insurance business may be liable.

1st reading	482
2nd reading	492
WD	518
CR	540
Considered, failed	748

HB 1924 — By Davis (Don) and Townsend — Courts; Judicial District No. 5 to have five judges; emergency.

1st reading	482
2nd reading	492
CR	540
Considered, passed	742
Engrossed, to House	757
SAs rejected, conference requested,	

HCs named	769
Conference granted, SCs named	775

HB 1926 — By Wiseman, et al, of the House and Crow and Stipe of the Senate — Revenue and taxation; investment credit.

1st reading	482
2nd reading	492
Change in committee assignment	557
CR	574
Considered, passed	608
Engrossed, to House	624
SAs rejected, conference requested,	

HCs named	705
Conference granted, SCs named	706
CCR read	995
CCR adopted, passed, to House	995
4th reading, to House	1000
Approved June 11	

HB 1929 — By Henry — Civil procedure; deleting venue provisions from certain statutes; establishing venue in certain actions.

1st reading	458
2nd reading	480
CR	565
Considered	684
WD; referred	754

HB 1930 — By Cleveland of the House and Howard of the Senate — Revenue and taxation; credits against state income taxes and adding thereto; applicable to certain taxable years.

1st reading	495
2nd reading	507

HB 1931 — By Elder of the House and Kilpatrick of the Senate — Civil procedure; alternative legal theories for relief or defense; form of pleadings.

1st reading	408
2nd reading	428
CR	492
Considered, passed	718
Signed, to House	718
4th reading, to House	750
Approved April 15	

HB 1932 — By Elder, et al, of the House and Murphy of the Senate — Public officers; authorizing agreements between district attorneys and Department of Human Services for enforcement and collection of child support obligations; emergency.

1st reading	408
2nd reading	428
CR	492
Considered, passed	511
Signed, to House	518
4th reading, to House	520
Approved March 24	

HB 1933 — By Elder, et al, of the House and Murphy of the Senate — Poor persons; authorizing actions by the Department of Human Services in support of children receiving public assistance; emergency.

1st reading	409
2nd reading	428
CR	492
Considered	512
WD; rereferred	739

HB 1934 — By Elder and Camp of the House and Murphy of the Senate — Civil procedure; Uniform Reciprocal Enforcement of Support Act; defining responding agent; emergency.

1st reading	409
2nd reading	428
CR	552
Considered, passed	633
Signed, to House	635
4th reading, to House	645
Approved April 10	

HB 1935 — By Morgan, et al, of the House and Johnston of the Senate — Public health and safety; controlled dangerous substances; prohibiting possession of certain objects; expanding prohibited objects.

1st reading	495
2nd reading	507

HB 1936 — By Atkins — Professions and occupations; defining terms in Nursing Practice Act; adding definition of nurse practitioner.

1st reading	495
2nd reading	507
CR	553
Considered, passed	566
Engrossed, to House	576
4th reading, to House	606
Approved April 8	

HB 1941 — By Winn and Wilson — Roads and highways; requiring approval of Board of County Commissioners for transfer of public roads to county highway system from state highway system.

1st reading	459
2nd reading	480

HB 1942 — By Steward of the House and Smith of the Senate — Civil procedure; patient privilege from disclosure of medical diagnosis and treatment; authorizing statutory discovery by adverse party.

1st reading	495
2nd reading	507
CR	552
Considered, passed	619
Signed, to House	619
4th reading, to House	645
Approved April 10	

HB 1947 — By Davis (Don) and Elder of the House and Crow of the Senate — State government; State Personnel Board; reorganization of personnel department; emergency.

1st reading	482
2nd reading	492
CR	565
Considered, passed	695
Engrossed, to House	723
SAs rejected, conference requested	977
Conference granted, SCs named	982
HCS appointed	982
CCR read	1060
CCR adopted, passed, to House	1074
4th reading, to House	1081
Approved June 25	

HB 1948 — By Steward — Crimes and punishments; declaring it unlawful to commit certain indecent acts upon or with certain persons.

1st reading	495
2nd reading	507

HOUSE JOINT RESOLUTIONS

*Resolutions held over from 1st Session of the 37th Legislature - 1979

***HJR 1028** — By Thompson (Mick), et al, of the House and Smith of the Senate — Constitutional amendment; school district's indebtedness in excess of ten percent; next statewide election.

CR 321; 564
 Considered, passed 650
 Engrossed, to House 661

***HJR 1037** — By Davis (Guy) and Cole — Constitutional amendment; providing a two-year limit that school districts may contract with certified personnel and adding certain administrators and principals.

1st reading 432
 2nd reading 456
 CR 520

HJR 1041 — By Winn and Bradley of the House and Green of the Senate — Capitol Building Parking garage and concourse; feasibility study by Board of Public Affairs; emergency.

1st reading 242
 2nd reading 248
 CR 506; 622
 Considered, passed 717
 Signed, to House 717
 4th reading, to House 750
 Approved April 15

HJR 1042 — By Sparkman — Constitutional amendment; procedures and require-

ments for calling a grand jury; changing requirements for signed petitions.

1st reading 432
 2nd reading 456

HJR 1045 — By Graves, et al, of the House and Young and Berrong of the Senate — Federal judiciary; applying for a constitutional convention to amend the Constitution of the United States to provide for state removal of federal judges.

1st reading 382
 2nd reading 392
 CR 506; 519
 Considered, failed 673
 ML, adopted; passed 674; 733
 Signed, to House 733
 4th reading, to House 754
 Filed with Secretary of State

HJR 1046 — By Hopkins, et al, of the House and Stipe of the Senate — Requesting Congress to allocate to State Highway Department any increase of federal motor fuels tax.

1st reading 106
 2nd reading 114
 CR 528
 Considered 540
 WD; referred 754

HJR 1047 — By Townsend, et al, of the House and Clifton of the Senate — Constitu-

tional amendment; authorizing municipalities and counties to pledge revenues for transportation system.

1st reading	220
2nd reading	231
CR	276; 455
Considered, passed	508
Signed, to House	518
4th reading, to House	520
Filed with Secretary of State	

HJR 1048 — By Briscoe, et al, of the House and Rozell of the Senate — Constitutional amendment; an act abolishing the Oklahoma Turnpike Authority, transferring to Transportation Commission and Department of Transportation; prohibiting additional turnpikes.

1st reading	432
2nd reading	456

HJR 1049 — By Sanders of the House and Johnson of the Senate — Game and fish; legislative intent to extend for one year hunting and fishing licenses and fees.

1st reading	184
2nd reading	199
CR	308
Considered, passed	485
ML; signed, to House	486; 526
4th reading, to House	532
Approved March 26	

HJR 1050 — By Atkins and Monks of the House and Martin and Johnston of the Senate — Comprehensive inquiry into substance abuse programs operated, administered or supervised by a state entity; creating special committee; emergency.

1st reading	309
2nd reading	321
CR	492
Considered, passed	510
Signed, to House	518
4th reading, to House	520
Approved March 24	

HJR 1051 — By Monks and Hill of the House and Randle of the Senate — Constitutional amendment; county commissioners or

voters in an election may provide for, organize, maintain, operate or dissolve hospital districts; special election.

1st reading	507
2nd reading	520
WD; referred	537

HJR 1052 — By Sparkman, et al, of the House and Porter of the Senate — Department of Human Services, also known as the Department of Public Welfare; emergency energy payments of \$100 to certain Oklahoma families on limited income; emergency.

1st reading	200
2nd reading	206
CR	308
Considered, passed	337
Signed, to House	341
4th reading, to House	350
Approved March 4	

HJR 1053 — By Riggs, et al, of the House and Johnston of the Senate — Application to Congress to call a convention for proposing a right-to-life amendment to the U.S. Constitution.

1st reading	363
2nd reading	380
CR	428; 579
Considered, passed	610
ML; signed, to House	611; 680
4th reading, to House	691
Filed with Secretary of State	

HJR 1057 — By Gray, et al, of the House and Cain of the Senate — Creating a recycling program among state agencies; providing for labor force of handicapped and retired persons.

1st reading	459
2nd reading	480
CR	528; 574
Considered, passed	661
Signed, to House	680
4th reading, to House	691
Approved April 10	

HJR 1063 — By Hopkins and Trent of the House and Stipe of the Senate — Funding of state street, road and highway systems; creation of a special committee to study existing and future financing needs; emergency.

1st reading	394
2nd reading	404
CR	564
Considered, passed	716
Signed, to House	716
4th reading, to House	750
Approved April 14	

HJR 1064 — By Twidwell and Wilson of the House and Johnson of the Senate — Capacity of Oklahoma correctional facilities; emergency.

1st reading	355
2nd reading	362

CR	528
Considered, passed	624
Signed, to House	635
4th reading, to House	645
Approved April 10	

HJR 1068 — By Holt, et al, of the House and Murphy and Nickles of the Senate — Authorizing the Department of Human Services to underwrite two pilot projects for the construction and improvement of certain facilities; emergency.

1st reading	459
2nd reading	480
CR	506; 574
Considered, passed	613
Engrossed, to House	624
4th reading, to House	775
Approved May 13	



HOUSE CONCURRENT RESOLUTIONS

HCR 1038 — By Draper, et al, of the House and Crow of the Senate — Requesting Oklahoma State Regents for Higher Education to study incorporating Oklahoma Cancer Center, Inc. with College of Medicine of O.U. Health Sciences Center.

Introduced 63
 Adopted, to House 68
 Enrolled signed, to House 76

HCR 1039 — By Sparkman, et al, of the House and Porter of the Senate — Directing Department of Public Welfare to make emergency payments to Oklahoma families on limited income.

Introduced 83
 Adopted, to House 89
 Enrolled signed, to House 97

HCR 1040 — By Duckett of the House and Tinsley of the Senate — Designating July 4, 1980, as Free Enterprise Day.

Introduced 118
 Adopted, to House 124
 Enrolled signed, to House 133

HCR 1041 — By Dunn, et al, of the House and Vann of the Senate — Memorializing the U.S. Olympic Committee to seek an alternate site for the 1980 Summer Olympic Games.

Introduced 145

Adopted, to House 211
 Enrolled signed, to House 227

HCR 1042 — By Draper, et al, of the House and York of the Senate — Legislative intent that the Province of Taiwan and Oklahoma enter into a sister state relationship.

Introduced 161
 Adopted, to House 169
 Enrolled signed, to House 193

HCR 1043 — By Sparkman, et al, of the House and Porter of the Senate — Requesting the Department of Public Welfare to expand the congregate meal program, including "Meals on Wheels."

Introduced 184
 Adopted, to House 211
 Enrolled signed, to House 227

HCR 1045 — By Feddersen, et al, of the House and Tinsley of the Senate — Requesting Interstate Commerce Commission provide a one-year moratorium before certain rail lines are sold for salvage.

Introduced 200
 Adopted, to House 208
 Enrolled signed, to House 227

HCR 1046 — By Feddersen, et al, of the House and Tinsley of the Senate — Requesting Interstate Commerce Commission grant

a ninety-day extension for bids on certain portions of the Rock Island railroad line.

Introduced 201
 Adopted, to House 208
 Enrolled signed, to House 227

HCR 1047 — By Shurden and Vaughn —
 Condemning the Salt agreement;
 memorializing Congress to reject the treaty.
 Introduced 540
 WD: referred 571

HCR 1049 — By Elder, et al, of the
 House and Howell of the Senate — Express-
 ing support for the return of rail passenger
 service to Oklahoma.
 Introduced 508
 Adopted, to House 531
 Enrolled signed, to House 538

HCR 1050 — By Denman and Fitzgibbon
 of the House and Cain, Crutcher, Johnson,
 York and Stipe of the Senate — Urging that
 certain members of state boards be subject to
 discretionary removal from office for failure
 to attend board meetings.
 Introduced 721
 Adopted, to House 898
 Enrolled signed, to House 906

HCR 1051 — By Smith of the House and
 Clifton of the Senate — Legislative intent
 with regard to certain court fees.
 Introduced 540
 Adopted, to House 569
 Enrolled signed, to House 576

HCR 1052 — By Dunn, et al, of the House
 and Vann of the Senate — Memorializing
 Congress to take immediate action to assure
 a stable, sound motor transportation system
 for the movement of grain and other unpro-
 cessed agricultural commodities.
 Introduced 540
 Adopted, to House 567
 Enrolled signed, to House 576

HCR 1053 — By Draper of the House and
 Howard of the Senate — Relating to recess
 of the Legislature.

Introduced 750
 Adopted, to House 750
 Enrolled signed, to House 754

HCR 1054 — By Hooper, et al, of the
 House — Memorializing the Federal Re-
 serve Board to lower discount rates and limit
 future monetary policy.
 Introduced 787

HCR 1055 — By Kelly and Cole of the
 House and Boatner of the Senate — Urging
 the Oklahoma Tourism and Recreation
 Department to conduct feasibility study re:
 Devil's Den Park and report to the Legisla-
 ture.
 Introduced 836
 Adopted, to House 924
 Enrolled signed, to House 937

HCR 1056 — By Camp, et al, of the
 House and Berrong of the Senate —
 Requesting the Governor and the Attorney
 General to intervene in a lawsuit to test the
 constitutionality of the windfall profit tax.
 Introduced 845
 Adopted, to House 845
 Enrolled signed, to House 848

HCR 1057 — By Draper of the House and
 Howard of the Senate — Adjourning the 2nd
 session of the 37th Oklahoma Legislature
 from the 22nd day of May, 1980, until the
 27th day of May, 1980, in observance of
 Memorial Day.
 Introduced 848
 Adopted, to House 862
 Enrolled signed, to House 865

HCR 1058 — By Arnold, et al, of the
 House and Keating of the Senate — Request-
 ing the Department of Human Services and
 local governmental entities to collect charges
 and fees from delinquent child support
 payors.
 Introduced 968

HCR 1059 — By Lancaster and Davis
 (Guy) of the House and Rozell of the Senate

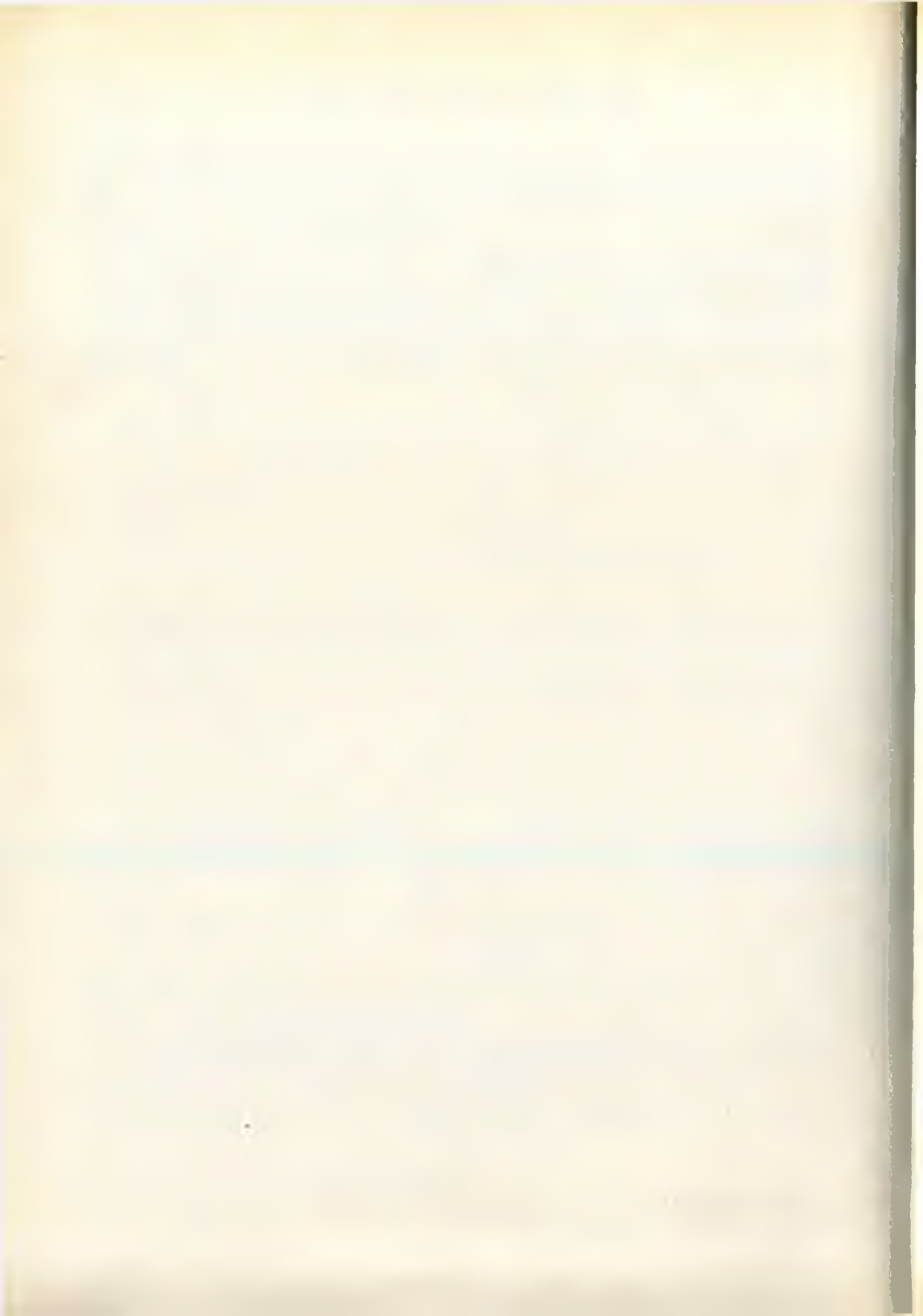
— Urging the State Personnel Board to reject or modify certain minimum qualifications for supervisory positions; encouraging an alternative system.

Introduced 1006
 Adopted, to House 1006
 Enrolled signed, to House 1022

HCR 1060 — By Peterson of the House and Luton of the Senate — Recalling from

the Governor Enrolled House Bill No. 1794.
 Introduced 989
 Adopted, to House 989
 Enrolled signed, to House 999

HCR 1061 — By Davis (Guy) of the House and Boatner of the Senate — Urging that the Department of Human Services reconsider certain personnel policies.
 Introduced 1043



PERSONAL INDEX OF MEMBERS OF THE SENATE

B

BERRONG, SENATOR ED, District 27, Democrat

Author: SBs 454, 627, 634; SCR 59; HBs 1331, 1372, 1596; HCR 1056

Coauthor: SBs 227, 377, 413, 428, 439, 520; SCRs 39, 43, 48, 50, 51, 56; SRs 58, 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1597, 1608; HJR 1045; HCRs 1041, 1045, 1046

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Years of service: Senate, 1959-1980	

BIRDSONG, SENATOR JIMMY, District 45, Democrat

Coauthor: SBs 60, 179, 313, 370, 490, 524, 531, 568, 638, 639; **SJR** 43; **SCRs** 39, 43, 48, 50, 51, 54, 56, 58; **SRs** 63, 64, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 114, 116, 117, 118, 120; **HBs** 1041, 1534, 1608, 1706; **HCRs** 1039, 1041, 1045, 1046, 1052, 1056

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Continues to serve on the Executive Committee, State Legislative Council

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Years of service: Senate, 1965-1980	

BOATNER, SENATOR ROY A., District 6, Democrat

Author: SBs 278, 361, 362, 363, 411, 463, 464, 538, 556, 578, 591; **SCR** 51; **SRs** 63, 87, 89, 90, 91, 115; **HBs** 1079, 1600, 1811, 1944, 1945; **HJR** 1037; **HCRs** 1055, 1061

Coauthor: SBs 373, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 428, 439, 490, 517, 531, 543, 605; **SJR**s 42, 49, 51; **SCRs** 39, 43, 48, 50, 54, 56, 58; **SRs** 64, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 82, 84, 86, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 113, 114, 116, 117, 118, 120; **HBs** 1041, 1331, 1522, 1611, 1612, 1613, 1614, 1615, 1616, 1617, 1618, 1619, 1620, 1621, 1622, 1623, 1624, 1625, 1626, 1627, 1628, 1629, 1630, 1631, 1632, 1633, 1634, 1635, 1636, 1637, 1638, 1639, 1640, 1641, 1642, 1643, 1644, 1645, 1646, 1647, 1648, 1649, 1650, 1651, 1653, 1654, 1742, 1767, 1807, 1812, 1818, 1819, 1823, 1868; **HJR** 1052; **HCRs** 1039, 1041, 1045, 1046, 1056

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Years of service: Senate, 1975-1980 House, 1971-1974

C

CAIN, SENATOR BERNST, District 46, Democrat

Author: SBs 465, 466, 482, 483, 484, 485, 486, 514, 600; SR 65; HBs 1097, 1732, 1837, 1852, 1853; HJRs 1057, 1062; HCR 1050

Coauthor: SBs 363, 371, 372, 378, 379, 380, 430, 471, 476, 490, 499, 524, 574, 579, 582; SJR 39, SCRs 39, 43, 45, 48, 49, 51, 56, 58, 59; SRs 63, 67, 68, 69, 70, 72, 73, 74, 76, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1077, 1542, 1741, 1744, 1816, 1840, 1841, 1862, 1868, 1932, 1933, 1945; HCRs 1039, 1041, 1045, 1046, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council, as an alternate.

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Mileage allowance 6

Years of service: Senate, 1979-1980

CAPPS, SENATOR GILMER N., District 26, Democrat

Author: SBs 345, 428, 520; SR 114; HBs 1574, 1745, 1746, 1909

Coauthor: SBs 391, 439, 476, 490, 491; SJRs 47, 58; SCRs 39, 43, 48, 50, 51, 54, 56, 59; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100,

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Years of service: Senate, 1971-1980

CATE, SENATOR LEE, District 16, Democrat

Continues to serve as Assistant Majority Whip

Author: **SBs** 40, 494, 620, 621; **SR** 84; **HBs** 1535, 1605, 1677, 1682, 1704, 1715, 1903, 1927

Coauthor: **SB** 490; **SJR** 49; **SCRs** 39, 43, 48, 50, 51, 56, 58; **SRs** 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; **HBs** 1532, 1545, 1701, 1812, 1834, 1905; **HCRs** 1041, 1045, 1046, 1056

Standing Committees:

Appropriations and Budget.....	91
County, State and Federal Government.....	91
Criminal Jurisprudence.....	91
Education, Higher, Vice Chairman	91
Rules.....	90

Conferee:

GCCA.....	605
GCCA Subcommittee on Public Safety and Highways	775
Joint Conference Committee on Retirement Laws.....	886
SB 40.....	376
SB 431.....	819
SB 450.....	984
SB 470.....	989
SB 471.....	781
SB 473.....	863
SB 477.....	789
SB 509.....	812
SB 556.....	739
SB 577.....	739
SB 590.....	812
SB 620.....	750
SB 631.....	812; 960
SB 637.....	776; 848; 901
SB 638.....	787
SJR 29.....	781
HB 1041.....	617
HB 1329.....	706
HB 1534.....	753
HB 1535.....	753
HB 1559.....	771
HB 1576.....	566
HB 1584.....	705
HB 1617.....	712
HB 1682.....	753
HB 1701.....	775
HB 1730.....	706
HB 1814.....	771
HB 1816.....	753
HB 1819.....	812
HB 1841.....	547
HB 1860.....	794; 1025
HB 1865.....	753
HB 1868.....	617
HB 1904.....	753; 989; 1029
HB 1915.....	706

HB 1523	617	HB 1924	775
HB 1532	752	HB 1947	982
HB 1533	752		
Mileage allowance			6
Years of service: Senate, October 1973-1980		House, 1967-October 1973	

CLIFTON, SENATOR JOHN L., District 17, Democrat

Author: SBs 371, 372, 378, 379, 380, 430, 431, 505, 506, 507, 619, 630; **SJR** 39; **SCRs** 42, 60; **HBs** 1024, 1230, 1401, 1436, 1567, 1584, 1711, 1714, 1727, 1753, 1770, 1841, 1846, 1849, 1868, 1869, 1929; **HJR** 1047; **HCR** 1051
Coauthor: SBs 280, 476, 490, 638, 639; **SJR** 43; **SCRs** 39, 43, 48, 50, 51, 56, 58; **SRs** 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; **HBs** 1016, 1017, 1744, 1853, 1926; **HCRs** 1041, 1045, 1046, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council.

Standing Committees:

Criminal Jurisprudence	91
Judiciary, Chairman	92
Municipal Government	92
Revenue and Taxation	92

Conferee:

SB 431	819	HB 1584	705
HB 1077	627	HB 1744	753; 975; 988
HB 1082	59; 858	HB 1841	547
HB 1436	174; 260	HB 1868	617

Mileage allowance 6
 Years of service: Senate, 1977-1980

COMBS, SENATOR MIKE, District 40, Democrat

Author: SBs 429, 489, 504; **SR** 72; **HBs** 1485, 1728, 1789

Coauthor: SBs 179, 293, 363, 377, 381, 403, 490, 524, 581, 582; **SCRs** 39, 43, 48, 50, 51, 56, 57, 58, 59; **SRs** 63, 64, 65, 67, 68, 69, 70, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; **HBs** 1041, 1047, 1218, 1581, 1694, 1706, 1727, 1837, 1852, 1853, 1868, 1926, 1933; **HCRs** 1041, 1045, 1046, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council as an alternate.

Special Committees:

To escort Governor Nigh to Joint Session	9
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Standing Committees:

Business, Industry and Labor Relations	91
Public and Mental Health	92
Revenue and Taxation	92
Social Welfare, Vice Chairman	93

Conferee:

SB 547	660; 907
SB 582	819

SB 629.....	689
HB 1798.....	753
Mileage allowance	7
Years of service: Senate, 1979-1980	

CROW, SENATOR HERSCHAL H., JR., District 25, Democrat

Author: SBs 266, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 605, 635; **SCRs** 40, 54; **SRs** 67, 94; **HBs** 1248, 1329, 1540, 1542, 1544, 1545, 1547, 1611, 1612, 1613, 1614, 1615, 1616, 1617, 1618, 1619, 1620, 1621, 1622, 1623, 1624, 1625, 1626, 1627, 1628, 1629, 1630, 1631, 1632, 1633, 1634, 1635, 1636, 1637, 1638, 1639, 1640, 1641, 1642, 1643, 1644, 1645, 1646, 1647, 1648, 1649, 1650, 1651, 1653, 1654, 1659, 1660, 1661, 1662, 1663, 1664, 1665, 1666, 1667, 1668, 1669, 1670, 1671, 1672, 1673, 1674, 1675, 1767, 1807, 1808, 1814, 1818, 1823, 1886, 1926, 1947; **HCR** 1038

Coauthor: SBs 350, 490, 518, 524, 543, 572; **SCRs** 39, 43, 48, 50, 51, 56, 58; **SRs** 63, 65, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; **HBs** 1609, 1610, 1694, 1812, 1936; **HCRs** 1045, 1046, 1052, 1056

Special Committees:

Special Senate Committee on the Trucking Industry 246

Standing Committees:

Appropriations and Budget, Chairman	91
Engrossed and Enrolled Bills	92
Public and Mental Health	92
Retirement and Administration	92
Revenue and Taxation	92
Rules	90

Conferees:

GCCA, Chairman	605
GCCA, Subcommittee on Education, Alternate.....	774

Joint Conference Committee on Retirement Laws

SB 382	660	HB 1617	712
SB 391	660	HB 1637	610
SB 620	750	HB 1682	753
HB 1329	706	HB 1814	771
HB 1539	706	HB 1926	706
HB 1612	610	HB 1947	982

Mileage allowance..... - 7

Years of service: Senate, 1969-1980

CRUTCHER, SENATOR BILL J., District 2, Democrat

Author: SBs 585, 586, 587, 625, 626; **SJR** 59; **SRs** 85, 95; **HBs** 1580, 1695, 1733, 1778

Coauthor: SBs 456, 471, 476, 490, 537, 638, 639; **SJR** 43; **SCRs** 39, 43, 48, 50, 51, 54, 56, 58; **SRs** 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; **HBs** 1536, 1768, 1811, 1853; **HCRs** 1041, 1045, 1046, 1050, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council.

Special Committees:

To escort Governor Nigh to Joint Session 282

Standing Committees:

Aging, Vice Chairman 90
 Appropriations and Budget 91
 Banks and Banking 91
 County, State and Federal Government, Vice Chairman 91
 Public and Mental Health 92

Conferee:

SB 45 837
 SB 586 788
 SB 638 809
 HB 1372 59
 HB 1559 771

Declaration of not voting:

HB 1746 593
 Mileage allowance 7
 Years of service: Senate, 1979-1980 House, 1977-1978

CULLISON, SENATOR ROBERT V., District 34, Democrat

Author: SBs 298, 622, 623; HBs 1519, 1531, 1543, 1590, 1720, 1721

Coauthor: SBs 363, 489, 490, 578, 581; SCRs 39, 43, 48, 50, 51, 56, 57, 58; SRs 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 84, 86, 87, 88, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1819, 1853; HCRs 1039, 1041, 1045, 1046, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council.

Standing Committees:

Banks and Banking, Vice Chairman 91
 Revenue and Taxation 92
 Roads and Highways 93
 Wildlife, Vice Chairman 93

Conferee:

SB 313 734; 776; 960
 SB 445 689
 SB 582 819
 HB 1720 706; 794; 944
 HB 1798 753

Declaration of not voting:

SB 192 917; 1039
 Mileage allowance 7
 Years of service: Senate, 1979-1980 House, 1975-1978

CUMMINS, SENATOR DON, District 54, Democrat

Author: SBs 534, 584; SR 110; HBs 1749, 1842, 1843

Coauthor: SBs 147, 403, 489, 490; SCRs 39, 43, 48, 50, 51, 56, 59; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109,

112, 113, 114, 116, 117, 118, 120; **HBs** 1331, 1694, 1853, 1889, 1926; **HJR**s 1028, 1046; **HCR**s 1041, 1045, 1046, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council.

Special Committees:

Senate Committee on Reapportionment 807

Standing Committees:

Education, Common 91
Oil, Gas and Energy 92
Revenue and Taxation 92
Roads and Highways, Vice Chairman 93

Conferee:

SB 562 781
HB 1637 610
HB 1748 627
HB 1768 547

Mileage allowance 7

Years of service: Senate, 1979-1980

D

DAHL, SENATOR JOHN L., District 10, Democrat

Author: **SBs** 139, 346, 364; **SCR** 39; **SRs** 68, 75, 88, 96, 99, 100, 101, 108, 109, 116, 117;

HBs 1266, 1683, 1685, 1686, 1747, 1839, 1879

Coauthor: **SBs** 178, 361, 428, 439, 490, 524, 574, 589; **SJR** 49; **SCRs** 43, 48, 50, 51, 54, 56, 57, 58; **SRs** 63, 65, 67, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 97, 98, 102, 103, 106, 107, 112, 113, 114, 118, 120; **HBs** 1046, 1694, 1713, 1822; **HJR** 1052; **HCRs** 1039, 1041, 1045, 1046, 1052, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council.

Special Committees:

Joint Legislative Ethics Committee, Chairman 76
Senate Committee on Reapportionment 807

Standing Committees:

Agriculture, Chairman 90
Oil, Gas and Energy, Vice Chairman 92
Public Safety and Penal Affairs 92
Wildlife 93

Conferee:

GCCA 605
GCCA Subcommittee on Regulatory and Natural Resources 775
SB 139 826 HB 1637 610
SB 313 734; 776; 960 HB 1720 706; 794; 944
SB 331 689 HB 1839 660
SB 445 689 HB 1896 784
HB 1438 74

Mileage allowance 7

Years of service: Senate, 1971-1980

G

GILES, SENATOR RAY A., District 23, Democrat

Author: SBs 491, 502, 525, 542; SRs 74, 81, 103, 112; HB 1775

Coauthor: SBs 381, 414, 428, 439, 520; SJR 58; SCRs 39, 43, 48, 50, 51, 56, 58; SRs 63, 65, 67, 68, 69, 70, 72, 73, 78, 79, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 106, 107, 108, 109, 113, 114, 116, 117, 118, 120; HBs 1047, 1727, 1756; HCRs 1041, 1045, 1046, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council.

Standing Committees:

Agriculture	90
Oil, Gas and Energy, Chairman.....	92
Revenue and Taxation	92
Social Welfare.....	93

Conferee:

SB 491.....	614
HB 1331.....	74
Mileage allowance.....	7

Years of service: Senate, 1977-1980

GREEN, SENATOR WARREN E., District 35, Republican

Author: SBs 188, 492, 554, 614; HBs 1536, 1798, 1873; HJR 1041

Coauthor: SBs 377, 378, 489, 490, 493, 512, 524, 593; SCRs 39, 43, 48, 50, 51, 56, 59; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1479, 1534, 1543, 1584, 1608, 1694, 1723, 1744, 1841, 1868, 1926, 1942; HCRs 1041, 1045, 1046, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council.

Special Committees:

Joint Legislative Ethics Committee	76
To escort Governor Nigh to Joint Session.....	282

Standing Committees:

Banks and Banking	91
Insurance, Vice Chairman.....	92
Judiciary	92
Revenue and Taxation	92
Rules	90

Conferee:

SB 188.....	1030
HB 1723.....	771
HB 1772.....	771
HB 1798.....	753
HB 1836.....	771; 949
HB 1873.....	753
HB 1889.....	775; 882

Declaration of vote:

HB 1635.....	750
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Mileage allowance..... 7

Years of service: Senate, 1977-1980 House, 1965-1976

H

HOWARD, SENATOR GENE C., District 36, Democrat

Continues to serve as President Pro Tempore

Author: SBs 374, 427, 449, 467, 490, 493, 518, 533, 540, 543, 565, 637; SJRs 40, 47, 49, 54; SCRs 43, 49, 56, 57; SRs 78, 79, 104, 121; HBs 1609, 1610, 1652, 1706, 1795, 1815, 1917, 1920, 1930; HCRs 1053, 1057**Coauthor:** SBs 178, 572; SJR 58; SCRs 39, 40, 48, 50, 51, 58; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1713, 1812; HCRs 1041, 1045, 1046, 1052, 1056**Interim Committee:**

Continues to serve as Vice Chairman, Executive Committee, State Legislative Council.

Conferee:

SB 491.....	614
SB 637.....	776; 848; 901
HB 1329.....	706
HB 1523.....	617
HB 1612.....	610
HB 1706.....	617
HB 1917.....	706; 1066

Declaration of vote:

HJR 1053 1051

Mileage allowance 7

Years of service: Senate, 1965-1980 House, 1959-1962

HOWELL, SENATOR JAMES F., District 42, Democrat**Author:** SBs 280, 373, 376, 435, 531, 549, 550, 551, 552, 610; SJR 25; HBs 1016, 1461, 1499, 1582, 1694, 1816, 1894; HCRs 1048, 1049**Coauthor:** SBs 227, 476, 489, 490, 517, 518, 525, 563, 591; SCRs 39, 43, 46, 48, 50, 51, 54, 56; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1024, 1533, 1538, 1608, 1853, 1920; HCRs 1041, 1045, 1046, 1056**Interim Committees:**

Continues to serve on the Executive Committee, State Legislative Council.

Special Committees:

To notify the Governor the Senate is organized 6

Standing Committees:

Banks and Banking.....	91
Education, Common.....	91
Municipal Government, Chairman.....	92
Revenue and Taxation.....	92

Conferee:

SB 280.....	610	SJR 29.....	781
SB 470.....	989	HB 1442.....	775
SB 471.....	781	HB 1694.....	709
SB 473.....	863	HB 1816.....	753
SB 559.....	689	HB 1829.....	753

Declaration of vote:

SB 356..... 187

SB 357.....	187
SB 381.....	187
SB 471.....	187
Mileage allowance.....	7
Years of service: Senate, 1971-1980	

J

JOHNSON, SENATOR JOE, District 4, Democrat

Author: SB 249; SCR 48; HBs 1593, 1599, 1757, 1758, 1907; HJR 1049, 1064

Coauthor: SBs 311, 476, 481, 490, 527, 572; SCR 39, 43, 50, 51, 54, 56, 58; SRs 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1460, 1704, 1706, 1851; HJR 1053; HCRs 1041, 1045, 1046, 1050, 1056

Special Committees:

To notify the House the Senate is organized..... 279

Standing Committees:

Appropriations and Budget..... 91
Public and Mental Health 92
Public Safety and Penal Affairs 92
Wildlife, Chairman 93

Conferee:

GCCA, Alternate 606
GCCA Subcommittee on Public Safety and Highways, Alternate..... 787

Mileage allowance..... 7

Years of service: Senate, August 1976-1980 House, 1973-August 1976

JOHNSTON, SENATOR JEFF, District 50, Democrat

Author: SBs 45, 501, 618; SJR 50; SR 118; HBs 1394, 1743, 1787, 1813, 1908, 1935; HJR 1053

Coauthor: SBs 378, 381, 431, 476, 489, 592; SCR 39, 43, 48, 50, 51, 56, 57; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 120; HJR 1050; HCRs 1041, 1045, 1046, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council, as an alternate.

Special Committees:

To escort Governor Nigh to Joint Session..... 282

Standing Committees:

Criminal Jurisprudence..... 91
Education, Higher 91
Judiciary, Vice Chairman 92
Public Safety and Penal Affairs 92

Conferee:

SB 45 837
HB 1787 753; 918

Mileage allowance..... 7

Years of service: Senate, 1979-1980 House, 1975-1978

K

KEATING, SENATOR FRANK, District 38, Republican

Continues to serve as Minority Whip

Author: SBs 192, 461, 499, 500, 523, 573, 574, 575, 579, 592, 601, 602, 603; **SJR**s 52, 53; **SR** 92; **HB**s 1218, 1779, 1804, 1854, 1855, 1914; **HCR** 1058**Coauthor:** SBs 378, 490, 524, 593; **SJR** 44; **SCR**s 39, 42, 43, 48, 49, 50, 51, 56, 58; **SR**s 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; **HB**s 1559, 1853, 1942; **HCR**s 1041, 1045, 1046, 1056**Standing Committees:**

Criminal Jurisprudence, Vice Chairman	91
Judiciary	92
Municipal Government	92
Public and Mental Health	92

Conferee:

SB 192	739; 852; 971
HB 1082	59; 858
HB 1746	661

Mileage allowance

Years of service: Senate, 1975-1980 House, 1973-1974

KELLER, SENATOR E.W., District 52, Republican

Author: SBs 436, 437, 451, 452; **HB** 1594

Coauthor: SBs 374, 524, 579; **SCR**s 39, 43, 48, 50, 51, 56, 58; **SR**s 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; **HB**s 1017, 1608, 1727, 1853; **HCR**s 1041, 1045, 1046, 1056

Standing Committees:

Banks and Banking	91
Insurance	92
Judiciary	92
Municipal Government, Vice Chairman	92

Mileage allowance

Years of service: Senate, 1973-1980

KILPATRICK, SENATOR DON, District 43, Democrat

Author: HBs 1047, 1077, 1103, 1406, 1581, 1723, 1801, 1851, 1870, 1897, 1922, 1923, 1931

Coauthor: SBs 179, 192, 377, 381, 489, 490, 505; **SCR**s 39, 43, 48, 50, 51, 56, 58; **SR**s 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; **HB**s 1218, 1706; **HCR**s 1041, 1045, 1046, 1056

Standing Committees:

Appropriations and Budget	91
Business, Industry and Labor Relations, Chairman	91
Education, Common	91
Revenue and Taxation	92

Conferee:

GCCA	606
GCCA Subcommittee on General Government and Judiciary	775
SB 192	739; 852; 971
HB 1077	627
HB 1723	771
Mileage allowance	7
Years of service: Senate, 1977-1980	House, 1971-1976

L

LAMB, SENATOR NORMAN A., District 19, Republican

Continues to serve as Minority Floor Leader

Author: SBs 468, 478, 479, 480, 481, 613; **SR** 73; **HBs** 1082, 1352, 1403, 1404, 1413, 1438, 1492, 1560, 1597, 1601, 1608, 1688; **HJR** 1060

Coauthor: SBs 374, 381, 389, 428, 490, 524, 579, 593; **SJR** 47; **SCRs** 39, 43, 48, 50, 51, 54, 56, 58; **SRs** 63, 65, 67, 68, 69, 70, 72, 74, 78, 79, 81, 82, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; **HBs** 1742, 1744, 1853; **HCRs** 1041, 1045, 1046, 1056

Special Committees:

To escort Governor Nigh to Joint Session	9
Senate Committee on Reapportionment	807

Standing Committees:

Banks and Banking	91
Education, Common	91
Judiciary	92
Revenue and Taxation	92
Rules	90

Conferee:

GCCA, Alternate	606
GCCA Subcommittee on Regulatory and Natural Resources, Alternate	775
SB 478	826
HB 1082	59; 858
HB 1352	70
HB 1436	174; 260
HB 1438	74
Mileage allowance	7
Years of service: Senate, 1971-1980	

LANDIS, SENATOR KENNETH K., District 24, Democrat

Author: SBs 350, 351, 353, 367, 444, 445, 548, 607; **SCR** 38; **SR** 98; **HBs** 1602, 1693

Coauthor: SBs 428, 439, 468, 481, 489, 491; **SCRs** 39, 43, 48, 50, 51, 56, 57, 58, 59; **SRs** 63, 64, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; **HBs** 1608, 1723, 1756, 1757, 1796, 1799, 1812, 1853, 1868, 1921; **HCRs** 1041, 1045, 1046, 1052, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council, as an alternate.

Special Committees:

Special Senate Committee on the Trucking Industry	246
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Standing Committees:

Agriculture	90
Oil, Gas and Energy	92
Public Safety and Penal Affairs, Vice Chairman	92
Roads and Highways	93

Conferee:

SB 445	689
SB 548	809
HB 1723	771

Declaration of not voting:

SB 266	1073
HB 1372	193

Mileage allowance	7
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Years of service: Senate, 1979-1980

LANE, SENATOR JIM E., District 5, Democrat

Continues to serve as Majority Floor Leader

Author: SBs 147, 509, 588, 589, 590, 628, 629, 631, 640; SCR 62; SRs 83, 102, 113; HBs 1755, 1768, 1819, 1834, 1913

Coauthor: SBs 350, 363, 476, 543; SCRs 39, 43, 48, 50, 51, 54, 56; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 103, 106, 107, 108, 109, 112, 114, 116, 117, 118, 120; HBs 1270, 1812, 1815, 1818, 1900; HJR 1052; HCRs 1041, 1045, 1046, 1052, 1056

Special Committees:

Special Senate Committee on the Trucking Industry	317
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Standing Committees:

Business, Industry and Labor Relations	91
Education, Higher	91
Elections and Privileges	91
Rules	90
Social Welfare	93

Conferee:

GCCA, Alternate	606
GCCA Subcommittee on Regulatory and Natural Resources, Chairman	775

Conferee:

SB 40	376	SB 631	812; 960
SB 139	826	SB 640	971
SB 178	794	HB 1576	566
SB 319	1070	HB 1617	712
SB 439	689	HB 1682	753
SB 509	812	HB 1768	547
SB 547	660; 907	HB 1794	753
SB 577	739	HB 1814	771
SB 590	812	HB 1819	812
SB 620	750	HB 1836	771; 949
SB 629	689	HB 1915	706

Mileage allowance	7
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Years of service: Senate, 1969-1980 House, 1967-1968

LEONARD, SENATOR TIM, District 49, Republican

Author: HB 1764

Coauthor: SBs 377, 428, 439, 489, 491, 593; SCR 39, 43, 48, 50, 51, 54, 56; SRs 63, 65, 67, 68, 69, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HB 1727; HCRs 1041, 1045, 1046, 1056

Standing Committees:

Agriculture	90
Education, Higher	91
Oil, Gas and Energy	92
Roads and Highways	93

Conferee:

HB 1764	771
Mileage allowance	7
Special election results	2
Oath of Office	2
Years of service: Senate, November, 1979-1980	

LUTON, SENATOR JOHN D., District 9, Democrat

Continues to serve as Assistant Majority Floor Leader

Author: SBs 443, 457, 495, 496, 569, 570, 576, 577, 606, 639; SRs 86, 111; HBs 1080, 1575, 1604, 1737, 1783, 1784, 1794, 1924; HCR 1060

Coauthor: SBs 363, 374, 402, 489, 490, 524, 555, 610, 638; SJR 43; SCR 39, 43, 48, 50, 51, 56, 57, 58; SRs 63, 64, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1466, 1533, 1608, 1706, 1744, 1812, 1853; HJR 1028; HCRs 1041, 1045, 1046, 1052, 1056, 1057

Standing Committees:

County, State and Federal Government	91
Education, Common	91
Insurance	92
Judiciary	92
Rules	90

Conferee:

GCCA, Alternate	606
GCCA Subcommittee on General Government and Judiciary, Vice Chairman	775
SB 188	1030
SB 528	689
SB 559	689
SB 560	781
SB 577	739
SB 586	788
SB 617	781
SB 633	781
SB 637	776; 848; 901
SB 638	809
HB 1080	679
Mileage allowance	7
Years of service: Senate, 1965-1980	

HB 1352	70
HB 1460	74
HB 1533	809
HB 1694	709
HB 1768	547
HB 1783	753; 1029
HB 1784	753
HB 1794	753; 864; 886; 1019
HB 1896	784
HB 1924	775
HB 1926	706

Mc**McCUNE, SENATOR JOHN R.**, District 47, Republican**Author:** SBs 284, 446, 477, 508; SJR 6; HBs 1765, 1780**Coauthor:** SBs 377, 381, 435, 524; SJR 25; SCRs 39, 43, 48, 50, 51, 56, 58, 59; SRs 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1608, 1723, 1853; HCRs 1041, 1045, 1046, 1056**Standing Committees:**

Appropriations and Budget.....	91
Constitutional Revision and Regulatory Services.....	91
Engrossed and Enrolled Bills, Chairman	92
Public Safety and Penal Affairs	92
Retirement and Administration	92

Conferee:

SB 477.....	789
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Mileage allowance.....	7
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Years of service: Senate, 1969-1980

McDANIEL, SENATOR JAMES W., District 13, Democrat**Author:** SBs 503, 535; HBs 1466, 1562, 1885**Coauthor:** SBs 439, 524; SCRs 39, 43, 48, 50, 51, 56, 58, 59; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1603, 1608; HCRs 1039, 1041, 1045, 1046, 1056, 1059**Standing Committees:**

Agriculture	90
Environmental and Natural Resources, Vice Chairman	92
Oil, Gas and Energy	92
Revenue and Taxation, Vice Chairman	92

Mileage allowance	7
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Years of service: Senate, 1977-1980

M**MARTIN, SENATOR ERNEST D.**, District 14, Democrat**Author:** SBs 290, 311, 365, 370, 438, 448, 515, 596; HBs 1603, 1872, 1910; HJR 1050**Coauthor:** SBs 439, 476, 490, 536; SCRs 39, 43, 48, 50, 51, 56; SRs 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1812, 1840; HCRs 1041, 1045, 1046, 1052, 1056**Special Committees:**

Joint Legislative Ethics Committee	76
To escort Governor Nigh to Joint Session.....	282

Standing Committees:

Agriculture	90
Education, Common.....	91
Environmental and Natural Resources	92

Public and Mental Health, Chairman.....	92
Rules	90
Conferee:	
GCCA	606
GCCA Subcommittee on Social Services, Public and Mental Health	775
HB 1331.....	74
HB 1741.....	775; 861
HB 1881.....	753
Mileage allowance.....	7
Years of service: Senate, 1965-1980	

MILLER, SENATOR ROBERT L., District 8, Democrat

Author: SBs 453, 516; SCR 58; HB 1522

Coauthor: SBs 428, 439, 456, 471, 537; SCRs 39, 43, 48, 50, 51, 54, 56; SRs 63, 64, 65, 67, 68, 69, 70, 72, 73, 74, 76, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HB 1853; HJR 1046; HCRs 1041, 1045, 1046, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council.

Special Committees:

To escort Governor Nigh to Joint Session..... 9

Standing Committees:

Agriculture	90
Business, Industry and Labor Relations, Vice Chairman	91
Education, Higher	91
Roads and Highways.....	95

Conferee:

SB 528.....	689
HB 1926.....	706
Mileage allowance.....	7
Years of service: Senate, 1979-1980	

MURPHY, SENATOR ROBERT M., District 21, Democrat

Author: SBs 360, 377, 432, 433, 434, 455, 555, 557, 558, 559, 595, 632; SJRs 41, 42; SCR 55; SR 107; HBs 1591, 1710, 1742, 1744, 1905, 1932, 1933, 1934; HJR 1068

Coauthor: SBs 249, 363, 370, 381, 399, 402, 403, 428, 456, 490, 492, 500, 593, 620; SCRs 39, 43, 48, 50, 51, 54, 56, 57; SRs 63, 64, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1331, 1442, 1706, 1723, 1819, 1853; HCRs 1041, 1042, 1045, 1046, 1052, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council.

Standing Committees:

Appropriations and Budget.....	91
Criminal Jurisprudence, Chairman	91
Education, Common.....	91
Education, Higher	91
Rules	90

Conferee:

SB 559.....	689
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HB 1100.....	74
HB 1694.....	709
HB 1744.....	753; 975; 988
HB 1816.....	753
HB 1841.....	547
HB 1924.....	775
Declaration of vote:	
SB 311.....	231
SB 345.....	231
SB 431.....	231
SB 478.....	231
Mileage allowance.....	7
Years of service: Senate, 1963-1980	

N

NICKLES, SENATOR DON, District 20, Republican

Author: SBs 522, 593; SCR 50; HBs 1334, 1799

Coauthor: SBs 249, 363, 381, 428, 489; SJR 50; SCRs 39, 40, 43, 48, 51, 56, 58; SRs 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 82, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1608, 1868; HJR 1068; HCRs 1041, 1045, 1046, 1056

Standing Committees:

Business, Industry and Labor Relations	91
Elections and Privileges	91
Environmental and Natural Resources	92
Retirement and Administration, Vice Chairman.....	92
Mileage allowance.....	7
Years of service: Senate, 1979-1980	

P

PIERCE, SENATOR JERRY T., District 29, Republican

Author: SBs 519, 612; SJRs 48, 56; HBs 1017, 1705

Coauthor: SBs 363, 374, 377, 381, 428, 489, 490, 524, 593; SJR 58; SCRs 39, 43, 48, 50, 51, 56, 58, 59; SRs 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 82, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1608, 1723, 1727, 1744; HJR 1045; HCRs 1041, 1045, 1046, 1056

Special Committees:

To notify the House the Senate is organized.....	279
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Standing Committees:

Appropriations and Budget.....	91
Constitutional Revision and Regulatory Services.....	91
Elections and Privileges, Vice Chairman	91
Oil, Gas and Energy	92

Conferee:

HB 1017.....	536; 886
Mileage allowance.....	7
Years of service: Senate, 1973-1980 House, 1971-1972	

PORTER, SENATOR E. MELVIN, District 48, Democrat

Author: SB 187; SJR 46; SCR 44; SR 97; HBs 1075, 1576; HJR 1052; HCRs 1039, 1043

Coauthor: SB 490; SCRs 39, 43, 48, 50, 51, 56, 58, 59; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1097, 1853; HCRs 1041, 1045, 1046, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council, as an alternate.

Standing Committees:

Banks and Banking	91
Insurance	92
Public Safety and Penal Affairs	92
Social Welfare, Chairman	93

Conferee:

HB 1576	566
HB 1606	753
HB 1741	775; 861

Mileage allowance 7

Years of service: Senate, 1965-1980

R

RANDLE, SENATOR RODGER A., District 33, Democrat

Author: SBs 469, 470, 471, 472, 473, 474, 487, 488, 564, 566, 567, 582, 597, 598, 599, 624;

SJR 29, 55, 57; SR 105; HBs 1442, 1538, 1700, 1701, 1702, 1703, 1712, 1788, 1862, 1865, 1875, 1876, 1877; HJRs 1051, 1059

Coauthor: SBs 399, 401, 402, 404, 428, 490, 590, 629; SCRs 39, 43, 48, 50, 51, 56; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1706, 1837, 1853; HCRs 1041, 1045, 1046, 1056

Special Committees:

To notify the House the Senate is organized 6

Standing Committees:

Appropriations and Budget	91
Banks and Banking	91
Education, Common, Chairman	91
Education, Higher	91

Conferee:

GCCA	606
GCCA Subcommittee on Education, Chairman	774
SB 470 989	HB 1442 775
SB 471 781	HB 1532 752
SB 473 863	HB 1533 752
SB 582 819	HB 1534 753
SB 590 812	HB 1535 753
SB 631 812; 960	HB 1701 775
SJR 29 781	HB 1706 617
HB 1017 536; 886	HB 1865 753

Mileage allowance 7

Years of service: Senate, 1973-1980 House, 1971-1972

ROZELL, SENATOR HERBERT, District 3, Democrat

Author: SBs 314, 366, 517, 528, 537, 553; SR 76; HBs 1041, 1460, 1523, 1527, 1577, 1713, 1882; HJR 1048; HCR 1059

Coauthor: SBs 476, 490; SJR 49; SCRs 39, 43, 45, 48, 50, 51, 54, 56, 58; SRs 63, 64, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 89, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HB 1331; HJR 1052; HCRs 1041, 1045, 1046, 1052, 1056

Special Committees:

To notify the House the Senate is organized..... 6

Standing Committees:

Aging 90
 Appropriations and Budget..... 91
 County, State and Federal Government..... 91
 Education, Common, Vice Chairman 91
 Education, Higher, Chairman..... 91
 Rules 90

Conferee:

GCCA	606
GCCA Subcommittee on Education	774
SB 45..... 837	SB 586 788
SB 139..... 826	HB 1041 617
SB 280..... 610	HB 1460 74
SB 331..... 689	HB 1523 617
SB 477..... 789	HB 1701 775
SB 509..... 812	HB 1706 617
SB 528..... 689	HB 1748 627

Mileage allowance..... 7

Years of service: Senate, 1977-1980

S**SCHUELEIN, SENATOR WILLIAM M.**, District 1, Democrat

Author: SBs 450, 615; HBs 1690, 1730, 1748, 1887, 1921

Coauthor: SBs 311, 541, 586; SCRs 43, 45, 48, 50, 51, 54, 56, 57, 58, 59; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1559, 1786; HJR 1052; HCRs 1039, 1041, 1045, 1046, 1056

Special Committees:

To notify the House the Senate is organized..... 279

Standing Committees:

Aging 90
 Business, Industry and Labor Relations 91
 Education, Higher 91
 Municipal Government..... 92
 Public Safety and Penal Affairs, Chairman 92

Conferee:

GCCA	605
GCCA Subcommittee on Public Safety and Highways.....	775
SB 192	739; 852; 971

SB 450.....	984
SB 548.....	809
HB 1730.....	706
HB 1748.....	627
Mileage allowance.....	7
Years of service: Senate, 1973-1980	

SMITH, SENATOR FINIS W., District 37, Democrat

Author: SBs 60, 227, 265, 375, 381, 447, 458, 459, 460, 497, 498, 524, 539, 541, 580, 581, 594, 608, 609, 636, 638; SJRs 14, 15, 43, 44; SR 66; HBs 1481, 1530, 1858, 1860, 1861, 1904, 1915, 1925, 1942; HJR 1028

Coauthor: SBs 518, 525, 613, 625, 639; SCR 39, 43, 48, 50, 51, 56, 58; SRs 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HB 1694; HCRs 1039, 1041, 1045, 1046, 1056

Special Committees:

To notify the Governor the Senate is organized..... 6

Standing Committees:

Banks and Banking.....	91
Insurance.....	92
Municipal Government.....	92
Revenue and Taxation, Chairman.....	92

Conferee:

GCCA.....	605
GCCA Subcommittee on Social Services, Public and Mental Health.....	787
SB 178.....	794
SB 319.....	1070
SB 431.....	819
SB 439.....	689
SB 478.....	826
SB 638.....	787
SB 640.....	971
SJR 44.....	802
HB 1017.....	536; 886
HB 1744.....	753; 975; 988
HB 1764.....	771
HB 1784.....	753
HB 1794.....	812; 864; 886; 1019
HB 1860.....	794; 1025
HB 1873.....	753
HB 1904.....	753; 989; 1029
HB 1906.....	753
HB 1915.....	706

Declaration of not voting:

SB 545.....	419
HB 1783.....	1071

Mileage allowance.....	7
Years of service: Senate, 1965-1980	

STIPE, SENATOR GENE, District 7, Democrat

Author: SBs 178, 319; SJR 45; SCR 41, 46, 47, 52; SRs 64, 80, 119; HBs 1407, 1572, 1678, 1719, 1771, 1774, 1806, 1822, 1827; HJR 1044, 1046, 1063

Coauthor: SBs 313, 363, 391, 489, 490, 525, 589; SJR 46; SCR 39, 43, 48, 51, 54, 56,; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1270, 1372, 1413, 1706, 1740, 1796, 1852, 1853, 1922, 1923, 1926; HJR 1064; HCRs 1039, 1041, 1045, 1046, 1050, 1052, 1056

Special Committees:

To escort Governor Nigh to Joint Session.....	9
Special Senate Committee on the Trucking Industry	246

Standing Committees:

Appropriations and Budget.....	91
Business, Industry and Labor Relations	91
Criminal Jurisprudence.....	91
Roads and Highways, Chairman	93
Rules	90

Conferee:

GCCA	605
GCCA Subcommittee on Public Safety and Highways, Vice Chairman	775
SB 178	794
SB 188	1030
SB 319	1070
SB 637	776; 848; 901
SB 638	787
HB 1041	617
HB 1460	74
HB 1607	486; 572
HB 1730	706
HB 1764	771
HB 1772	771
HB 1819	812
HB 1839	660
HB 1860	794; 1025
HB 1865	753
HB 1889	775; 882

Declaration of vote:

SB 394	76
SB 407	76
SB 410	76
SB 414	76

Mileage allowance	7
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Years of service: Senate, 1957-1980 House, 1949-1954

T**TALIAFERRO, SENATOR PAUL, District 31, Democrat**

Author: SBs 256, 331, 439, 440, 441, 442, 475, 521, 530; **SJR** 51; **HBs** 1094, 1451, 1579, 1707, 1735, 1736, 1763, 1796

Coauthor: SBs 293, 428, 476, 490, 524, 531, 589; **SCRs** 39, 43, 48, 50, 51, 54, 56, 58, 59; **SRs** 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; **HBs** 1565, 1608, 1685, 1853; **HJR** 1045; **HCRs** 1041, 1045, 1046, 1052, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council.

Special Committees:

To escort Governor Nigh to Joint Session.....	9
Special Senate Committee on the Trucking Industry	317

Standing Committees:

Agriculture	90
Constitutional Revision and Regulatory Services, Vice Chairman	91
Engrossed and Enrolled Bills, Vice Chairman.....	92
Social Welfare	93
Wildlife	93

Conferee:

SB 331.....	689
SB 439.....	689
SB 548.....	809
HB 1720.....	706; 794; 944

Mileage allowance..... 7

Years of service: Senate, 1977-1980

TERRILL, SENATOR AL, District 32, Democrat

Author: SBs 336, 510, 511, 512, 513, 560, 561, 562, 563, 583, 616, 617, 633; SJR 31, 60; SCR 61; SR 93; HBs 1046, 1100, 1240, 1270, 1314, 1424, 1508, 1565, 1607, 1740, 1751, 1835, 1859, 1863, 1896

Coauthor: SBs 280, 363, 381, 476, 490, 543, 555; SJRs 25, 46, 51; SCRs 39, 43, 48, 50, 51, 56, 58; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1538, 1706, 1784, 1840, 1911; HJRs 1028, 1052; HCRs 1041, 1045, 1046, 1056

Standing Committees:

Appropriations and Budget.....	91
Banks and Banking.....	91
Constitutional Revision and Regulatory Services.....	91
Education, Common.....	91
Rules, Chairman.....	90

Conferee:

GCCA.....	605
GCCA Subcommittee on Education.....	774
Joint Conference Committee on Retirement Laws.....	886
SB 40.....	376
SB 280.....	610
SB 450.....	984
SB 556.....	739
SB 560.....	781
SB 562.....	781
SB 617.....	781
SB 633.....	781
SB 637.....	776; 848; 901
SJR 44.....	802
HB 1100.....	74
HB 1546.....	775
HB 1607.....	486; 572
HB 1784.....	753
HB 1787.....	753; 918
HB 1881.....	753
HB 1896.....	784
HB 1906.....	753

Declaration of vote:

SB 265.....	1049
SB 394.....	76
SB 407.....	76
SB 410.....	76
SB 414.....	76

Mileage allowance..... 7

Years of service: Senate, 1965-1980

TINSLEY, SENATOR GIDEON, District 22, Democrat

Author: SBs 476, 532, 572; SJR 58; SR 120; HBs 1316, 1511, 1772, 1880, 1889; HCRs 1040, 1045, 1046

Coauthor: SBs 179, 428, 439, 490, 491, 524; SCRs 39, 40, 43, 46, 48, 50, 51, 56, 57, 58; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100.

102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, ; **HBs** 1545, 1608, 1727, 1784, 1796, 1812, 1819, 1853; **HJR** 1046; **HCRs** 1041, 1052, 1056

Standing Committees:

County, State and Federal Government, Chairman	91
Elections and Privileges	91
Roads and Highways	93
Rules, Vice Chairman	90
Wildlife	93

Conferee:

GCCA	606
GCCA Subcommittee on Regulatory and Natural Resources	775
SB 491	614
SB 562	781
HB 1438	74
HB 1533	809
HB 1539	706
HB 1772	771
HB 1783	753; 1029
HB 1889	775; 882

Mileage allowance

Years of service: Senate, 1975-1980

V

VANN, SENATOR CHARLES W., District 15, Democrat

Author: **SBs** 313, 462, 536; **SCR** 45; **SR** 77; **HBs** 1812, 1906; **HCRs** 1041, 1052

Coauthor: **SBs** 428, 439, 476, 490, 589; **SCRs** 39, 43, 48, 50, 51, 56, 58; **SRs** 63, 64, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; **HBs** 1608, 1727, 1853; **HCRs** 1045, 1046, 1056

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council.

Special Committees:

Senate Committee on Reapportionment	807
Special Senate Committee on the Trucking Industry, Chairman	246

Standing Committees:

Aging	90
Agriculture	90
County, State and Federal Government	91
Environmental and Natural Resources, Chairman	92
Roads and Highways	93

Conferee:

GCCA	606
GCCA Subcommittee on General Government and Judiciary	775
SB 313	734; 776; 960
SB 478	826
HB 1080	679
HB 1839	660
HB 1904	753; 989; 1029
HB 1906	753

Declaration of vote:

SB 499	338
SJR 50	338

Mileage allowance	7
Years of service: Senate, 1977-1980	House, 1967-1970

W

WATSON, SENATOR PHIL, District 41, Republican

Continues to serve as Assistant Minority Floor Leader.

Author: SB 611; SR 82; HBs 1479, 1520, 1717, 1836, 1881, 1936

Coauthor: SBs 249, 381, 399, 429, 489, 490, 510, 512, 524, 560, 561, 562, 563, 579, 616, 617, 633; SJRs 46, 47; SCRs 39, 43, 48, 50, 51, 56, 59; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 94, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1047, 1331, 1582, 1608, 1727, 1853; HCRs 1041, 1045, 1046, 1056

Special Committees:

To notify the Governor the Senate is organized	6
Sponsor of Senate Page Program	173

Standing Committees:

Appropriations and Budget	91
Education, Common	91
Education, Higher	91
Public Safety and Penal Affairs	92

Conferee:

GCCA	606
GCCA Subcommittee on Social Services, Public and Mental Health, Alternate	775
SB 171	819
SB 560	781
SB 617	781
SB 633	781
SJR 44	802
HB 1442	775
HB 1546	775
HB 1787	753; 918
HB 1836	771; 949
HB 1881	753

Declaration of vote:

SB 383	101
SJR 47	101

Mileage allowance	7
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Years of service: Senate, 1973-1980

WOLFE, SENATOR STEPHEN C., District 39, Republican

Author: SBs 171, 216, 352, 354, 355, 356, 357, 358, 368, 369; SRs 69, 70; HBs 1532, 1533, 1534, 1539, 1546, 1559, 1725, 1782, 1805, 1828, 1829, 1830, 1831

Coauthor: SBs 377, 524, 593; SCRs 39, 43, 48, 50, 51, 56; SRs 63, 65, 67, 68, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HCRs 1041, 1045, 1046, 1056

Special Committees:

To notify the House the Senate is organized	6
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Standing Committees:

Banks and Banking	91
Criminal Jurisprudence	91
Judiciary	92
Public and Mental Health, Vice Chairman	92

Conferee:

SB 171	819	HB 1539	706
HB 1436	174; 260	HB 1546	775
HB 1532	752	HB 1559	771
HB 1533	752	HB 1783	753; 1029
HB 1534	753	HB 1829	753
HB 1535	753		

Mileage allowance..... 7

Years of service: Senate, 1973-1980 House, 1967-1972

Y**YORK, SENATOR MARVIN**, District 44, Democrat

Continues to serve as Majority Whip.

Author: SBs 179, 293, 359, 526, 527, 529, 544, 545, 546, 547, 568, 604; HBs 1473, 1513, 1585, 1606, 1716, 1729, 1741, 1756, 1786, 1790, 1840, 1871, 1900; HCR 1042

Coauthor: SBs 227, 290, 381, 435, 490, 539, 640; SCRs 39, 43, 48, 50, 51, 56; SRs 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 81, 84, 86, 87, 91, 95, 96, 97, 98, 100, 102, 103, 106, 107, 108, 109, 112, 113, 114, 116, 117, 118, 120; HBs 1270, 1394, 1532, 1706, 1740, 1853, 1881; HCRs 1041, 1045, 1046, 1050, 1056

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JOURNAL

of the

SENATE

FIRST EXTRAORDINARY SESSION

OF THE

THIRTY-SEVENTH LEGISLATURE

OF OKLAHOMA

1980



Convened July 7, 1980

Adjourned July 11, 1980

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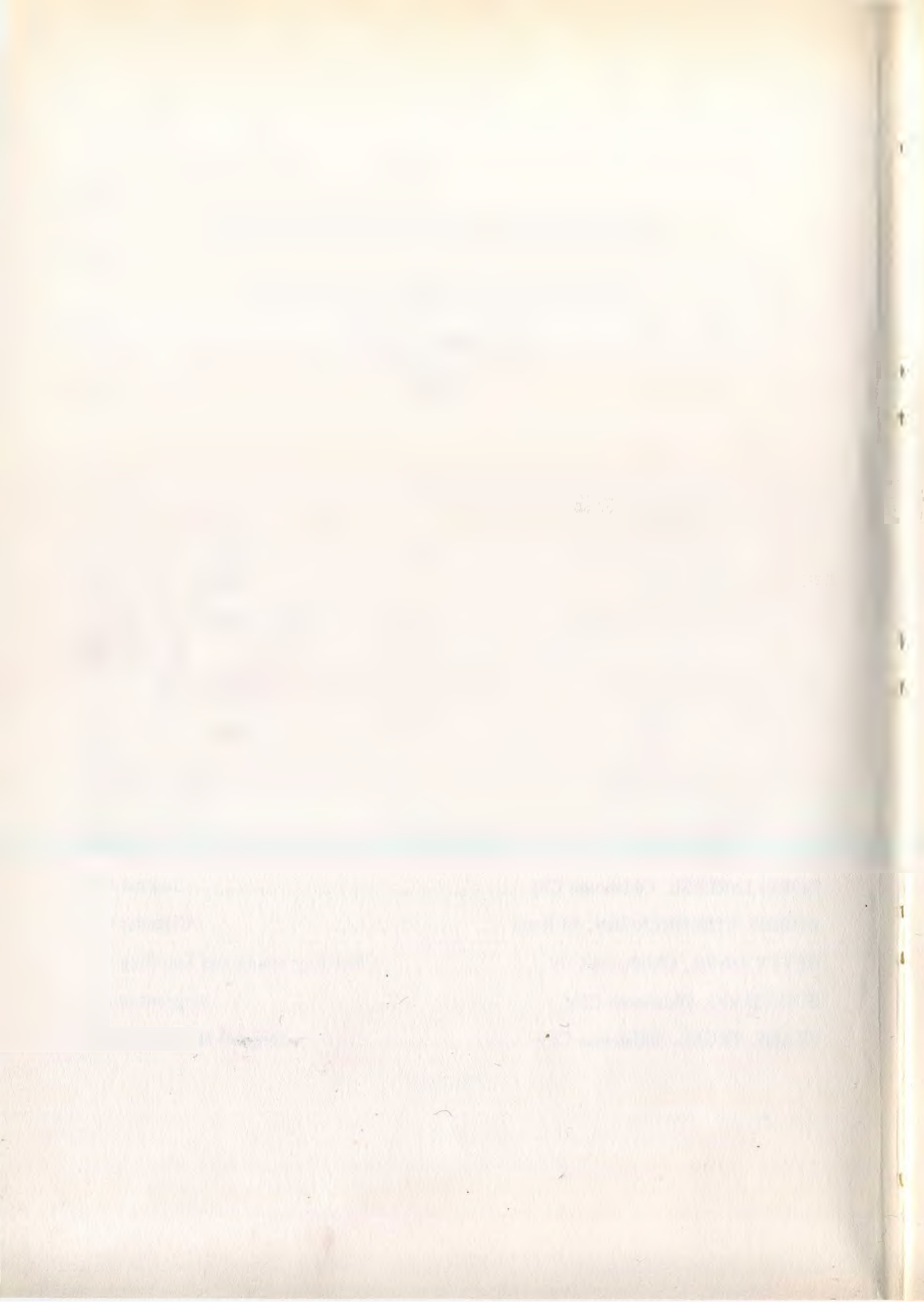
OFFICERS OF THE SENATE

FIRST EXTRAORDINARY SESSION

37TH LEGISLATURE

1980

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
DORIS LaREESE, Oklahoma City	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



Senate Journal

First Extraordinary Session Thirty-seventh Legislature of the State of Oklahoma First Legislative Day, Monday, July 7, 1980

Pursuant to the Executive Order issued by the Governor of the State of Oklahoma, the Honorable George Nigh, executed on July 3, 1980, and the hour of 1:00 p.m. having arrived, Senator Rozell declared the Senate of the First Extraordinary Session of the Thirty-seventh Legislature of the State of Oklahoma called to order, as designated by the President Pro Tempore.

Roll Call:

Present: Berrong, Birdsong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York, Young.—40.

Excused: Capps, Cate, Keating, Leonard, Luton, Nickles, Stipe, Wolfe.—8.

President Bernard presiding.

President Bernard declared a quorum present.

The prayer was offered by Gerry Kerrabara, Kenya, the guest of Senator Young.

The following Executive Order was read at length:

To The Honorable Members of the House of Representatives and the Senate of the State of Oklahoma:

Pursuant to the provisions of Article VI, Section 7 of the Constitution of the State of Oklahoma, I hereby convoke the First Extraordinary Session of the Thirty-seventh Legislature of the State of Oklahoma, to convene at the State Capitol at 1 O'clock P.M., on the 7th day of July, 1980. At such session I recommend for consideration the following subjects:

(1) Appropriation to the Department of Transportation, from the County Bridge Improvement Fund of the State Treasury, the sum of \$12,000,000 to be used to further implement the County Bridge Improvement Act, and repeal of Section 17 of Enrolled House Bill 1645, Second Session, 37th Legislature.

(2) Appropriation to the Department of Transportation, from the revenues available in the General Fund of the State Treasury for the fiscal year ending June 30, 1980, the sum of \$50,000,000: of this amount, I

recommend the sum of \$49,885,000 to the State Highway Maintenance and Construction Fund, and the sum of \$115,000 for use by the Aeronautics Commission for the repair, construction and/or extension of airstrips and for lighting and safety markers of airstrips.

By The Governor Of
The State Of Oklahoma

s / George Nigh
(Seal)

Attest:

Esta M. Phipps
Assistant Secretary of State

INTRODUCTION

Senator Miller introduced his wife, Jane.

SENATE OFFICERS — SENATE ORGANIZATION

The President announced that the organization and selection of Officers of the Second Regular Session of the 37th Legislature would continue as the organization and selection of Officers for the 37th Legislature in Extraordinary Session.

Senator Lane moved that the Rules of the Senate of the 37th Legislature in Regular Session be adopted as the Rules of the Senate in Extraordinary Session, which motion was declared adopted.

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

President Bernard appointed Senators Johnston, Tinsley and Vann to serve on the Special Committee.

President Bernard announced to the members that upon conclusion of the Joint Session, the Senate would reconvene in its Chambers to conduct the regular order of business for the day.

COMMITTEE REPORT — MILEAGE ALLOWANCE

Senator Crow submitted the following report on Committee on Mileage Allowance, which report was declared adopted and spread in the Journal for this legislative day:

Name	Address	Total Miles Round Trip	Amount Round Trip
Berrong, Ed	Weatherford	146	\$32.12
Birdsong, Jimmy	Oklahoma City	None	None
Boatner, Roy A.	Calera	332	73.04
Cain, Bernest	Oklahoma City	None	None
Capps, Gilmer N.	Snyder	278	61.16
Cate, Lee	Norman	52	11.44
Clifton, John L.	Shawnee	72	15.84
Combs, Mike	Bethany	16	3.52
Crow, Herschal H.	Altus	318	69.96
Crutcher, Bill	Claremore	256	56.32
Cullison, Robert V.	Skiatook	240	52.80
Cummins, Don	Tulsa	218	47.96
Dahl, John L.	Barnsdall	302	66.44
Giles, Ray A.	Pocasset	90	19.80
Green, Warren E.	Tulsa	240	52.80
Howard, Gene C.	Tulsa	240	52.80
Howell, James F.	Midwest City	None	None

Name	Address	Total Miles Round Trip	Amount Round Trip
Johnson, Joe	Heavener	420	92.40
Johnston, Jeff	Seminole	130	28.60
Keating, Frank	Tulsa	240	52.80
Keller, E. W.	Bethany	None	None
Kilpatrick, Don	Del City	22	4.84
Lamb, Norman A.	Enid	176	38.72
Landis, Kenneth K.	Duncan	200	44.00
Lane, Jim E.	Idabel	470	103.40
Leonard, Tim	Beaver	450	99.00
Luton, John D.	Muskogee	284	62.48
McCune, John R.	Oklahoma City	None	None
McDaniel, James W.	Fitzhugh	200	44.00
Martin, Ernest D.	Ardmore	210	46.20
Miller, Robert L.	Beggs	250	55.00
Murphy, Robert M.	Stillwater	134	29.48
Nickles, Don	Ponca City	220	48.40
Pierce, Jerry T.	Bartlesville	300	66.00
Porter, E. Melvin	Oklahoma City	None	None
Randle, Rodger A.	Tulsa	240	52.80
Rozell, Herbert	Tahlequah	400	88.00
Schuelein, William M.	Miami	400	88.00
Smith, Finis W.	Tulsa	240	52.80
Stipe, Gene	McAlester	260	57.20
Taliaferro, Paul	Lawton	196	43.12
Terrill, Al	Lawton	204	44.88
Tinsley, Gideon	El Reno	80	17.60
Vann, Charles W.	Pauls Valley	124	27.28
Watson, Phil	Edmond	24	5.28
Wolfe, Stephen C.	Tulsa	240	52.80
York, Marvin	Oklahoma City	10	2.20
Young, John W.	Sapulpa	204	44.88

President Bernard recognized Sergeant at Arms, Bob Craig, who announced the arrival of the Special Committee from the Honorable House.

Representative Sanders was recognized, along with committee members, Representatives McIntyre and Kelly, who announced to the Senate that the House was organized and ready to meet with the Senate in Joint Session at the hour of 1:15 p.m.

Senator Johnston was recognized and announced that the Special Committee from the

Senate to notify the Honorable House that the Senate was organized and ready to meet in Joint Session had performed its duty.

President Bernard ordered the Special Committee discharged.

Senator Lane moved that the Senate, preceded by its Officers, proceed to the Honorable House in a Body for the purpose of a Joint Session of the 1st Extraordinary Session of the 37th Legislature, which motion was declared adopted.

JOINT SESSION

The First Joint Session of the First Extraordinary Session of the 37th Legislature was called to order by President Bernard.

Senator Lane moved that the Senate attendance roll call be considered the roll call of the Senate in Joint Session, which motion was declared adopted.

Present: Berrong, Birdsong, Boatner, Cain, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelcin, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York, Young.—40.

Excused: Capps, Cate, Keating, Leonard, Luton, Nickles, Stipe, Wolfe.—8.

President Bernard declared a quorum of the Senate present.

Representative Dunn moved that the House attendance roll call be considered the roll call of the House in Joint Session, which motion was declared adopted.

Present: Abbott, Alexander, Anderson, Arnold, Atkins, Barker, Baughman, Bradley, Briscoe, Caldwell, Camp, Cleveland, Cole, Combs, Conaghan, Cotner, Cowan, Craighead, Cunningham, 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, Hooper, Hopkins, Johnson (A. V.), Johnson (Don), Joiner, Kamas, Kelly, Kennedy, 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 (Mick), Townsend, Trent, Twidwell, Vaughn, Weichel, Whorton, Wilson, Winn, Wiseman, Mr. Speaker.—92.

Excused: Bengtson, Brunton, Holden, Holt, Kane, Kerr, Thompson (Don), Willis.—8.

The Speaker declared a quorum of the House present.

President Bernard declared quorums of the Senate and House present and the Joint Session duly assembled.

Prayer was offered by Gerry Kerrabara, Kenya.

Senator Lane moved that the President of the Senate and the Speaker of the House of Representatives appoint a committee of five members, respectively, as a Joint Committee to notify the Governor the First Extraordinary Session of the 37th Legislature is in Joint Session and ready to receive him and hear his message, which motion was declared adopted.

President Bernard appointed for the Senate the following:

Senators Cullison, Crutcher, Dahl, Combs and Rozell.

Speaker Draper appointed for the House the following:

Representatives Baughman, Rogers, Sheppard, Harbin and Manar.

President Bernard recognized Chief Sergeant at Arms of the Senate, Bob Craig, who announced the arrival of the Honorable George Nigh, Governor of the State of Oklahoma.

Governor Nigh was escorted to the Speaker's desk by the Joint Committee and was presented to the Joint Session by President Bernard.

The Chief Executive delivered his prepared message to the members of the Legislature assembled in Joint Session.

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

The Senate reassembled in its Chamber with Senator Boatner presiding.

A quorum was questioned. The Presiding Officer ordered the roll called, following which a quorum was declared present.

Senator Crow announced that the Committee on Appropriations and Budget would meet Tuesday, July 8, 1980, at 10:00 a.m.

FIRST READING

The following Bill was introduced and read the first time:

SB 1 — By Crow and Boatner of the Senate and Deatherage and Barker of the House.

An Act relating to the State Department of Transportation; making appropriations thereto; stating the purposes; providing for transfer of funds and stating purpose; making certain allocations; making appropriations nonfiscal; providing severability; and declaring an emergency.

Senator Lane moved, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, July 8, 1980, at 9:30 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:10 p.m. to meet Tuesday, July 8, 1980, at 9:30 a.m.

Second Legislative Day

Tuesday, July 8, 1980

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: Birdsong, Boatner, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Green, Howard, Howell, Johnson, Kilpatrick, Landis, Lane, Leonard, McCune, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Tinsley, Vann, Watson, York, Young.—34.

Excused: Berrong, Capps, Giles, Johnston, Keating, Keller, Lamb, Luton, McDaniel Martin, Porter, Taliaferro, Terrill, Wolfe.—14.

Senator Boatner declared a quorum present.

The following prayer was offered by Chaplain Curt Junker, the guest of Senator Howard.

Lord of Power and Giver of Grace and Wisdom, we commend to You all who are engaged in the government of our nation and of this state; grant, as the return to work and decision-making, that it will be such as will

be sensitive to the needs of our citizenry both now and for generations to come.

Grant seasonable weather, we pray, alleviating the plight of those who till the soil and care for the stock and the many others hard-pressed by the ongoing hot spell.

Into Your merciful hands we commend our past, our present and our future, O Blessed Creator, Redeemer and Enabler, our only Lord and Savior. Amen.

The Journal for the last legislative day was declared approved.

SECOND READING

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

SB 1 — Appropriations and Budget.

COMMITTEE REPORT

The following was reported by the Committee indicated, the printing rule (Senate Rule 14) suspended, and ordered placed on the Calendar for consideration on General Order for the Third Legislative Day:

DO PASS,

SB 1 — Appropriations and Budget, as coauthored by Stipe and Johnson of the Senate.

Senator Lane moved, when the clerk's desk is clear, the Senate stand adjourned to

meet Wednesday, July 9, 1980, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 11:50 a.m., to meet Wednesday, July 9, 1980, at 10:00 a.m.

Third Legislative Day

Wednesday, July 9, 1980

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

Roll Call:

Present: Berrong, Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Nickles, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York, Young.—44.

Excused: Boatner, Capps, Porter, Wolfe.—4.

Senator Rozell declared a quorum present.

The following prayer was offered by Chaplain Junker and incorporated into the Journal upon request of Senator Howard.

O Merciful Creator, Your hand is open wide to satisfy the needs of every living creature. Make us always thankful for Your loving providence; and grant that we, remembering the account that we must one day

give, may be faithful stewards of Your good gifts, through Jesus Christ our Lord, who with You and the Holy Spirit lives and reigns, one God, for ever and ever. Amen.

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 resolved itself into Executive Session.

The Senate reassembled in open session with Senator Luton presiding.

Senator Lane moved the Senate stand recessed until the hour of 1:30 p.m., which motion prevailed.

The Senate reassembled with Senator Luton presiding.

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

Senator Crow presiding.

Senator Howard presiding.

RESOLUTION

Senator Howard introduced the following Resolution:

SR 1 — By Howard.

A Resolution urging the Oklahoma Department of Human Services to restrict funding of abortions to certain situations; and directing distribution.

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

SR 1 — By Howard.

A Resolution urging the Oklahoma Department of Human Services to restrict funding of abortions to certain situations; and directing distribution.

WHEREAS, The United States Supreme Court has ruled that Congressional restrictions on Medicaid funding of abortions, such as the Hyde Amendment, are constitutional; and

WHEREAS, the Hyde Amendment bars spending Medicaid funds for abortions except in cases where a woman's life is threatened by childbirth or in instances of promptly reported rape or incest; and

WHEREAS, the Supreme Court also stated that the Medicaid law does not require participating states to fund abortions if federal reimbursement is unavailable due to the Hyde Amendment; and

WHEREAS, the Hyde Amendment does not violate women's constitutionally guaranteed rights of equal protection of the law and due process.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE

FIRST EXTRAORDINARY SESSION OF THE 37th OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby urges the Oklahoma Department of Human Services, also known as the Department of Public Welfare, to follow the restrictions of the Hyde Amendment and limit funding for abortions to instances where a woman's life will be endangered by childbirth or cases of promptly reported rape or incest.

SECTION 2. Copies of this Resolution shall be dispatched to the Director of Human Services and members of the Commission for Human Services.

GENERAL ORDER

SB 1 by Crow, Boatner, Stipe and Johnson of the Senate and Deatherage and Barker of the House was read and considered.

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

Senators Stipe, York and Dahl moved to amend **SB 1**, Page 1, Line 29, by inserting a new Section 2 to read as follows:

"Section 2. All contracts let by the Commission for expenditure of funds appropriated herein shall contain a provision that at least 90% of all labor used in the performance thereof shall be residents of the State of Oklahoma." and renumbering subsequent sections, which amendment was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Cain, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McDaniel, Martin, Miller, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York, Young.—38.

Nay: Keating, Keller, Leonard, McCune, Pierce.—5.

Excused: Boatner, Capps, Nickles, Porter, Wolfe.—5.

Senators Smith and Murphy moved to amend **SB 1** as follows:

Page 1, Lines 31 and 33 and Page 2, Line 1, by changing the word “shall” to “may”, and by striking the words “not less than” on Page 1, Lines 30, 33, 35 and 36.

Senator Stipe moved to table the Smith-Murphy amendment, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Cate, Crow, Crutcher, Cullison, Dahl, Giles, Lamb, Lane, Leonard, Luton, McDaniel, Martin, Miller, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann.—21.

Nay: Birdsong, Cain, Clifton, Combs, Cummins, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, McCune, Murphy, Pierce, Randle, Smith, Watson, York, Young.—22.

Excused: Boatner, Capps, Nickles, Porter, Wolfe.—5.

Senator Smith pressed the motion to adopt the Smith-Murphy amendment, which motion was declared adopted, the roll call thereon being as follows:

Aye: Cain, Clifton, Combs, Cummins, Green, Howard, Howell, Johnson, Johnston, Keating, Keller, Kilpatrick, Landis, McCune, McDaniel, Murphy, Pierce, Randle, Smith, Watson, York, Young.—22.

Nay: Berrong, Birdsong, Cate, Crow, Crutcher, Cullison, Dahl, Giles, Lamb, Lane, Leonard, Luton, Martin, Miller,

Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann.—21.

Excused: Boatner, Capps, Nickles, Porter, Wolfe.—5.

Senator Landis moved to amend **SB 1**, Page 2, by striking all of Lines 5 through 13.

Senator Stipe moved to table the Landis motion to amend, which motion to table was declared adopted, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Cate, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Lamb, Lane, Leonard, Luton, McDaniel, Martin, Miller, Murphy, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York.—35.

Nay: Cain, Keating, Kilpatrick, Landis, McCune, Pierce, Randle, Young.—8.

Excused: Boatner, Capps, Nickles, Porter, Wolfe.—5.

Upon motion of Senator Crow, **SB 1**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 1**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

Senator Luton presiding.

Senator Cate presiding.

The Chair announced that Senate Rule 19(c) would be in effect for the remainder of the Extraordinary Session as to motions to reconsider lodged on bills and joint resolutions.

THIRD READING

SB 1 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, Giles, Green, Howard, Howell, Johnson, Johnston, Keating, Kilpatrick, Lamb, Landis, Lane, Leonard, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, York, Young.—38.

Nay: Berrong, Keller, Smith, Terrill, Watson.—5.

Excused: Boatner, Capps, Nickles, Porter, Wolfe.—5.

The bill passed.

Senator Berrong 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.

SB 1 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 1 was correctly enrolled, properly signed and ordered filed with the Secretary of State.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1001**.

HB 1001 — By Deatherage, Barker, Davis (Frank), Duckett, Vaughn, Whorton, Wilson, Murphy and Elder of the House and Crow and Boatner of the Senate.

An Act relating to the State Department of Transportation; amending Section 17 of Enrolled House Bill 1645 of the Second Session of the 37th Legislature; making an appropriation thereto; stating the purpose; making appropriation nonfiscal; prohibiting certain contributions to certain railroads or entities; providing severability; and declaring an emergency.

The above-numbered Bill was read for the first time.

Senator McCune presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

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

Senator Lane moved, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, July 10, 1980, at 9:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 5:00 p.m. to meet Thursday, July 10, 1980, at 9:00 a.m.

Fourth Legislative Day

Thursday, July 10, 1980

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, Clifton, Combs, Crow, Crutcher, Cullison, Cummins, Dahl, Giles, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Landis, Lane, Leonard, McCune, Martin, Miller, Murphy, Pierce, Porter, Rozell, Schuelein, Smith, Tinsley, Watson, York.—33.

Excused: Birdsong, Capps, Cate, Johnston, Keating, Luton, McDaniel, Nickles, Randle, Stipe, Taliaferro, Terrill, Vann, Wolfe, Young.—15.

Senator Boatner declared a quorum present.

The following prayer was offered by Chaplain Junker and incorporated into the Journal upon request of Senator Howard.

Almighty God, in giving us dominion over things on earth, You made us fellow workers in Your creation.

Give us wisdom and reverence so to use the resources of nature, that no one may suffer from our abuse of them, and that gen-

erations yet to come may continue to praise You for Your bounty, through Jesus Christ our risen Lord. Amen.

The Journal for the last legislative day was declared approved.

SECOND READING

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

HB 1001 — Appropriations and Budget.

COMMITTEE REPORT

The following was reported by the Committee indicated, ordered printed and placed on the Calendar for consideration on General Order for the Fifth Legislative Day:

DO PASS, as amended:

HB 1001 — Appropriations and Budget, as coauthored by Cunningham of the House.

Senator Lane moved, when the clerk's desk is clear, the Senate stand adjourned to meet Friday, July 11, 1980, at 9:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate
adjourned at 12:30 p.m. to meet Friday, July
11, 1980, at 9:00 a.m.

Fifth Legislative Day

Friday, July 11, 1980

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, Cullison, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York.—41.

Excused: Crutcher, Cummins, Keating, Leonard, Nickles, Wolfe, Young.—7.

Senator Boatner declared a quorum present.

The following prayer was offered by Chaplain Junker and incorporated into the Journal upon request of Senator Howard.

God is the glory and joy of all His fruitful servants and saints whose morning we celebrate this Independence Day octave.

May God's blessing be with you always. May the prayers of His saints deliver you

from present evil. May their examples of holy living turn your thoughts to the service of God and neighbor.

May you come to share all the joys of the Father's House.

May the blessing of Almighty God the Father and the Son and The Holy Spirt be with you now and forever. Amen.

The Journal for the last legislative day was declared approved.

RESOLUTION

Senator Combs introduced **SR 2**, which was read at length as follows:

SR 2 — By Combs.

A Resolution congratulating and praising C. Louis Gibbs for having served 30 years in the ministry; and directing distribution.

WHEREAS, C. Louis Gibbs has served 30 years in the ministry wherein he has enriched and blessed the lives of thousands; and

WHEREAS, he continues to serve in the ministry as pastor of the Galilean Nazarene Church in Bethany, Oklahoma; and

WHEREAS, during the years he has served as pastor of the Galilean Nazarene Church he has provided those of his congregation with the spiritual guidance necessary to help each and every one of them as they face life and all of the joys and sorrows that go with it; and

WHEREAS, those in the congregation are deeply grateful and appreciative of C. Louis Gibbs.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FIRST EXTRAORDINARY SESSION OF THE 37th OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Senate hereby congratulates and praises C. Louis Gibbs for his many years of service.

SECTION 2. Copies of this Resolution shall be dispatched to Reverend C. Louis Gibbs, Galilean Nazarene Church of Bethany, Oklahoma.

Senator Combs asked unanimous consent, which was granted, that all other members of the Senate be named coauthors of **SR 2**.

SR 2, as coauthored, was adopted upon motion of Senator Combs and ordered referred for enrollment.

Senator Lane moved the Senate stand recessed until the hour of 10:15 a.m., which motion prevailed.

The Senate reassembled at the appointed hour with Senator Boatner presiding.

Senator Miller questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which a quorum was present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 2 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1001 by Deatherage, Barker, Davis (Frank), Duckett, Vaughn, Whorton, Wilson, Murphy, Elder and Cunningham of the House and Crow and Boatner of the Senate was read and considered.

Senator Murphy asked to be named a coauthor of **HB 1001**, which was the order.

Upon motion of Senator Crow, **HB 1001**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1001**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1001 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cain, Capps, Clifton, Combs, Crow, Cullison, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Keller, Kilpatrick, Lamb, Landis, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, York.—36.

Nay: Smith, Watson.—2.

Excused: Cate, Crutcher, Cummins, Keating, Lane, Leonard, Nickles, Porter, Wolfe, Young.—10.

The bill and emergency passed.

HB 1001 was referred for engrossment.

Senator Luton moved the Senate stand recessed until the hour of 1:30 p.m., which motion prevailed.

The Senate reassembled in its Chamber with Senator Boatner presiding.

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

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

Senator Howell introduced former Senator H.B. Atkinson.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1001 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 returning Engrossed **SB 1**, as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 1 were read as follows:

Authors: Add the following coauthors: Cunningham, Duckett, Vaughn, Whorton and Murphy of the House.

Amendment No. 1. Amend Title, Page 1, Lines 12½ and 13, by deleting the following language: "Providing requirement for certain contracts;"

Amendment No. 2. Amend Page 1, Lines 28 through 31, by deleting the existing Section 2.

Amendment No. 3. Amend Page 1, Line 32, by inserting after the comma (,) and before the word "Two" the words "not less than".

Amendment No. 4. Page 1, Line 33, by deleting the word "may" and inserting the word "shall".

Amendment No. 5. Page 1, Line 34, by inserting after the semicolon (;) and before the word "One" the words "not less than".

Amendment No. 6. Page 1, Line 35, by deleting the word "may" and inserting the word "shall".

Amendment No. 7. Page 2, Line 1, by inserting after the word "and" and before the word "One" the words "not less than".

Amendment No. 8. Page 2, Line 2, by deleting the word "may" and inserting the word "shall".

PENDING CONSIDERATION OF HAS

HAs to SB 1 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs to SB 1**.

SB 1, 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, Capps, Cate, Clifton, Combs, Crow, Cullison, Dahl, Giles, Green, Howard, Howell, Johnson, Johnston, Kilpatrick, Lamb, Landis, Lane, Luton, McCune, McDaniel, Martin, Miller, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, York, Young.—36.

Nay: Berrong, Smith, Watson.—3.

Excused: Birdsong, Crutcher, Cummins, Keating, Keller, Leonard, Nickles, Terrill, Wolfe.—9.

The bill passed.

Senator Berrong desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows:

Aye: 37. Nay: 2. Excused: 9.

The emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

DECLARATION OF VOTE

Senator Terrill asked that the record reflect had he been present at the time of final passage of **SB 1** when the votes were taken, he would have voted "Nay" on the bill and the emergency section thereto, which was the order.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1001**, as amended.

Advising fourth reading of and returning Enrolled **SB 1**.

The above-numbered Enrolled bill was referred to the Governor.

Advising fourth reading of and transmitting for signature Enrolled **HB 1001**.

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

Senator Lane moved, when the clerk's desk is clear, the Senate of the First Extraordinary Session of the Thirty-seventh Legislature adjourn sine die, which motion was declared adopted.

MESSAGE FROM THE GOVERNOR

Advising approval by him, July 11, 1980, of Enrolled **SB 1**.

The Clerk announced his desk was clear, whereupon, as provided under the Lane motion, the Senate of the First Extraordinary Session of the Thirty-seventh Legislature adjourned sine die.

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